



**COLORADO**

**Colorado Water  
Conservation Board**

Department of Natural Resources

Jared Polis  
Governor

Dan Gibbs  
DNR Executive Director

Rebecca Mitchell  
CWCB Director

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## September 20 - 21, 2022 Board Meeting Agenda

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A meeting of the CWCB will be held on Tuesday, September 20, 2022 commencing at 9:00 AM and continuing through Wednesday, September 21, 2022. The meeting will be held at Fort Lewis College 1000 Rim Dr. Durango and virtually on Zoom. There will be a Southwest Field Site Visit on Monday, September 19 from 2:00 - 6:00p.m., starting at the DoubleTree Durango, if interested in attending contact [Viola Bralish](#).

The CWCB posts notice 30 days in advance of each regularly scheduled meeting. Notices for special meetings are posted on the website typically within five business days and not less than 24 hours of such a meeting. Notices of regular and special meetings may also be received by email. To receive notices by email please visit: <https://dwr.state.co.us/Portal/Login/>.

Although dates and times are indicated in this notice and in the following agenda, the CWCB may address and take action on noticed items in any order. Any known changes to the agenda will be announced at the beginning of the meeting. This notice, any late notice(s) of additional items, and briefing memos prepared for the CWCB will be on our website at <https://cwc.colorado.gov/>.

The CWCB's meetings are made available through live audio streaming on YouTube, although Board workshops are not. To listen to the proceedings, click the "Listen to the meeting LIVE!" link on the CWCB website homepage and select the link for the proper day and time. The link will be posted just prior to the start of the meeting.

The CWCB encourages citizens to express their views and provide feedback to the Board on the agenda items. This can be done by sending an email to [viola.bralish@state.co.us](mailto:viola.bralish@state.co.us) by sending a letter to a Board member or to the Chair of the Board, or by attending the meeting. If you want to make a public comment during the meeting you must fill out a [comment sheet](#) prior to the meeting date and email it to the [Board Coordinator](#). The Board will appreciate hearing your views when it reaches that agenda item. If you have a public comment that does apply to one of the agenda items there is time on the agenda at the end of the second day of the meeting. If you have any questions, need special accommodations as a result of a disability, or require further information on any CWCB activity, please contact [Viola Bralish](#) at 303-866-3441, ext. 3206. All programs, services, and activities of the CWCB are operated in compliance with the Federal Americans with Disabilities Act (ADA).



**Tuesday, September 20, 2022**

9:00-9:03	<b>CWCB Call to Order and Pledge of Allegiance</b>
9:03-9:05	<b>1. Review and Approve Agenda</b>
9:05-9:07	<b>2. Review and Approve July 20 &amp; 21, 2022 Board Meeting Minutes</b>
9:07-9:12	<b>3. Approve and/or Remove Consent Agenda Items</b>
	<b>Board Meeting Dates in 2022</b> a. November 16 & 17 - Denver  <b>Board Meeting Dates in 2023</b> a. January 23 & 24 - Denver/Metro with Water Congress b. March 15 & 16 - Yampa/White/Green Basin c. May 17 & 18 - Arkansas Basin d. July 19 & 20 - North Platte Basin e. September 20 & 21 - Rio Grande Basin f. November 15 & 16 - South Platte Basin
9:12-10:30	<b>4. Directors' Reports</b> a. DNR Executive Director/IBCC Director b. CWCB Director c. Agriculture Commissioner d. State Engineer e. Division of Parks and Wildlife Director f. Water Resource and Power Development Authority
10:30-10:45	<b>Morning Break</b>
10:45-10:55	<b>5. Request for Authorization to Proceed to Trials in Stipulated Opposition Cases:</b> <i>Stream and Lake Protection Section</i>  a. Case No. 18CW3193 (Water Division 1): Application of City of Loveland b. Case No. 18CW3230 (Water Division 1): Application of The Consolidated Mutual Water Company

<p>10:55- 11:30</p>	<p><b>6. Proposed Acquisitions for Instream Flow Use</b> <i>Stream and Lake Protection Section</i></p> <ul style="list-style-type: none"> <li>a. Proposed Water Use Agreement with Colorado River District to Lease Ruedi Reservoir Water for Winter Instream Flow Use in the Fryingpan River, Water Division 5 (Pitkin and Eagle Counties)</li> <li>b. Cottonwood Irrigating Ditch No. 1 Expedited Loan of Water from Colorado Parks and Wildlife for Instream Flow Use on Cottonwood Creek, Water Division 2 (Chaffee County)</li> </ul>
<p>11:30- 12:30</p>	<p><b>LUNCH</b></p>
<p>12:30- 1:30</p>	<p><b>7. Water Plan Grants</b> <i>Operations Section</i></p> <p><b><u>Agricultural Projects, a-d</u></b></p> <ul style="list-style-type: none"> <li>a. Applicant - Colorado Rio Grande Restoration Foundation Project - Farmers Union Canal Diversion and Headgate</li> <li>b. Applicant - Colorado Ag Water Alliance Project - Agricultural Drought Resilience &amp; Innovative Water Conservation</li> </ul> <p><b><u>Conservation &amp; Land Use Planning, c-i</u></b></p> <ul style="list-style-type: none"> <li>c. Applicant - Resource Central Project - Resource Central Landscape Change Program</li> <li>d. Applicant - San Miguel Watershed Coalition Project - Integrated Hydrological Modeling of the San Miguel Watershed: A modern tool for water resource evaluations</li> <li>e. Applicant - Pacific Institute for Studies in Development, Environment, and Security Project - Diversifying Colorado’s Water Portfolio: The Potential for Stormwater Capture and Use to Contribute to a Water Resilient Future</li> <li>f. Applicant - Fort Collins Utilities Project - Xeriscape Incentive Program Expansion</li> <li>g. Applicant - Fort Collins Utilities Project - Fort Collins Utilities Water Efficiency Plan Update</li> </ul>

