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COLORADO
Department of Transportation
Region 2
Traffic & Safety – Permits Unit

Permit No. **226080**
El Paso County

November 9, 2026

Platte Ave Storage LLC
12325 Oracle Blvd
Colorado Springs, Colorado 80921

Permittee:

1. Please **review** the attached State Highway Access Permit (Form #101) and all attached documents.

2. If you choose **NOT** to accept the permit, please notify the Colorado Department of Transportation (CDOT) within 60 days of the date of this transmittal letter. If you have not contacted CDOT, and the permit offer has not been accepted within 60 days, CDOT will consider this permit withdrawn and reapplication will be required.

3. If you wish to **APPEAL** the Terms and Conditions of the permit, please refer to the attached Form 101, Pages 2 and 3 for an explanation of the appeal procedures.

4. **If you ACCEPT** the Permit and its Terms and Conditions and are authorized to sign as legal owner of the property or as an authorized representative, please sign and date the DocuSign Access Permit form #101 on the line marked "PERMITTEE". Your signature confirms your agreement to all the listed Terms and Conditions. **The file will be returned electronically to the permit Author for final signatures and completion. The executed DocuSign envelope will be returned to you electronically through email once the CDOT permit author has signed, executing the permit.** This states that we have an agreement to grant access at the given location to you. Keep in mind that a permit does not grant access, permission to construct or perform any work in the CDOT right-of-way. Access and permission to construct will be granted with a Notice to Proceed to construct.

5. **Once the digital signature is complete** you will receive a link to pay the permit fee through PayPal. The link is to pay the permit fee of $100.00. If the Permittee is not paying the fee and the fee is being paid by third party, a PayPal link can be requested through your permit author. **If the link is missing contact the permit author and they will send the link via email.**

6. As described in the attached Terms and Conditions, you must make a written request to obtain a Notice to Proceed. **DO NOT** begin any work within the State Highway Right-of-Way without a validated Access Permit and Notice to Proceed. Use of this permit without the Colorado Department of Transportation's validation shall be considered a violation of State Law and the permit will be revoked.

If you have any questions or if you require any additional information, please contact:

Kimberly Blanchard
Region 2 Access Management Trainee
5615 Wills Boulevard, Suite A
Pueblo, CO 81004
719-924-2930
kimberly.blanchard@state.co.us

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COLORADO DEPARTMENT OF TRANSPORTATION

STATE HIGHWAY ACCESS PERMIT

CDOT Permit No.	State Highway No / MP / Side	Permit Fee	Date of Transmittal	Region / Section / Patrol / Name	Local Jurisdiction
226080	024G / 311.04 / Right	$100.00	11/09/2026	2 / 04 / 9 / Meyers	El Paso County

The Permittee(s):

Platte Ave Storage LLC
12325 Oracle Blvd
Colorado Springs, Colorado 80921
P 719-264-6955 E jbeggs@cocommercial.net

The Applicant(s):

Colorado Commercial Construction
Joshua Beggs
12325 Oracle Blvd
COLORADO SPRINGS, Colorado 80921
P 7192646955 E jbeggs@cocommercial.net

is hereby granted permission to have an access to the state highway at the location noted below. The access shall be constructed, maintained and used in accordance with this permit, including the State Highway Access Code and any attachments, terms, conditions and exhibits. This permit may be revoked by the Issuing Authority if at any time the permitted access and its use violate any parts of this permit. The issuing authority, the Department and their duly appointed agents and employees shall be held harmless against any action for personal injury or property damage sustained by reason of the exercise of the permit.

Location:

SH024G ±211.2 feet east of MP311(MP311.04), Right-S.
6001 E Platte Avenue

Access to Provide Service to:

Code	*Land Use*	*AADT*	*PHV_AM*	*PHV_PM*
151	Mini-Warehouse	112	8	10
151	RV/Vehicle/Boat Storage	34	6	8
	TOTAL	**146**	**14**	**18**

Code	*Land Use*	*AADT*	*PHV_AM*	*PHV_PM*
	Total Traffic – Motel Road connection to US24	3100	240	310

Additional Information:

Please see Additional Terms & Conditions

MUNICIPALITY OR COUNTY APPROVAL

Required only when the appropriate local authority retains issuing authority.

Signature	Print Name	Date	Title
n/a	n/a	n/a	n/a

Upon the signing of this permit the permittee agrees to the terms and conditions and referenced attachments contained herein. All construction shall be completed in an expeditious and safe manner and shall be finished within 45 days from Initiation. The permitted access shall be completed in accordance with the terms and conditions of the permit prior to being used.

The permittee shall notify Justin Rodriquez, with the Colorado Department of Transportation, at 719-251-0613 at least 48 hours prior to commencing construction within the State Highway right-of-way.

The person signing as the permittee must be the owner or legal representative of the property served by the permitted access and have full authority to accept the permit and its terms and conditions.

	Print Name	Date
DocuSigned by: **Permittee Signature:** Josh Beggs E50FA88AF37546E...	Josh Beggs	11/9/2026 | 3:15 PM EST
Co-Permittee Signature: (if applicable)	Print Name	Date

This permit is not valid until signed by a duly authorized representative of the Department.

COLORADO DEPARTMENT OF TRANSPORTATION

Signature	Print Name	Title	Date (of issue)
Signed by: Adam Lancaster F8714BFB1D64B8...	Adam Lancaster	Permits Program Manager	11/9/2026 | 3:15 PM EST

Copy Distribution: Required: 1.Region 2.Applicant 3.Staff Access Section 4.Central Files — Make copies as necessary for: Local Authority MTCE Patrol Inspector Traffic Engineer

Previous editions are obsolete and may not be used

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The following paragraphs are excerpts of the State Highway Access Code. These are provided for your convenience but do not alleviate compliance with all sections of the Access Code. A copy of the State Highway Access Code is available from your local issuing authority (local government) or the Colorado Department of Transportation (Department). When this permit was issued, the issuing authority made its decision based in part on information submitted by the applicant, on the access category which is assigned to the highway, what alternative access to other public roads and streets is available, and safety and design standards. Changes in use or design not approved by the permit or the issuing authority may cause the revocation or suspension of the permit.

APPEALS

1. Should the permittee or applicant object to the denial of a permit application by the Department or object to any of the terms or conditions of a permit placed there by the Department, the applicant and permittee (appellant) have a right to appeal the decision to the [Transportation] Commission [of Colorado]. To appeal a decision, submit a request for administrative hearing to the Transportation Commission of Colorado within 60 days of transmittal of notice of denial or transmittal of the permit for signature. Submit the request to the Transportation Commission of Colorado, 4201 East Arkansas Avenue, Denver, Colorado 80222-3400. The request shall include reasons for the appeal and may include changes, revisions, or conditions that would be acceptable to the permittee or applicant.

2. Any appeal by the applicant or permittee of action by a local issuing authority shall be filed with the local authority and be consistent with the appeal procedures of the local authority.

3. In submitting the request for administrative hearing, the appellant has the option of including within the appeal a request for a review by the Department's internal administrative review committee pursuant to [Code] subsection 2.10. When such committee review is requested, processing of the appeal for formal administrative hearing, 2.9(5) and (6), shall be suspended until the appellant notifies the Commission to proceed with the administrative hearing, or the appellant submits a request to the Commission or the administrative law judge to withdraw the appeal. The two administrative processes, the internal administrative review committee, and the administrative hearing, may not run concurrently.

4. Regardless of any communications, meetings, administrative reviews or negotiations with the Department or the internal administrative review Committee regarding revisions or objections to the permit or a denial, if the permittee or applicant wishes to appeal the Department's decision to the Commission for a hearing, the appeal must be brought to the Commission within 60 days of transmittal of notice of denial or transmittal of the permit.

