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PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT CRAIG DOSSEY, EXECUTIVE DIRECTOR

December 8, 2020

Subject: (ADM-20-040) 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 "Lake Pump Station Improvements and Pipeline"

Dear Mr. Hood,

This letter is in response to your "Lake Pump Station Improvements and Pipeline" letter dated October 28th, 2020, which includes a request for an exemption of the proposed new water pipeline. As stated in your letter, "... The proposed project does not divert any additional water to Lake Woodmoor. Raw water sources supplying Lake Woodmoor have been previously approved. No new surface water diversions or groundwater wells will be constructed as part of this project. The new pump station and transmission pipeline will allow the District to utilize surface water from Lake Woodmoor at the District's CWTP, otherwise the water can only be used at the District's South Water Treatment Plant ..."

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 opinion that the proposed project is not subject to the County's 1041 Regulations, and therefore, will not require a "1041" permit. Specifically, the proposed project diverts existing water through a new pipeline, but does not alter or increase the overall withdrawal of water as a result of the project and is instead an alteration in the flow of existing water to be utilized at an existing facility.

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

This determination shall only be interpreted as an exemption of the proposed project from permitting requirements under the County's 1041 Regulations. Approval of a Site Development Plan is required prior to construction.

If you have any questions or concerns regarding this determination, please contact myself or John Green, Planner II, at (719) 520-6442 or johngreen@elpasoco.com.

Sincerely,

Craig Dossey **Executive Director**

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