	<p>h. Applicant - University of Colorado Denver Project - Examining the use of recycled water in agricultural production in Colorado</p> <p>i. Applicant - Aspen Global Change Institute Inc Project - Roaring Fork Watershed - Evaluation of Soil</p> <p><b><u>Water Storage &amp; Supply, j-p</u></b></p> <p>j. Applicant - Deutsch Domestic Water Company, Inc Project - DDWC Water Storage and Efficiency Improvements</p> <p>k. Applicant - City of Grand Junction Project - Gunnison River Reservoirs Project</p> <p>l. Applicant - Upper Arkansas Water Conservancy District Project - Round Mountain Reservoir #2 Construction Project</p> <p>m. Applicant - Huerfano County Water Conservancy District Project - 90% Design, Bruce Canyon Reservoir</p> <p>n. Applicant - North Poudre Irrigation Company Project - The Park Creek Enlargement Modification</p> <p>o. Applicant - Farmers Reservoir &amp; Irrigation Company Project - Standley Lake Spillway Raise Evaluation</p> <p>p. Applicant - Dominion Water &amp; Sanitation District Project - Design and Construction of Regional Rainwater</p> <p><b><u>Watershed Health &amp; Recreation, q-r</u></b></p> <p>q. Applicant - Colorado Parks &amp; Wildlife - Denver Project - Kemp Breeze State Wildlife Area Habitat</p> <p>r. Applicant - Colorado State University Project - Recovery and Resilience of the Cache la Poudre</p>
1:30-1:45	<p><b>8. Financial Matters - Construction Fund and Severance Tax Perpetual Base Fund</b> <i>Finance Section</i></p> <p>a. Financial Projections and Cash Management Report</p>

1:45-2:00	<p><b>9. Change to Existing Loan</b>  <i>Finance Section</i></p> <p>a. Genesee Water and Sanitation District - Genesee Reservoir No. 1 Enlargement Project</p>
2:00-3:00	<p><b>10. Water Project Loans</b>  <i>Finance Section</i></p> <p>a. Morrisania Water Supply Company - Ditch Rehabilitation Project</p> <p>b. Smith and Emmons Ditch Company - Diversion Structures Replacement Project</p> <p>c. Town of Keenesburg - Alluvial Water Rights Extension Project</p> <p>d. Uncompahgre Valley Water Users Association - Taylor Park Hydro Project</p> <p>e. North Poudre Irrigation Company - Park Creek Expansion Project</p>
3:00-3:15	<b>Afternoon BREAK</b>
3:15-3:20	<b>11. Attorney General's Report, Legal Briefing, and Executive Session</b>
3:20-4:20	<p><b>12. Executive Session</b></p> <p>a. Colorado River Interstate Matters</p> <p>b. 21CW3064 Cow Creek ISF Application</p> <p>c. Assisting Basin Roundtables</p>
4:20-4:25	<b>13. Report from Executive Session</b>
4:25-4:55	<p><b>14. Colorado River Interstate Matters</b>  <i>Interstate, Federal, and Water Information Section</i></p>
	<b>RECESS</b>