PERMIT EXPIRATION

1. A permit shall be considered expired if the access is not under construction within one year of the permit issue date or before the expiration of any authorized extension. When the permittee is unable to commence construction within one year after the permit issue date, the permittee may request a one-year extension from the issuing authority. No more than two one-year extensions may be granted under any circumstances. If the access is not under construction within three years from date of issue the permit will be considered expired. Any request for an extension must be in writing and submitted to the issuing authority before the permit expires. The request should state the reasons why the extension is necessary, when construction is anticipated, and include a copy of page 1 (face of permit) of the access permit. Extension approvals shall be in writing. The local issuing authority shall obtain the concurrence of the Department prior to the approval of an extension and shall notify the Department of all denied extensions within ten days. Any person wishing to reestablish an access permit that has expired may begin again with the application procedures. An approved Notice to Proceed, automatically renews the access permit for the period of the Notice to Proceed.

CONSTRUCTION

1. Construction may not begin until a Notice to Proceed is approved. (Code subsection 2.4]

2. The construction of the access and its appurtenances as required by the terms and conditions of the permit shall be completed at the expense of the permittee except as provided in subsection 2.14. All materials used in the construction of the access within the highway right-of-way or on permanent easements, become public property. Any materials removed from the highway right-of-way will be disposed of only as directed by the Department. All fencing, guard rail, traffic control devices and other equipment and materials removed in the course of access construction shall be given to the Department unless otherwise instructed by the permit or the Department inspector.

3. The permittee shall notify the individual or the office specified on the permit or Notice to Proceed at least two working days prior to any construction within state highway right-of-way. Construction of the access shall not proceed until both the access permit and the Notice to Proceed are issued. The access shall be completed in an expeditious and safe manner and shall be finished within 45 days from initiation of construction within the highway right-of-way. A construction time extension not to exceed 30 working days may be requested from the individual or office specified on the permit.

4. The issuing authority and the Department may inspect the access during construction and upon completion of the access to ensure that all terms and conditions of the permit are met. Inspectors are authorized to enforce the conditions of the permit during construction and to halt any activities within state right-of-way that do not comply with the provisions of the permit, that conflict with concurrent highway construction or maintenance work, that endanger highway property, natural or cultural resources protected by law, or the health and safety of workers or the public.

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5. Prior to using the access, the permittee is required to complete the construction according to the terms and conditions of the permit. Failure by the permittee to abide by all permit terms and conditions shall be sufficient cause for the Department or issuing authority to initiate action to suspend or revoke the permit and close the access. If in the determination of the Department or issuing authority the failure to comply with or complete the construction requirements of the permit creates a highway safety hazard, such shall be sufficient cause for the summary suspension of the permit. If the permittee wishes to use the access prior to completion, arrangements must be approved by the issuing authority and Department and included in the permit. The Department or issuing authority may order a halt to any unauthorized use of the access pursuant to statutory and regulatory powers. Reconstruction or improvement of the access may be required when the permittee has failed to meet required specifications of design or materials. If any construction element fails within two years due to improper construction or material specifications, the permittee shall be responsible for all repairs. Failure to make such repairs may result in suspension of the permit and closure of the access.

6. The permittee shall provide construction traffic control devices at all times during access construction, in conformance with the M.U.T.C.D. as required by section 42-4-104, C.R.S., as amended.

7. A utility permit shall be obtained for any utility work within highway right-of-way. Where necessary to remove, relocate, or repair a traffic control device or public or private utilities for the construction of a permitted access, the relocation, removal or repair shall be accomplished by the permittee without cost to the Department or issuing authority, and at the direction of the Department or utility company. Any damage to the state highway or other public right-of-way beyond that which is allowed in the permit shall be repaired immediately. The permittee is responsible for the repair of any utility damaged in the course of access construction, reconstruction or repair.

8. In the event it becomes necessary to remove any right-of-way fence, the posts on either side of the access shall be securely braced with an approved end post before the fence is cut to prevent any slacking of the remaining fence. All posts and wire removed are Department property and shall be turned over to a representative of the Department.

9. The permittee shall ensure that a copy of the permit is available for review at the construction site at all times. The permit may require the contractor to notify the individual or office specified on the permit at any specified phases in construction to allow the field inspector to inspect various aspects of construction such as concrete forms, subbase, base course compaction, and materials specifications. Minor changes and additions may be ordered by the Department or local authority field inspector to meet unanticipated site conditions.

10. Each access shall be constructed in a manner that shall not cause water to enter onto the roadway or shoulder and shall not interfere with the existing drainage system on the right-of-way or any adopted municipal system and drainage plan.

11. By accepting the permit, permittee agrees to save, indemnify, and hold harmless to the extent allowed by law, the issuing authority, the Department, its officers, and employees from suits, actions, claims of any type or character brought because of injuries or damage sustained by any person resulting from the permittee's use of the access permit during the construction of the access.

CHANGES IN ACCESS USE AND PERMIT VIOLATIONS

1. It is the responsibility of the property owner and permittee to ensure that the use of the access to the property is not in violation of the Code, permit terms and conditions or the Act. The terms and conditions of any permit are binding upon all assigns, successors-in-interest, heirs and occupants. If any significant changes are made or will be made in the use of the property which will affect access operation, traffic volume and or vehicle type, the permittee or property owner shall contact the local issuing authority or the Department to determine if a new access permit and modifications to the access are required.

2. When an access is constructed or used in violation of the Code, section 43-2-147(5)(c), C.R.S., of the Act applies. The Department or issuing authority may summarily suspend an access permit and immediately order closure of the access when its continued use presents an immediate threat to public health, welfare or safety. Summary suspension shall comply with article 4 of title 24, C.R.S.

MAINTENANCE

1. The permittee, his or her heirs, successors-in-interest, assigns, and occupants of the property serviced by the access shall be responsible for meeting the terms and conditions of the permit, the repair and maintenance of the access beyond the edge of the roadway including any cattle guard and gate, and the removal or clearance of snow or ice upon the access even though deposited on the access in the course of Department snow removal operations. Within unincorporated areas the Department will keep access culverts clean as part of maintenance of the highway drainage system. However, the permittee is responsible for the repair and replacement of any access-related culverts within the right-of-way. Within incorporated areas, drainage responsibilities for municipalities are determined by statute and local ordinance. The Department will maintain the roadway including auxiliary lanes and shoulders, except in those cases where the access installation has failed due to improper access construction and/or failure to follow permit requirements and specifications in which case the permittee shall be responsible for such repair. Any significant repairs such as culvert replacement, resurfacing, or changes in design or specifications, requires authorization from the Department.

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ADDITIONAL TERMS & CONDITIONS

Access Permit No: 226080 | November 2, 2026
Permittee: Platte Self Storage | SH024G, MP31.04, Rt-S
Applicant: Colorado Commercial Construction | El Paso County

1. **READ ALL STANDARD REQUIREMENTS ON THE ATTACHED FORM 101 AND OTHER TERMS AND CONDITIONS ON THESE ATTACHED SHEETS.**

2. This Permit hereby replaces all previous access permit(s) for this ownership, which now become null and void.

3. A NOTICE TO PROCEED, CDOT Form 1265, is required before beginning the construction of the access or use of the access. Prior to NOTICE TO PROCEED issuance, the Permittee shall provide all documents required of these terms & conditions, including, but not limited to, the following:

   a. A written request for a NOTICE TO PROCEED that includes the access permit number
   b. Construction Plan Set

4. The purpose of this Access Permit is to construct a new access to the Frontage Road (Motel Road) on the south side of US Highway 024G at milepost 311.04, and allow improvements to be made on the southwest corner of the US Highway 024G access on Motel Road, and is issued in conjunction with Access Permit #226065.

   This access permit was prompted by Platte Self Storage located at 6001 E Platte Ave, Tract in NW4 of section 18, township 14, range 65, parcel #5418000075, vacant commercial lots.

   The access will serve Platte Self Storage which is planned to be developed with 622 mini-warehouse storage units, 168 RV/boat storage spaces, and 58,000 square feet of warehouse buildings.

