

Date: June 26, 2026
To: Ryan Howser, Planning and Community Development Department
From: Nancy Prieve, Environmental Division, Community Resources Department
Subject: Judge Orr Road Commercial Park Preliminary Plan SP264

The El Paso County Environmental Division has completed its review of the Judge Orr Road Commercial Park Preliminary Plan SP264. Our review consisted of the following items: wetlands, federally listed threatened or endangered species, general wildlife resources, migratory birds and noxious weeds.

1. Be advised that migratory birds and the nests and eggs of these species are protected under the Migratory Bird Treaty Act (MBTA). The applicant is advised to follow the recommendations in the Natural Features Report dated June 12, 2025 in order to avoid possible violations of the MBTA. The applicant is hereby on notice that the U.S. Fish and Wildlife Service has regulatory jurisdiction over migratory bird species. It is the applicant's responsibility, and not El Paso County's, to ensure compliance with all applicable laws and regulations, including but not limited to the MBTA.

The applicant must obtain the necessary approvals from all federal, state and county agencies as a part of their planning process.

We appreciate the opportunity to comment on this project. If you have any questions or concerns, please contact me at (719) 520-7845.