

**From:** [Houck - DNR, Kevin](#)  
**To:** [Jen Mele](#); [Allison Robinette](#); [Terri Fead - DNR](#); [Mahan - DNR, Doug](#); [Marta Blanco Castano - DNR](#)  
**Subject:** Fwd: Follow Up to Rules Workshop  
**Date:** Tuesday, June 29, 2021 2:14:59 PM

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See message from Mesa County below. Although I appreciate the regulatory effort they are employing, I am concerned with the legality of this. I may want to follow up with Carrie, perhaps with a few of you.

**Kevin Houck, P.E., CFM**  
**Chief, Watershed and Flood Protection**



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----- Forwarded message -----

From: **Carrie Gudorf** <[carrie.gudorf@mesacounty.us](mailto:carrie.gudorf@mesacounty.us)>  
Date: Tue, Jun 29, 2021 at 1:49 PM  
Subject: Re: Follow Up to Rules Workshop  
To: Houck - DNR, Kevin <[kevin.houck@state.co.us](mailto:kevin.houck@state.co.us)>  
Cc: Hamer, Jeremy - PWRWS ERA <[Jeremy.Hamer@denvergov.org](mailto:Jeremy.Hamer@denvergov.org)>, Jim Kaiser <[Jim.Kaiser@thorntonco.gov](mailto:Jim.Kaiser@thorntonco.gov)>, Ms. Marsha Hilmes Robinson <[mhilmesrobinson@fcgov.com](mailto:mhilmesrobinson@fcgov.com)>, Stacey Thompson <[sthompson@mhfd.org](mailto:sthompson@mhfd.org)>, Terri Fead - DNR <[terri.fead@state.co.us](mailto:terri.fead@state.co.us)>

Hi Kevin,

Unfortunately I am not available next week. I will be out of the office until July 12th.

I am not sure if and how this would apply to Mesa County, but here is my dilemma. We have a lot of drainages that are not mapped by FEMA, but these washes have flood hazard data, I use this term very loosely, as I was told it was just people who went out and staked the high water mark after a major rain event I have been told from the 70's and 80's. This information is available, and we call these our non-regulatory floodplains, we use it when a developer is interested in subdividing a land, as we then request for additional flood information from the engineer, or if I know there is a flash flood area, we try to have people construct outside of these areas. I am thinking Rule 12 D would apply to these, since this is better data then what is available from the FEMA floodplain maps, however I am not sure CWCB wants to be inundated with my request as they come in. I guess I am just confused on how I should be handling these, as I know there is the potential for flooding, and I don't want to ignore these drainages even though they are not mapped.

If you would like to discuss further, I am available until Friday afternoon.

Thanks,

Carrie

On Tue, Jun 29, 2021 at 1:32 PM Houck - DNR, Kevin <[kevin.houck@state.co.us](mailto:kevin.houck@state.co.us)> wrote:

Hi everyone,

I want to thank you all for the time you spent on the workshop today and the helpful suggestions you gave. I'm happy to say we've already incorporated a large number of the comments from you and others into an updated document that we are preparing to post.

There are, however, two rules that we would like to revisit with you as a group. Most importantly, we would like to discuss Rule 14 and the issue of Better Available Data - this is an issue I just cannot figure out how to easily resolve and I would really appreciate any input you guys can provide.

While I have you on the phone, I would also like to present to you our proposed solution for Rule 12D. We've already come up with an idea, but I'd like to get all of your reaction to it to see if you think we're on the right track.

Unfortunately, this is a really busy time, and I only really have a couple blocks of time that would work for me. Terri will also be joining me if we can make this work.

I would like to propose either first thing in the morning next Tuesday (the 6th). I know that won't be popular due to the beginning of a week following a holiday weekend, but Terri and I are available until 11AM that day.

If that doesn't work, we are also available on the afternoon of next Thursday the 8th. I could be available after about 2:30PM. The only downside to this is that it's the day before the next stakeholder meeting, but if it works best, we'll take it.

Can you please reply with your availability on these two dates?

If we can't make these work, we may just have to wait until after the next stakeholder meeting.

**Kevin Houck, P.E., CFM**  
**Chief, Watershed and Flood Protection**



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