5. The access to the frontage road is located on the right/south side of US Highway 024G, a distance of ±211.2 feet east from milepost 311(MP311.04), El Paso County. The access is a distance of ±1,466.3 feet west from the Frontage Road connection to US Highway 024G, with a known address of 6001 E Platte Avenue, Colorado Springs, El Paso County.

6. This section of US Highway 024G is a Category E-X highway with a connection to Motel Road which is a category F-R Frontage Road. The Frontage Road connection to East Platte Avenue is a two-lane non-arterial street without a posted speed limit in the vicinity.

7. The Annual Average Daily Traffic (AADT) volumes and Peak Hour Volumes (PHV) using this access shall not exceed the following:

Code	*Land Use*	*AADT*	*PHV_AM*	*PHV_PM*
151	Mini-Warehouse	112	8	10
151	RV/Vehicle/Boat Storage	34	6	8
	TOTAL	**146**	**14**	**18**

The Annual Average Daily Traffic (AADT) volumes and Peak Hour Volumes (PHV) using the east Frontage Road connection to US024G (base line volumes established under Access Permit 226014) shall not exceed the following:

Code	*Land Use*	*AADT*	*PHV_AM*	*PHV_PM*
	Total Traffic – Motel Road connection to US24	3100	240	310

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ADDITIONAL TERMS & CONDITIONS

Access Permit No: 226080 November 2, 2026
Permittee: Platte Self Storage SH024G, MP31.04, Rt-S
Applicant: Colorado Commercial Construction El Paso County

8. If in the future, the traffic volumes increase by greater than 20% of the permitted number and/or any significant changes are made or will be made in the use of the property which will affect access operation, traffic volume and or vehicle type, the Permittee or current property owner is required to apply for a new Access Permit and may be required to construct highway improvements.

9. This access on Motel Road will be allowed f**ull movement.** However, left turn movements in and out of this access maybe prohibited at some future date.

10. The access width shall be 28 feet measured at the right-of-way line. The access width shall be measured exclusive of the radii, flares, curb, gutter, and any median. Only the travel portion of the access is measured.

11. The following criteria were used to establish this Access Permit:

    a. The Application for Access Permit (CDOT Form 137) signed by the permittee on 6/18/2026 and accepted on 10/23/2026
    b. All attachments included with the application
    c. State Highway Access Code, Volume 2, CCR-601-1; Effective date March 2002
    d. The State Highway Access Category Assignment Schedule, as revised
    e. The Colorado Department of Transportation (CDOT) M&S Standard Plans
    f. The Colorado Department of Transportation (CDOT) Standard Specifications
    g. Vicinity Map
    h. Approved Traffic Report, LSC Transportation Consultants, Inc., signed and sealed by Jeffrey C Hodsdon, PE #31684, dated 08/30/2026
    i. Approved Drainage Report, TERRA NOVA ENGINEERING INC., signed and sealed by Dane Lorin Frank, PE #0050207, dated 10/09/2025

12. No additional access will be allowed to the right/south side of US Highway 024G between milepost 311 and milepost 311.55, AND MORE SPECIFICALLY ON Frontage Road Motel Road between milepost 311 and Milepost 311.07, with the exception of Access Permit 226065 located at milepost 311.02.

    Physical separation and delineation along a property frontage such as curb and gutter or fencing, may be required when necessary to ensure that access will be limited to permitted locations.

13. If in the future, alternate access to the property is gained from a local road, the access to the highway shall be closed.

14. This Access Permit is issued in accordance with the 2002 State Highway Access Code (2CCR 601-1) and is based in part upon the information submitted by the Permittee. This Access Permit is only for the use and purpose stated in the Application and on the Permit. Any changes, based upon existing and/or anticipated future conditions in traffic volumes, drainage, types of traffic, or other operational aspects may render this permit void, requiring a new Application for Access Permit to be submitted for review by the Department and/or Issuing Authority.
15. By accepting this permit, the Permittee agrees to save, indemnify, and hold harmless to the extent allowed by law, the Issuing Authority, the Department, its officers, and employees from suits, actions, claims of any type or character brought because of injuries or damage sustained by any person resulting from the Permittee's use of the Access Permit during the construction of the access.

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ADDITIONAL TERMS & CONDITIONS

16. The following improvements are required to be designed and installed as detailed in this document:

    a. Frontage Road Motel Road connection to US Highway 024G at MP 311(311.31):
        - Pavement widening on the southwest corner of the intersection

    b. Access:
        - Hard surface pavement
        - An access that has a gate shall be designed so that the longest vehicle using it can clear the roadway when the gate is closed
        - Culvert as required

    Any highway improvements shall be designed and constructed by the Permittee at no cost to the Department. Failure by the Permittee to provide such warranted improvements may result in the revoking of the Access Permit and closure of the access approach.

17. Additional Department permits are required for work involving all utilities and landscaping within the right-of-way.

18. The Permittee is responsible for obtaining any necessary additional federal, state and/or local government agency permits or clearances required for construction of the access. Approval of this Access Permit does not constitute verification of this action by the Permittee.

19. The Permittee is hereby advised that other utilities may exist within the proposed permit area and shall implement all measures to protect any existing utilities from damage.

20. Installation or removal of any right-of-way fence by the Permittee shall be consistent with right-of-way fence law in section 35-46-111 C.R.S. and Section 4.9 of the State Highway Access Code. The Permittee is required to obtain a highway right-of-way fence agreement for a special fence if the Permittee desires to remove the existing standard highway fencing in the area. The Permittee shall contact the CDOT Right-of-Way Unit for information regarding the fence agreement.

    It is the responsibility of the Permittee to prevent all livestock from entering the State Highway right of way at this access location. Any livestock that does enter the highway right of way shall be the sole responsibility of the Permittee.

    Any existing or proposed cattle guard shall be located outside of CDOT right-of-way and within the permittee/owner's property boundaries and all repairs are the sole responsibility of the property owner.

21. Any damage to existing highway facilities shall be repaired immediately at no cost to the Department and prior to continuing other work. Any mud or other material tracked or otherwise deposited on the roadway shall be removed daily or as ordered by the Department Inspector.

22. The Permittee is required to comply with the Americans with Disabilities Act Accessibility Guidelines (ADAAG) that have been adopted by the U.S. Architectural and Transportation Barriers Compliance Board (Access Board) and incorporated by the U.S. Attorney General as a federal standard. These guidelines are defining traversable slope requirements and prescribing the use of a defined pattern of truncated domes as detectable warnings at street crossings. The new Standards Plans and can be found on the Design and Construction Project Support web page at: https://www.codot.gov/business/designsupport.

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23. The local jurisdiction may have established by ordinance or resolution more stringent design standards and/or require additional permitting. The more stringent standards shall apply.

24. Backing maneuvers within and into the State Highway right-of-way are strictly prohibited. All vehicles shall enter and exit the highway right-of-way in a forward movement. Backing into the right-of-way shall be considered a violation of the Terms and Conditions of the Access Permit and may result in the revocation of the Permit by the Department and/or Issuing Authority.

25. The Permittee shall maintain adequate, unobstructed sight distance in both directions from the access. When determining the distance between accesses, the point of tangent shall be used where a radius is present, or the beginning of the curb cut. The minimum sight distance that shall be maintained along the highway for the access shall be 450 feet. The minimum sight distance that shall be maintained for the vehicle entering the highway shall be 935 feet

26. Any landscaping or potentially obstructing objects such as but not limited to advertising signs, structures, trees, bushes, and landscape elements shall be designed, placed, and maintained at a height not to interfere with the sight distance needed by any vehicle using the access. No vertical elements are allowed within the clear zone as determined by the Department. The Department will require any object or landscaping to be maintained. If the objects are deemed by the Department to be a traffic hazard, it shall be removed by the Permittee at no cost to the Department.

