

**EROSION AND STORMWATER QUALITY CONTROL PERMIT (ESQCP)
EL PASO COUNTY
APPLICATION AND PERMIT**

PERMIT NUMBER _____

APPLICANT INFORMATION

Applicant Contact Information	
Owner	Colorado Springs 382 Ltd. Partnership
Name (person of responsibility)	Nathan Miller
Company/Agency	Colorado Springs 382 Ltd. Partnership
Position of Applicant	Managing Partner
Address (physical address, not PO Box)	6070 North Camino Almonte
City	Tucson
State	Arizona
Zip Code	85718
Mailing address, if different from above	
Telephone	
FAX number	
Email Address	Miller.nate78@gmail.com
Cellular Phone number	719-244-1455

CONTRACTOR INFORMATION

Contractor	
Name (person of responsibility)	Ron O'Canna
Company	Construction Management and Consulting
Address (physical address, not PO Box)	1191 Applewood Drive
City	Colorado Springs
State	CO
Zip Code	80907
Mailing address, if different from above	
Telephone	719-528-6999
FAX number	
Email Address	rocanna@msn.com
Cellular Phone number	719-499-3918
Erosion Control Supervisor (ECS)*	Larry Lee- Raw Land Detailing
ECS Phone number*	
ECS Cellular Phone number*	719-661-4499

*Required for all applicants. May be provided at later date pending securing a contract when applicable.

CDR 17-003


PROJECT INFORMATION

Project Specifications	
Project Name	Overlot Grading and Erosion Control
Legal Description	Lot 111, Cherry Creek Crossing Filing No. 1
Address (or nearest major cross streets)	NW corner Hodgen Road and State Highway 83
Acreeage (total and disturbed)	Total: 8.3 acres Disturbed: 7.5 acres
Schedule	Start of Construction: February 2019 Completion of Construction: May 2019 Final Stabilization: June 2019
Project Purpose	Overlot grade and install storm culvert to ready land for anticipate commercial site development activities
Description of Project	Clear and grub, grade and compact imported fill to overlot elevation, extend culvert, surface revegetation
Tax Schedule Number	6122007015

FOR OFFICE USE ONLY

The following signature from the ECM Administrator signifies the approval of this ESQCP. All work shall be performed in accordance with the permit, the El Paso County Engineering Criteria Manual (ECM) Standards, City of Colorado Springs Drainage Criteria Manual, Volume 2 (DCM2) as adopted by El Paso County Addendum, approved plans, and any attached conditions. The approved plans are an enforceable part of the ESQCP. Construction activity, except for the installation of initial construction BMPs is not permitted until issuance of a Construction permit and Notice to Proceed.

Signature of ECM Administrator: _____

Approved <small>by Elizabeth Nijkamp El Paso County Planning and Community Development on behalf of Jennifer Irvine, County Engineer, ECM Administrator</small>	 01/17/2019 11:02:58 AM
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Date _____

1.1 REQUIRED SUBMISSIONS

In addition to this completed and signed application, the following items must be submitted to obtain an ESQCP:

- Permit fees
- Stormwater Management Plan (SWMP) meeting the requirements of DCM2 and ECM either as part of the plan set or as a separate document;
- Cost estimates of construction and maintenance of construction and permanent stormwater control measures (Cost estimates shall be provided on a unit cost basis for all stormwater BMPs);
- Financial surety in an amount agreeable to the ECM Administrator based on the cost estimates of the stormwater quality protection measures provided. The financial surety shall be provided in the form of a Letter of Credit, Surety with a Bonding Company, or other forms acceptable to El Paso County;
- Operation and Maintenance Plan for any proposed permanent BMPs; and
- Signed Private Detention Basin/Stormwater Quality Best Management Practice Maintenance Agreement and Easement, if any permanent Best Management Practices are to be located on site.

