



# EL PASO COUNTY

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PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT  
CRAIG DOSSEY, EXECUTIVE DIRECTOR

September 19, 2017

JDS Hydro Consultants, INC.  
Attn: John McGinn, P.E.  
545 East Pikes Peak, Suite 300  
Colorado Springs, CO 80903

**Subject:** (ADM-17-020) Determination of Applicability of the El Paso County Guidelines and Regulations for Areas and Activities of State Interest (a.k.a. "1041 Regulations) as to the Widefield Water and Sanitation District's delivery of water services to the proposed Veterans Affairs Pikes Peak National Cemetery, and water quality resolution for the existing Peaceful Valley Lake Estates central water infrastructure.

Dear Mr. McGinn,

This letter is in response to your "Areas and Activities of State Interest Exemption Request" letter dated June 28, 2017 and revised August 14, 2017, which includes a request for an exemption of four (4) "Schedules" identified as pipelines A, B, C, and D.

Pipelines A and B are proposed for irrigation of the land at the Veterans Affairs Cemetery and to serve a single tap at the cemetery. Pipeline C is proposed to feed Pipeline B to the Veterans Cemetery, and to resolve Widefield Water and Sanitation District's existing water quality issues in the Peaceful Valley Lake Estates Subdivision located south of the Lorson Ranch development. Pipeline D interconnects Peaceful Valley Estates with the Lorson Ranch water system from Pipeline C.

After reviewing your letter against the applicable sections of the El Paso County *Guidelines and Regulations for Areas and Activities of State Interest* ("1041 Regulations"), it is my determination that the components of the proposed project do not

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constitute a "major extension" pursuant to Chapter 3, Article 1, Section 3.104 of the County's "1041" Regulations, and meet the exemption criteria which state:

- 2) *A municipal or industrial water project is exempt from this Chapter if it falls within one of the following criteria:*
  - (a) *The maintenance, repair, replacement of an existing component or facility of a Project if it does not constitute a material change, does not cause negative impacts different from the existing Project, and does not otherwise exacerbate existing impacts.*
  - (b) *Irrigation facilities used for agricultural purposes.*
  - (c) *A proposed municipal water project with a new or increased diversion per year, or a new or increased storage capacity, of less than 500 acre-feet.*

It is also my determination that the proposed project does not constitute a "major extension" triggering a Permit pursuant to Chapter 4, Article 1, Sections 4.101 and 103 of the County's "1041" Regulations which identify the threshold for permit requirement as:

*4.101 Designation of Activities of State Interest*

- (1) *New water supply systems, new water treatment plants or extensions of those systems or plants including water storage tanks, and line extensions that serve more than 250 single-family equivalents.*

*4.103 Definitions*

- (7) *Water supply system means the system of pipes, structures, and facilities through which a water supply is obtained, treated and sold or distributed for human consumption or household use, including systems whose service area is, or will be, outside the unincorporated area of El Paso County.*

It is my determination that the project, collectively known as "Schedules" A, B, C, and D, is not likely to cause negative impacts different from those of the existing facilities, pursuant to Chapter 1, Article 1, Section 105(6) of the Regulations, thus also warranting exemption. Therefore, based upon this determination, the Widefield Water and Sanitation District will not be required to obtain a Permit under the County's "1041" Regulations for installation of the proposed facilities identified in your letter dated August 14, 2017.

Please be advised that this determination is limited to the project as proposed in the August 2017 letter. Additional review(s) for applicability of the "1041" Regulations will be required by the County for any future change(s) to the facilities.

This determination shall only be interpreted as an exemption of the proposed project from permitting requirements under the County's "1041" Regulations. Construction drawing review and an ESQCP permit, which may be reviewed and approved administratively by County staff, may be required. Furthermore, where applicable, easements must be obtained from the land owners prior to approval of the construction drawings and ESQCP.

If you have any questions or concerns regarding this determination, please contact myself or Kari Parsons, Project Manager/Planner II, at (719) 520-6306 or [kariparsons@elpasoco.com](mailto:kariparsons@elpasoco.com).

Sincerely,

A handwritten signature in black ink, appearing to read "Craig Dossey". The signature is stylized and cursive, with a large initial "C" and "D".

Craig Dossey  
Executive Director

El Paso County Planning and Community Development Department

cc: Kari Parsons, Project Manager/Planner II  
ADM-17-020