27. The Department retains the right to perform any necessary maintenance work in this area.

DRAINAGE

28. The highway drainage system is for the protection of the state highway right-of-way, structures, and appurtenances. It is not designed nor intended to serve the drainage requirement of abutting or other properties beyond undeveloped historical flow. Design, installation, and maintenance of any drainage facilities shall be consistent with Sections 2.7, 4.9, and 4.11 of the State Highway Access Code.

    Each access shall be constructed in a manner that shall not cause water to enter onto the roadway or shoulder and shall not interfere with the existing drainage system in the right-of-way or any adopted municipal system and drainage plan. Drainage to the state highway right-of-way shall not exceed the undeveloped historical rate of flow.

29. If applicable, drainage shall be according to the approved drainage report.

30. The Permittee shall provide, install, and maintain, at their own expense, drainage structures for access that will become an integral part of the existing drainage system. Drainage structures under the access should extend beyond the access radius to accommodate the side slopes with the specified end treatment.

31. If applicable, the Permittee shall install drainage features per the approved plan and/or detail to include culverts, cross pans, ditches, etc. Flared end sections or other protective end treatments are required for culverts larger than 18-inch diameter.

32. All existing drainage structures shall be extended, modified, or upgraded as applicable to accommodate all new construction and safety standards. This shall be done in accordance with the Department's standard specifications.

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33. If a storm sewer is available, it shall be used to the extent possible.

34. If a cross-pan is required, it shall be reinforced concrete, a minimum of 8-feet wide and 8-inches thick, in accordance with the Department's standard specifications.

35. Any work in area adjacent to open water (streams, drainage, ponds, etc.) will require adequate erosion control measures in accordance with Section 107.25 of the Department's standard specifications.

36. Any other discharges may require Colorado Discharge Permit(s) or separate permits from CDPHE or the appropriate agency before work begins. For additional information and forms, go to the CDPHE website at: https://cdphe.colorado.gov/water-quality-permits.

37. The Permittee is responsible for all environmental compliance, including but not limited to airborne pollutants, discharges, and erosion control measures during the construction phase. The Permittee is responsible for MS4 compliance; best management practice during construction should include clean project ingress and egress.

ENVIRONMENTAL

38. It is the responsibility of the Permittee/applicant to determine which environmental clearances and/or regulations apply to the access and to obtain any clearances that are required directly from the appropriate agency. Please refer to or request a copy of the "CDOT Environmental Clearance Information Summary" for details. FAILURE TO COMPLY WITH REGULATORY REQUIREMENTS MAY RESULT IN SUSPENSION OR REVOCATION OF YOUR CDOT PERMIT, OR ENFORCEMENT ACTIONS BY OTHER AGENCIES.

39. Although the local agency may or may not be an agency that is required to obtain MS-4 permits, the Department would like to emphasize this development devise and implement a permanent plan for periodic removal and disposal of sediment from detention facilities and for maintenance of development detention facilities. Attached is the CDOT Environmental Clearances Information Summary listing some of the more commonly encountered environmental permits/clearances that may apply to activities and contacts for questions regarding these permits/clearances.

40. If applicable, the Permittee shall provide the Department with the following information prior to commencement of any construction activities beyond the existing curb and gutter or paved area, within the State Highway right-of-way:

    a. Threatened or Endangered Species Clearances
    b. Wetlands Clearances
    c. Archaeological and Paleontological Clearances

41. Any environmental discoveries shall be mitigated in conformance with Section 107.23 of the Standard Specifications for Road and Bridge Construction, latest edition. A surface survey must be performed, and a written clearance provided to the Department prior to a NOTICE TO PROCEED to Construction being issued. It is the responsibility of the Permittee to assure that no such sites are present prior to commencement of any construction activities. All identified sites shall be mitigated to the satisfaction of the appropriate agency prior to proceeding with work activities. Wetland mitigation shall be completed in conformance with the policies, procedures and regulations of the Corps of Engineers, Federal Highway Administration and the State of Colorado as may be applicable.

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42. All submittals, documents, plans, and other items that must be completed shall be submitted and approved by the Department before a NOTICE TO PROCEED to construction will be issued. Prior to NOTICE TO PROCEED issuance the Permittee shall also provide following:

    a. Construction plan set and specifications prepared by a Colorado Licensed Professional Engineer (Engineer) and submitted to the Department for approval. The plans must include, but not limited to, pavement striping and signing, layout of auxiliary lanes, utility locations, present and proposed right-of-way lines, present and proposed traffic control devices, cross sections on 50-foot intervals (NO CONTOURS), typical roadway sections, and final stabilization/seeding requirements. **See attached checklist**.
    b. A Construction Cost Estimate for the highway improvements to be approved by the Department, including mobilization and temporary traffic control. The estimate shall be completed using CDOT line-item codes and descriptions when possible.
    c. A performance bond or other approved surety from the Permittee (or Assignee) to the Department that will ensure completion of the approved highway and all related intersection improvements. The bond must be in the amount equal to 110% of the cost necessary to complete the project in accordance with Access Permit terms and conditions, per the approved Construction Cost Estimate. The bond company must be licensed to do business in the State of Colorado. The Cost Estimate and a draft of the bond language must be provided and approved by the Department before acceptance of the final bond and before issuance of the NOTICE TO PROCEED. **See attached performance bond guidelines.**
    d. Escrow in lieu of highway improvements.
    e. Additional monetary or legal guarantees for the phasing of improvements.
    f. Proof that any impacted portions of the state highway are included in the Permittee's Construction Stormwater Permit (CSP).

TRAFFIC CONTROL, SIGNING, & STRIPING

43. Two-way traffic shall be always maintained throughout the work area on the state highway.

44. Signing, paving markings, and striping for the safe and proper operation and control of the access are the responsibilities of the Permittee in accordance with the approved plans.

45. All traffic control devices (permanent or temporary) within the highway or other public right-of-way or access that serve the public shall conform to the M.U.T.C.D.

46. Any construction within state highway right-of-way shall have an approved work zone traffic control plan with required installed temporary traffic control and only be performed during the approved hours and days.

    a. This plan shall utilize temporary traffic control devices as necessary to ensure the safe and expeditious movement of traffic around and through the work site as well as ensure the safety of the workforce.
    b. A Certified Traffic Control Supervisor or a Colorado Licensed Professional Traffic Engineer should prepare the traffic control plan. The plan shall be in conformance with the latest Manual on Uniform Traffic Control Devices (MUTCD) and other applicable standards.
    c. The plan must be submitted and approved by the CDOT Access Inspector at least five working days prior to beginning construction within the highway right of way.
    d. All work that requires temporary traffic control shall be supervised by a licensed professional traffic engineer or by a certified traffic control supervisor. The traffic control supervisor shall, at a minimum, inspect the temporary traffic control daily and shall provide inspection records upon request.

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e. The contractor, in accordance with the Department's standards, shall certify flagging personnel when required.
f. The contractor shall ensure the CDOT approved traffic control and construction plans along with the Permit and the NOTICE TO PROCEED TO CONSTRUCTION must be available on site throughout the duration of the construction.

47. Prior to removing any existing highway signs within the limits of the construction activities or if any traffic control devices are within 50 feet of the construction area, the Permittee/Contractor must contact the CDOT Access Inspector for guidance and direction.

ACCESS SURFACING

48. The access shall be surfaced from the highway roadway to the right-of-way line as follows:

a. The access shall be surfaced with pavement for a minimum of 50 feet from the traveled way. The remainder of the access within the highway right-of-way shall be surfaced with 12-inches of Aggregate Base Course (Class 6), if not paved also.

The access, Motel Road, shall remain surfaced with pavement per CDOT Standards from the highway roadway to the right-of-way line.