1.2 RESPONSIBILITY FOR DAMAGE

The County and its officers and employees, including but not limited to the ECM Administrator, shall not be answerable or accountable in any manner, for injury to or death of any person, including but not limited to a permit holder, persons employed by the permit holder, persons acting in behalf of the permit holder, or for damage to property resulting from any activities undertaken by a permit holder or under the direction of a permit holder. The permit holder shall be responsible for any liability imposed by law and for injuries to or death of any person, including but not limited to the permit holder, persons employed by the permit holder, persons acting in behalf of the permit holder, or damage to property arising out of work or other activity permitted and done by the permit holder under a permit, or arising out of the failure on the permit holder's part to perform the obligations under any permit in respect to maintenance or any other obligations, or resulting from defects or obstructions, or from any cause whatsoever during the progress of the work, or other activity, or at any subsequent time work or other activity is being performed under the obligations provided by and contemplated by the permit.

To the extent allowed by law, the permit holder shall indemnify, save, and hold harmless the County and its officers and employees, including but not limited to the BOCC and ECM Administrator, from all claims, suits or actions of every name, kind and description brought for or on account of injuries to or death of any person, including but not limited to the permit holder, persons employed by the permit holder, persons acting in behalf of the permit holder and the public, or damage to property resulting from the performance of work or other activity under the permit, or arising out of the failure on the permit holder's part to perform his obligations under any permit in respect to maintenance or any other obligations, or resulting from defects or obstructions, or from any cause whatsoever during the progress of the work, or other activity or at any subsequent time work or other activity is being performed under the obligations provided by and contemplated by the permit, except as otherwise provided by state law. The permit holder waives any and all rights to any type of expressed or implied indemnity against the County, its officers or employees.

1.3 NO ASSURANCE OF FUTURE LAND USE APPROVALS

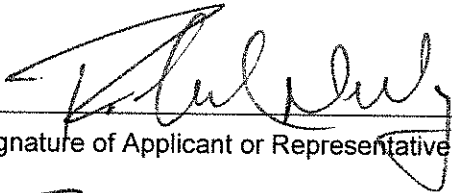
Approval of an ESQCP does not assure the permit holder or current or future property owner that any future permit or land use application will be approved, either administratively or by the BOCC, for the property to which this ESQCP applies, including but not limited to applications for rezoning, preliminary plan, final plat, special use, variance of use or site development plans. Furthermore, any work done pursuant to the ESQCP, including but

not limited to the installation of utilities, is done at the permit holder's and property owner's risk and may need to be altered, relocated, reconfigured or removed if so required pursuant to future permit or land use approvals. Any claims under detrimental reliance, estoppel or any other legal theory which purports to limit the future ability of El Paso County to review and act upon future permit or land use applications for the property to which this ESQCP applies are forever waived.

1.4 APPLICATION CERTIFICATION

I, as the Applicant or the representative of the Applicant, hereby certify that this application is correct and complete as per the requirements presented in this application and the El Paso County Engineering Criteria Manual and Drainage Criteria Manual, Volume 2 and El Paso County Addendum.

I, as the Applicant or the representative of the Applicant, have read and will comply with all of the requirements of the specified Stormwater Management Plan and any other documents specifying stormwater best management practices to be used on the site including permit conditions that may be required by the ECM Administrator. I understand that the Best Management Practices are to be maintained on the site and revised as necessary to protect stormwater quality as the project progresses. I further understand that a Construction Permit must be obtained and all necessary stormwater quality control BMPs are to be installed in accordance with the SWMP and the El Paso County Engineering Criteria Manual and Drainage Criteria Manual, Volume 2 and El Paso County Addendum before land disturbance begins and that failure to comply will result in a Stop Work Order and may result in other penalties as allowed by law. I further understand and agree to indemnify, save, and hold harmless the County and its officers and employees, including but not limited to the BOCC and ECM Administrator, from all claims, suits or actions of every name, kind and description as outlined in Section 1.2 Responsibility for Damage.



Signature of Applicant or Representative

Date: 12/27/18

Richard N. Wenz

Print Name of Applicant or Representative

Kiowa Engineering