Pavement shall be:
- 6-inches of compacted Hot Mix Asphalt Type SX(75) PG58-28 and 12-inches of Aggregate Base Course (Class 6); or
- 8-inches of approved concrete and 12-inches of Aggregate Base Course (Class 6)

b. Any access requiring a turn lane shall have a hard surface pavement for a minimum distance of 50 feet from the traveled way. The surfacing for the access and the widening shall be per an approved pavement design and mix design on a sub-grade with "R>66". The designs shall be submitted to the CDOT Access Inspector for review and approval. The pavement and mix designs shall be incorporated in the plans.
c. If necessary, the Permittee will be responsible for removing any existing rumble strips that are on the shoulder of the highway at the access connection point or when altering the highway centerline. The strips must be removed 300-feet east and west from the point of tangent of the radii along the highway or as required per approved striping plan. Removal on asphalt pavement shall be done by milling the pavement down at least to the bottom of rumble strip or 2-inches, whichever is greater, and overlaying. The overlay shall be the full width of the affected lane and including the shoulder if the shoulder is less than 10-feet wide. Removal on concrete pavement will require full removal and replacement of the affected concrete panels, joint to joint.
d. A mill and overlay of the existing roadway may be required if:
    - the current condition of the roadway and the additional surface quality and roadway strengths are impacted
    - through lanes are redirected
    - the centerline of the roadway is shifted
    - surface drainage is impacted
    - uneven pavement joint transitions are created
e. If hard surfacing (concrete or bituminous pavement) abuts existing pavement, the existing pavement shall be saw cut and removed a minimum of one (1) foot back from the existing edge of pavement.
f. If patching is required due to saw cutting, Hot Mix Asphalt Type SX(75) PG58-28 shall be used. The asphalt shall match existing (6-inches minimum). The material will be placed in 2-inch lifts.

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g. All pavement construction and materials shall be in accordance with the Department's standard specifications.

49. The radii requirements shall be consistent with Section 4.6 of the State Highway Access Code and as follows:

    a. Where roadway shoulders are present, the radius is measured to the edge of the closest lane.
    b. The access width, for an access without curbs, shall be measured exclusive of the radii or flares. The width of any non-traversal median is not counted as part of the access width. Only the travel portion is measured.

50. When curb & gutter is present, or required, it shall be Standard Type 2 Curb in conformance with Section IIB of CDOT Standard M-609-1 or match the existing curb and gutter.

UTILITIES

51. It is the responsibility of the permittee to comply with the Subsurface Utility Engineering (SUE) requirements as defined in the ASCE 38 (American Society for Civil Engineering).

52. The Permittee is responsible for any utilities and/or traffic control devices disrupted by the construction of this access and all expenses incurred for repair. There are existing utilities on the highway right-of-way by permit. Owners of those utilities must be contacted. Any work necessary to protect existing permitted utilities, such as encasements, bulwarks, etc. will be the responsibility of the Permittee.

    a. Non-Destructive Air-vacuum Excavation (potholing) to expose the utilities being surveyed to determine their exact depth and location may be necessary before any work commences. A core hole saw cut is the recommended method of entry through pavement for potholing. Flowfill is required for backfill of the core hole under the pavement or on the roadway.
    b. The vacuum excavation technique is used not only to expose utilities but also for other uses that are benefited by the non-invasive/non-destructive, environmentally friendly technology such as dewatering or drill fluid/saw cutting fluid removal.
    c. The Contractor shall utilize a spotter to assist in the visual inspection of all excavation work as it progresses near existing CDOT Intelligent Transportation Systems fiber optic line conduits, pull boxes and manholes. The Contractor shall provide a spotter to aid equipment operators when construction activities are near marked or unmarked fiber lines.
    d. The spotter shall observe all excavation work as it progresses to ensure that no damage occurs to existing underground fiber lines. When the spotter has visual sight of the underground conduit, the spotter shall notify the equipment operator of the proximity to the conduit and begin to guide the excavation work. The spotter shall guide all excavation work around the conduit to ensure no damage occurs.

OTHER DESIGN ELEMENTS

53. Other design elements shall be consistent with Section 4.9 of the State Highway Access Code.

SURVEY

54. Survey Markers or Monuments

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a. Survey markers or monuments must be preserved in their original positions. Notify the CDOT Survey Unit immediately upon damage to or discovery of any such markers or monuments at the work site.
b. Any survey markers or monuments disturbed during the execution of this permit shall be repaired and/or replaced immediately to the satisfaction of the CDOT Survey Unit at the expense of the Permittee.
c. All survey procedures and minimum tolerances shall be in conformance with the Department Survey Manual and the "Manual of Instruction for the Survey of Public Lands of the United States" 1972 and section 38-53-101 et seq, C.R.S.
d. Monuments shall conform to Department Standard M-629-1.

INSURANCE

55. The Permittee or the contractor shall be required to provide comprehensive general liability and property damage insurance naming the Department and the Issuing Authority (if applicable) as an additional insured party, in the amounts of not less than $1,000,000 per occurrence and automobile liability insurance of $1,000,000 combined single limit bodily injury and property damage for each accident, during the period of access construction. For contractors having more than one (1) employee they shall also have Workers Compensation per statute and employers' liability in amounts not less $1,000,000. The permittee or contractor shall carry property insurance policies covering their own properties with a waiver of subrogation endorsement. The insurance certificate shall also list the Access Permit number.

ENGINEER OF RECORD, CONSTRUCTION MANAGEMENT, & INSPECTIONS

56. The Permittee shall hire a Colorado Licensed Professional Engineer to serve as the Engineer in Responsible Charge of construction observation. The Engineer's responsibilities include, but are not limited to:

a. The Engineer in responsible charge of construction observation shall evaluate compliance with plans and specifications regarding the roadway improvements within the State Highway right-of-way only. The Engineer's responsibilities shall be as defined in laws, rules, and policies of the State Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors, and the relevant sections of the CDOT Standard Specifications for Road and Bridge Construction. The Engineer shall be experienced and competent in road and bridge construction management, and inspection and materials testing.
b. The Engineer shall carefully monitor the contractor's compliance with the permit specifications, including Construction Zone Traffic Control, and report any item which may not be in compliance or cannot be determined to be in compliance, and the nature and scope of the item relative to compliance.
c. The Engineer shall test construction materials for compliance and provide test results.
d. *Engineering Certification*: After inspection and before final acceptance, the Engineer shall provide written certification to the Department. Certification is defined as a statement that includes all of the following:
    - That all inspections, materials, materials testing, and construction methods conform to the plans, specifications and purpose of design; and
    - Is based upon the Engineer's knowledge, information, and is in accordance with applicable standards of practice; and
    - That the engineering services addressed therein have been performed by the Engineer, or under the Engineer in Responsible Charge; and
    - Signature and seal of the Engineer.

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57. The Permittee shall provide a complete set of the As-Built plans, signed and sealed by the Engineer.

MISCELLANEOUS

58. All costs associated with the installation of this access are the responsibility of the Permittee. This includes design, construction, utility relocation, testing of materials and inspection.

59. A pre-construction meeting shall be held with the CDOT Access Inspector prior to any construction within the state highway right-of-way AT LEAST 5 DAYS BEFORE STARTING WORK. To schedule a meeting, contact the Access Inspector.

60. The Department or Issuing Authority may suspend any work due to non-compliance with the provisions of this permit, adverse weather or traffic conditions, concurrent highway construction or maintenance in conflict with permit work or any condition deemed unsafe for workers or the public. The work may be resumed upon notice from the Department or Issuing Authority.

61. If necessary, minor changes, corrections and/or additions to the Permit may be ordered by the Department or local authority, to meet unanticipated site conditions. Changes may not be in violation of the State Highway Access Code. All major changes to the permit must be approved in writing by the Department prior to commencement of any work on or within the State Highway right-of-way.

62. Under no circumstances shall the construction of a private driveway by a private interest interfere with the completion of a public highway construction project.

63. No construction traffic is allowed to enter the highway along pioneered pathways through the ditches. Ditches may not be used for any construction purposes unless allowed under appropriate legal permits.

64. Equipment and vehicles cannot be parked in the clear zone; this includes when occupied by construction personnel; the clear zone shall be kept clear of vehicles, equipment, and stockpile to prevent accidents.

65. All workers within the State Highway right of way shall comply with their employer's safety and health policies/procedures and all applicable US Occupational Safety and Health Administration (OSHA) regulations - including but not limited to the applicable sections of 29 CFR Part 1910 – Occupational Safety and Health Standards and 29 CFR Part 1926 – Safety and Health Regulations for Construction.

66. Personal protective equipment (e.g., head protection, footwear, high visibility apparel, safety glasses, hearing protection, respirators, gloves, etc.) shall be worn as appropriate for the work being performed and as specified in regulation. At a minimum, all workers in the State Highway right of way, except when in their vehicles, shall wear the following personal protective equipment:

    a. Head protection that complies with the ANSI Z89.1-2014 standard
    b. At all construction sites or whenever there is danger of injury to feet, workers shall comply with OSHA's PPE requirements for foot protection per 29 CFR 1910.136, 1926.95, and 1926.96. If required, such footwear shall meet the requirements of ASTM F 2412-05 and ASTM F 2413-05

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c. High visibility apparel as specified in the Traffic Control provisions of this permit (at a minimum, ANSI/ISEA 107-1999, Class 2)
d. Where any of the above-referenced ANSI standards have been revised, the most recent version of the standard shall apply.

67. All work is to conform to the plans referenced by this permit on file with the Colorado Department of Transportation or as modified by this Permit or per the Notice to Proceed. If discrepancies arise, this permit and the valid Notice to Proceed shall take precedence over the plans. The Department plan review is only for the general conformance with the Department's design and code requirements. The Department is not responsible for the accuracy and adequacy of the design, dimensions, elevations, or any other elements, which shall be confirmed and correlated at the work site. The Department, through the approval of this document, assumes no responsibility for the completeness and/or accuracy of the plans.

68. The Department's standards, specifications, and regulations shall override the plans incorporated in this permit should an oversight, omission, or conflict occur. The Department assumes no liability or responsibility whatsoever for the accuracy, completeness, or correctness of the Permittee's plans. Any plan errors are the sole responsibility of the Permittee and/or the Engineer. The Colorado Department of Transportation inspection is not an approval of the grade or alignment of the work. The contractor and/or the Engineer are responsible for the proper grade and alignment.

69. The access shall be completed in an expeditious and safe manner and shall be finished within 45 days from initiation of construction within State Highway right-of-way.

70. Any long-term suspension of work shall be approved by the Department.

71. You must obtain approval from the Department Inspector to commence work within the right-of-way following any suspension of construction.

72. If the permit has expired and no other extensions are available to you, a new access permit application must be submitted to the Department.

73. **A Fully Executed Complete Copy of this Permit, valid Notice to Proceed to Construction, and approved Traffic Control Plan must always be on the job site with the contractor during the construction.** Failure to comply with this or any other construction requirement may result in the immediate suspension of the work by order of the Department Inspector or the Issuing Authority.

CLOSE OUT AND WARRANTY

74. Upon completion of the access construction, notify CDOT Access Inspector for a final inspection and to request a Conditional Letter of Acceptance.

75. As-Built plans shall be submitted and approved within 45 days from completion of construction. The Conditional Letter of Acceptance will not be issued until the As-Built plans have been submitted and approved.

76. A cost estimate for improvements of the highway shall be submitted to the Access Inspector at the time of acceptance.

77. There is a 2-year warranty period for all construction elements per Section 2.5(6) of the State Highway Access Code. The 2-year warranty period begins with the date of the Conditional Letter of Acceptance.

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ADDITIONAL TERMS & CONDITIONS

78. If all construction elements are accepted at the conclusion of the 2-year warranty period, a Final Letter of Acceptance will be issued.

79. All required conditions of this permit, including any access improvements, shall be complete prior to the herein-authorized use of this access.

CONTACT INFORMATION

CDOT Access Unit Inspector
Justin Rodriquez
719-251-0613
justin.rodriquez@state.co.us

CDOT Right-of-Way Unit
TJ Thiebaut, Real Estate Specialist
719-546-5413
thomas.thiebaut@state.co.us

CDOT Survey Unit
Greg Jones, Professional Land Surveyor
719-248-9045
gregorya.jones@state.co.us

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Address Locator

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El Paso

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Exhibit "A" – Seeding Requirements
Foothills

Soil preparation, seeding, and mulching will be required within the right-of way limits on all disturbed areas not surfaced. The following types and rates shall be used:

COMMON NAME	BOTANICAL NAME	LBS. PLS/ACRE
Western Wheat grass V.Ariba	Pascopyrum Smithii	6
Slender Wheat grass V.Primar	Agropyron Trachycaulum	3
Blue Grama Grass V.Lovington	Bouteloua Gracilis	2
Sandberg Bluegrass	Poa Sandbergi	1
Sheep Fescue	Festuca Ovina	3
Alsike Clover	Trifolium Hybrioum	1
	TOTAL	**16 lbs pls/acre**

COMMERCIAL FERTILIZER	ANALYSIS (%)	LBS. NUTRIENT/ACRE
Nitrogen	18	45
Phosphorus	46	115

SEEDING APPLICATION: Drilled to a depth of .25" to .50" into soil where possible. Broadcast and raked to cover on steeper than 2:1 slopes where access is limited or unsafe for equipment.

MULCHING REQUIREMENT AND APPLICATION: 1.5 tons per acre native hay mechanically crimped into soil.

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COLORADO DEPARTMENT OF TRANSPORTATION
Environmental Clearances Information Summary

PURPOSE - This summary is intended to inform entities external to CDOT that may be entering the state highway right-of-way to perform work related to their own facilities (such as Utility, Special Use or Access Permittees), about some of the more commonly encountered environmental permits/clearances that may apply to their activities. This listing is not all-inclusive—additional environmental or cultural resource permits/clearances may be required in certain instances. Appropriate local, state and federal agencies should be contacted for additional information if there is any uncertainty about what permits/clearances are required for a specific activity. **IMPORTANT: Please Review The Following Information Carefully – Failure to Comply With Regulatory Requirements May Result In Suspension or Revocation of Your CDOT Permit, Or Enforcement Actions By Other Agencies.**

CLEARANCE CONTACTS - As indicated in the permit/clearance descriptions listed below, the following agencies may be contacted for additional information:

- Colorado Department of Public Health and Environment (CDPHE): General Information – 303-692-2000
  Water Quality Control Division (WQCD): 303-692-3500 https://cdphe.colorado.gov/water-quality
  Environmental Permitting Website https://www.colorado.gov/pacific/cdphe/all-permits
- CDOT Water Quality Program Manager: 720- 561-9001 https://cdphe.colorado.gov/water-quality-permits
- CDOT Asbestos Project Manager: 303-512-5519
- CDPHE Hazardous Materials and Waste Management Division (HMWMD) https://cdphe.colorado.gov/hm
- Colorado Division of Oil and Public Safety Department of Labor and Employment https://ops.colorado.gov/petroleum
- Colorado Office of Archaeology and Historic Preservation: 303-866-5216
- U.S. Army Corps of Engineers, District Regulatory Offices:
  Omaha District (Northeastern CO), Denver Office 303-979-4120
  http://www.nwo.usace.army.mil/Missions/RegulatoryProgram/Colorado.aspx
  Albuquerque District, Fort Carson Office 505-231-4187 Durango 970-259-1764 Grand junction 970-243-1199
  See map for counties (southern CO) https://www.spa.usace.army.mil/Missions/Regulatory-Program-and-Permits/Southern-Colorado-Regulatory-Branch/
- CDOT Utilities, Special Use and Access Permitting: 303-757-9654 https://www.codot.gov/business/permits

Wildlife Resources - Disturbance of wildlife shall be avoided to the maximum extent practicable. Entry into areas of known or suspected threatened or endangered species habitat requires special authorization from the CDOT permitting office. If any threatened or endangered species are encountered during the progress of the permitted work, work in the subject area shall be halted and the CDOT Regional Permitting Office and Region Planning and Environmental Manager shall be contacted immediately. Authorization must be provided by CDOT prior to the continuation of work. Information about threatened or endangered species may be obtained from the CDOT website, http://www.codot.gov/programs/environmental/wildlife/guidelines, or the Colorado Parks and Wildlife (CPW) website, http://www.cpw.state.co.us/learn/Pages/SOC-ThreatenedEndangeredList.aspx. Additional guidance may be provided by the appropriate Region Planning and Environmental Manager (RPEM). If any trees or shrubs are to be removed or work on/under bridges is to be completed between April 1 and August 31, a survey must be completed by a qualified wildlife biologist for active nests. If an active nest(s) is found no work may be done within 50' of the nest(s) until the nest(s) becomes inactive. To avoid the survey requirement, it is recommended that all vegetation that needs to be removed, be removed after August 31 and before April 1. Additional information may be obtained from the CDOT website, https://www.codot.gov/programs/environmental/wildlife/guidelines. Threatened and Endangered species Designated Critical Habitat mapper: https://fws.maps.arcgis.com/home/webmap/viewer.html?webmap=9d8de5e265ad4fe09893cf75b8dbfb77

Cultural Resources - The applicant must have a qualified cultural resources specialist request a file search of the permit area through the Colorado Office of Archaeology and Historic Preservation (OAHP) to determine if there are known historic built environment AND archaeological resources in the permit area and more specifically, within CDOT right of way (ROW) (https://www.historycolorado.org/file-access; 303-866-5216). A qualified cultural resources specialist must also evaluate the potential for resources in the permit area that have not yet been documented and would not be in the file search. Depending on the file search and review of the permit area and the nature of the effects to resources within CDOT ROW (ROW), a field survey of the permit area by a qualified cultural resources specialist may be necessary, per guidance from CDOT cultural resources staff. If there are potential effects to resources within CDOT ROW, consultation under the Colorado Historic Register Act (CRS 24-80.1) may be required. If the permit area involves a highway easement deed (HED) through federal or tribal land, additional consultation with these agencies or tribal governments may be required. If the permit is being requested by another state or federal agency, coordination regarding regulatory compliance requirements and roles/responsibilities may be necessary. If archaeological sites/artifacts or historic built environment resources are encountered as the project progresses, all work in the subject area shall be halted and the CDOT Regional Permitting Office and Region Planning and Environmental Manager shall be contacted immediately. Authorization must be provided by CDOT prior to the continuation of work. Additional guidance may be provided by the Regional Permitting Office and RPEM.

Paleontological Resources - The level of effort required for paleontological resources is dependent on the amount of ground disturbance, including rock scaling, digging, trenching, boring, ground leveling, and similar activities.

- If the permit will involve extensive ground disturbance (generally involving more than one mile of CDOT ROW), a full review will be required by a qualified paleontologist, including map, file, and locality searches, with final recommendations provided by the CDOT paleontologist upon receipt of the report. Based on results of the review, a survey or inventory of the permit area may be necessary.
- If the permit will involve a small amount of ground disturbance (less than one mile of ROW), the applicant must request a fossil locality search through the University of Colorado Museum of Natural History (https://www.colorado.edu/cumuseum/research-

collections/paleontology/policies-procedure) and the Denver Museum of Nature and Science (https://www.dmns.org/science/locality-search-request/). The museum collections manager will provide information about localities in the project area. If there are no known localities, the permit requirement for paleontology is complete upon submitting that information to CDOT. If there are known localities, the CDOT paleontologist will be contacted by the museum with details, and additional recommendations will be made if necessary. Note that museum staff are not required to disclose the details of fossil localities to the permit applicant, nor is detailed locality information required for the permit application to proceed.

- If the permit does not involve ground disturbance, no action is required for paleontological resources. If fossils are encountered during the permitted action, all work in the immediate area of the find should stop and the CDOT Staff Paleontologist and the Region Planning Environmental Manager should be contacted immediately. Authorization must be provided by CDOT prior to the continuation of work. Additional guidance may be provided by the Regional Permitting Office in the Permit Special Provisions. Contact Information: See the museum websites listed above. The CDOT Paleontologist is not able to conduct locality searches independently. For further information contact CDOT Paleontologist Nicole Peavey at nicole.peavey@state.co.us or 303-757-9632.

Hazardous Materials, Solid Waste - The Solid Wastes Disposal Sites and Facilities Act C.R.S. 30-20-100, et al, and Regulations Pertaining to Solid Waste Disposal Sites and Facilities (6 CCR 1007-2), prohibit solid waste disposal without an approved Certificate of Designation (a landfill permit). The Colorado Hazardous Waste Act C.R.S. 25-15-301 et al, and the Colorado Hazardous Waste Regulations (6 CCR 1007-3) prohibit the transfer, storage or disposal (TSD) of hazardous waste except at permitted TSD sites. There are no permitted landfills or TSD sites within the State Highway Right of Way. Therefore, all solid or hazardous wastes that might be generated by the activities of entities entering the State Highway Right of Way must be removed from the ROW and disposed of at a permitted facility or designated collection point (e.g., for solid waste, a utility or construction company's own dumpster). If pre-existing solid waste or hazardous materials contamination (including oil or petroleum contaminated soil, asbestos, chemicals, mine tailings, etc.) is encountered during the performance of work, the permittee shall halt work in the affected area and immediately contact the CDOT Regional Permitting Office for direction as to how to proceed. ***Contact Information:*** David Mendel, CDOT Hazardous Materials Management Supervisor: 720-642-0537.

Asbestos Containing Materials, Asbestos Contaminated Soil - All work on asbestos containing materials (ACM) must comply with the applicable requirements of the CDPHE Air Pollution Control Division's (APCD) Regulation 8. Disposal of ACM, and work done in asbestos-contaminated soil, must comply with the CDPHE Hazardous Materials and Waste Management Division's (HMWMD) Solid Waste Regulations. The application for any CDOT permit must specifically identify any ACM involved in the work for which authorization is being requested. A materials management plan (MMP) will likely be required for work in the State Highway Right of Way where known or possible hazardous materials may be encountered. It is the permittee's responsibility to determine if a material is classified as asbestos containing material in accordance with applicable regulations. Additional guidance or requirements may be specified in the permit special provisions. ***Contact Info:*** CDPHE APCD and HMWMD Regulations can be accessed via the CDPHE Environmental Permitting Website listed above. Additional information **concerning clearance on CDOT projects** is available from the CDOT Asbestos Program Manager, or David Mendel, CDOT Hazardous Materials Management Supervisor: 720-642-0537.

Transportation of Hazardous Materials - No person may offer or accept a hazardous material for transportation in commerce unless that person is registered in conformance with the United States Department of Transportation regulations at 49 CFR, Part 171. The hazardous material must be properly classed, described, packaged, marked, labeled, and in condition for shipment as required or authorized by applicable requirements, or an exemption, approval or registration has been issued. Vehicles requiring a placard, must obtain authorization and a State HAZMAT Permit from the Colorado Public Utilities Commission. ***Contact Information:*** For authorization and more info call the Federal Motor Safety Carrier Administration, US DOT for inter- and intra-state HAZMAT Registration 303- 969-6748. Colorado Public Utilities Commission: 303-894-2868.

Discharge of Dredged or Fill Material – 404 Permits Administered By the U.S. Army Corps of Engineers, and Section 401 Water Quality Certifications and Regulation 87 Authorizations Issued by the CDPHE WQCD - Clean Water Act section 404 permits are often required for the discharge of dredged or fill material into federal waters or wetlands. Several types of section 404 permits exist, including nationwide, regional general, and individual permits. Nationwide permits are the most commonly authorized type for activities with relatively minor impacts. If an individual 404 permit is required, section 401 water quality certification from the CDPHE WQCD is also required. Contact the appropriate Corps District Regulatory Office for information about what type of 404 permit may be required (contact information above). Contact the CDPHE Water Quality Control Division at (303) 692-3500. CDPHE Dredge and Fill Temporary Authorizations (before Dec. 2025) and Regulation 87 Authorizations (after Dec. 2025) are required when a project will discharge material into a water of the State that is not a water of the U.S. CDPHE authorizations generally follow the standards of the USACE permitting program. For more information - https://cdphe.colorado.gov/dredge-and-fill.

Working on or in any stream or its bank - In order to protect and preserve the state's fish and wildlife resources from actions that may obstruct, diminish, destroy, change, modify, or vary a natural existing stream or its banks or tributaries, it may be necessary to require streambank mitigations that can be similar or different to what might be required to obtain a Senate Bill 40 certification from the Colorado Parks and Wildlife in order to meet the intent of CDOT's Stewardship Agreement and to mitigate impacts to protected resources in other regulations such as in the Clean Water Act or Endangered Species Act, etc. A stream is defined as 1) represented by a solid blue line on USGS 7.5' quadrangle maps; and/or 2) intermittent streams providing live water beneficial to fish and wildlife; and/or 3) segments of streams supporting 25% or more cover within 100 yards upstream or downstream of the project; and/or 4) segments of streams having wetlands present within 200 yards upstream or downstream of the project measured by valley length..

Stormwater/Erosion Control Practices - Any activities that disturb one or more acres of land require a Stormwater Construction Permit (SCP) from the CDPHE-WQCD, and a Stormwater Management Plan (SWMP). Erosion & sediment control requirements will be specified in that permit. In situations where a stormwater permit is *not* required, all reasonable erosion and sediment control

measures should be taken to minimize erosion and sedimentation. Control practices should be in accordance with CDOT Standard Specifications 107.25, 208, 213 and 216 (https://www.codot.gov/business/designsupport/cdot-construction-specifications). ***Contact Information:*** Contact the CDPHE-WQCD at 303-692-3517. Website: https://cdphe.colorado.gov/clean-water-program/clean-water-permits/permits-by-category/water-quality-construction-permits

Site Stabilization - All disturbances require a stabilization plan, native seeding or landscape design plan according to applicable CDOT Standard Specifications 212-217.

Stormwater Discharge From Industrial Facilities - Discharges of stormwater runoff from certain types of industrial facilities, such as concrete batch plants - require a CDPS Stormwater Permit. ***Contact Information:*** Contact the CDPHE-WQCD at 303-692-3517. Website: https://colorado.gov/pacific/cdphe/wq-commerce-and-industry-permits

Concrete Washout - Waste generated from concrete activities shall NOT be allowed to flow into the drainage ways, inlets, receiving waters, or in the CDOT ROW. Concrete waste shall be placed in a temporary concrete washout facility and must be located a minimum of 50 feet from state waters, drainageways, and inlets. Concrete washout shall be in accordance to CDOT specifications and guidelines at https://www.codot.gov/business/designsupport/cdot-construction-specifications and refer to the specifications and their revisions for sections 101, 107 and 208.

Construction Dewatering (Discharge or Infiltration) and Remediation Activities - Discharges of water encountered during excavation or work in wet areas may require a Construction Dewatering or Remediation Activities Discharge Permit. ***Contact Information:*** Contact the CDPHE-WQCD at 303-692-3517. For Applications and Instructions: https://cdphe.colorado.gov/dewatering-general-permit-program.

Municipal Separate Storm Sewer System (MS4) Requirements - When working in a MS4 area, discharges to the storm sewer system are subject to CDOT's or other municipalities' MS4 Permit. For activities within the boundaries of a municipality that has a MS4 permit, the owner of such activity should contact the municipality regarding stormwater related requirements. All discharges to the CDOT highway drainage system or within the Right of Way (ROW) must comply with the applicable provisions of the Colorado Water Quality Control Act, the Water Quality Control Commission (WQCC) Regulations (https://www.colorado.gov/pacific/cdphe/wqcc-regulations-and-policies-and-water-quality-statutes) and the CDOT MS4 Permit #COS-000005 https://oitco.hylandcloud.com/Pop/docpop/docpop.aspx?docid=4077935&clienttype=html. Discharges are subject to inspection by CDOT and CDPHE. For CDOT-related MS4 programs and requirements, go to: https://www.codot.gov/programs/environmental/water-quality. An MOU or MOA may be required for municipalities that discharge in CDOT ROW

Post-Construction Permanent Water Quality - When working in a CDOT MS4 area and the activity disturbs one or more acres, permanent water quality control measures may be required. Information on the requirements can be found under the CDOT Permanent Water Quality MS4 Program at: https://www.codot.gov/programs/environmental/water-quality/stormwater-programs/pwq-permanent-water-quality

Discharges to Storm Sewer Systems
Prohibited Discharges - All discharges are subject to the provisions of the Colorado Water Quality Control Act and the Colorado Discharge Permit Regulations. Prohibited discharges include, but are not limited to, substances such as wash water, paint, automotive fluids, solvents, oils or soaps and sediment.
Allowable Discharges - The following discharges to stormwater systems are allowed without a permit from the CDPHE-WQCD: landscape irrigation, diverted stream flows, uncontaminated ground water infiltration to separate storm sewers, discharges from potable water sources, foundation drains, air conditioning condensation, irrigation water, uncontaminated springs, footing drains, water line flushing, flows from riparian habitats and wetlands, and flow from firefighting activities. ***Contact Information:*** Contact the CDPHE-WQCD at (303) 692-3517. Information can also be found in the CDOT Illicit Discharge MS4 Program PDD at: https://www.codot.gov/programs/environmental/water-quality/stormwater-programs/idde.html.

Spill Reporting - Spills shall be contained and cleaned up as soon as possible. Spills shall NOT be washed down into the storm drain or buried. All spills shall be reported to the CDOT Illicit Discharge Hotline at 303-512-4426 (4H20), as well as the Regional Permitting Office and Regional Maintenance Supervisor. Spills on highways, into waterways, any spill in the highway right-of-way exceeding 25 gallons, or that may otherwise present an immediate danger to the public shall be reported by calling 911, and shall also be reported to the CDPHE at 1-877-518-5608. More information can be found at https://cdphe.colorado.gov/report-concern-emergency.

Disposal of Drilling Fluids - Drilling fluids used in operations such as Horizontal Directional Drilling may be classified as "discharges" or "solid wastes," and in general, should be pumped or vacuumed from the construction area, removed from the State Highway Right of Way, and disposed of at permitted facilities that specifically accept such wastes. Disposal of drilling fluids into storm drains, storm sewers, roadside ditches or any other type of man-made or natural waterway is prohibited by Water Quality Control and/or Solid Waste regulations. Small quantities of drilling fluid solids (less than 1 cubic yard of solids) may be left on-site after either being separated from fluids or after infiltration of the water, provided: 1) the drilling fluid consists of only water and bentonite clay, or, if required for proper drilling properties, small quantities of polymer additives that are approved for use in drinking water well drilling; 2) the solids are fully contained in a pit, and are not likely to pose a nuisance to future work in the area, 3) the solids are covered and the area restored as required by CDOT permit requirements (Utility, Special Use, or Access Permits, etc.). ***Contact Information:*** Contact CDPHE at 1-877-518-5608. Information for PFAS containing liquids reference the CDPHE site https://cdphe.colorado.gov/pfas-mapping.

Noxious Weeds and Invasive Species Management Plan - Noxious Weeds, Invasive Species and Clean Fill Materials guidance can be found by contacting the Colorado Department of Agriculture https://www.colorado.gov/pacific/agconservation/noxiousweeds and the Colorado Division of Parks and Wildlife https://cpw.state.co.us/noxious-weeds. In either case, management plans involving the control of noxious weeds associated with the permitted activity and cleaning of equipment will be required.