**Wednesday, September 21, 2022**

8:30 - 10:00	<b>15. Basin Directors' Reports</b> <ul style="list-style-type: none"><li>a. Rio Grande River Basin Director's Report</li><li>b. Yampa-White River Basin Director's Report</li><li>c. Colorado River (Mainstem) Basin Director's Report</li><li>d. San Juan/San Miguel-Dolores River Basin Director's Report</li><li>e. Gunnison River Basin Director's Report</li><li>f. North Platte River Basin Director's Report</li><li>g. South Platte River Basin Director's Report</li><li>h. Arkansas River Basin Director's Report</li><li>i. City and County of Denver Director's Report</li></ul>
10:00 - 10:15	<b>Morning BREAK</b>
10:15- 10:40	<b>16. Program Guidance for the Special Release of the Colorado Watershed Restoration Program</b> <i>Watershed and Flood Protection Section</i>
10:40- 11:10	<b>17. Wildfire Ready Watersheds Update</b> <i>Watershed and Flood Protection Section</i>
11:10- 11:20	<b>18. Water Supply Reserve Fund Applications - September 2022 Board Meeting</b> <i>Water Supply Planning Section</i> <ul style="list-style-type: none"><li>a. <b>Basin - Arkansas</b> <b>Applicant -</b> Cross Creek Metropolitan District <b>Name of Water Activity -</b> Hale Reservoir Renovation - Cross Creek Park <b>Account Request -</b> \$100,000</li><li>b. <b>Basin - Yampa/White/Green</b> <b>Applicant -</b> Bear River Reservoir Company <b>Name of Water Activity -</b> Stillwater Reservoir Repairs &amp; Upgrades <b>Account Request -</b> \$139,500</li></ul>
11:20- 11:50	<b>19. Water Supply Reserve Fund Criteria &amp; Guidelines Update</b> <i>Water Supply Planning Section</i>
11:50- 12:05	<b>20. House Bill 22-1151 Turf Replacement Program Update</b> <i>Water Supply Planning Section</i>
12:05- 12:50	<b>LUNCH</b>

12:50-1:20	<b>21. Water Plan Update</b> <i>Water Supply Planning Section</i>
1:20-2:20	<b>22. Table Topic - Innovative, Drought Resilient Agriculture</b> <i>Focusing on farming and geography in the Southwest and Rio Grande Basins</i>
2:20-2:30	<b>Public Comment</b>
2:30	<b>ADJOURN</b>

## **CWCB Consent Agenda September 20 - 21, 2022**

Matters may be placed on the Consent Agenda when the recommended action follows established policy or precedent, there has been a negotiated settlement, or the matter is uncontested and non-controversial. Staff provides memos to CWCB members explaining the matters on the Consent Agenda. Matters on the Consent Agenda are noticed for hearing in the same manner as other agenda items. If a member of the CWCB requests further consideration of an item on the Consent Agenda, the item will be withdrawn from the Consent Agenda and discussed during the meeting or at the next meeting, with action taken after discussion of the item. If a member of the CWCB requests further consideration of an item on the Consent Agenda that pertains to a pending or imminent court action, the matter will be withdrawn from the Consent Agenda and may be discussed during executive session of the same meeting, and any action on that item will be taken in public session. The Consent Agenda may be voted on without reading or discussing individual items. Any CWCB member may request clarification about any matter on the Consent Agenda.

### **1. Statements of Opposition**

*Stream & Lake Protection Section*

*Staff recommends the Board ratify CWCB's filing of the following Statements of Opposition:*

- a. Case No. 22CW3030 (Water Division 4): Application of Wolf Land Company, LP
- b. Case No. 22CW3042 (Water Division 5): Application of Red Mountain Ranch Partnership, LLLP
- c. Case No. 22CW3050 (Water Division 5): Application of Two Creeks Holdings LLC
- d. Case No. 22CW3053 (Water Division 5): Application of NamuRanch LLC
- e. Case No. 22CW3059 (Water Division 5): Application of Blue River Valley Ranch Lakes Association

## 2. Change of Grantee

### *Water Supply Planning Section*

- a. Arkansas Basin - Arkansas River Watershed Collaborative - Basin Implementation Plan Education & Outreach

## 3. Water Supply Reserve Fund Application Grant

### *Water Supply Planning Section*

#### a. Basin - Rio Grande

**Applicant** - Colorado Master Irrigator

**Name of Water Activity** - Master Irrigator Program - Expanded Course Offerings SLV

**Account Request** - \$94,112.50

#### b. Basin - South Platte

**Applicant** - Coalition for the Poudre River Watershed

**Name of Water Activity** - Phase 2 - Fish Passage Design for the Whitney and BH Eaton Reach of the Cache la Poudre River

**Account Request** - \$72,970

#### c. Basin - Yampa/White/Green

**Applicant** - Nicholas & Ann Charchalis

**Name of Water Activity** - Drescher Dam Rehabilitation - Phase 2

**Account Request** - \$62,440

## 4. Floodplain Designations

### *Watershed and Flood Protection Section*

- a. "Flood Insurance Study, Jefferson County and Incorporated Areas", by FEMA, dated August 2022
- b. "Flood Hazard Area Delineation, Cherry Creek Minor Tributaries in Arapahoe County", by Dewberry, dated October 2021
- c. "Flood Hazard Area Delineation, Weaver Creek", by Olsson, dated November 2021

## 5. Water Plan Grants

### *Operations Section*

#### Agricultural Projects, a-c

#### a. **Applicant** - Crawford Clipper Ditch Company

**Project** - CCDC Upper West Lateral Pipeline and Water Optimization Project

#### b. **Applicant** - Terrace Irrigation Company

**Project** - Terrace Irrigation Water Efficiency Project



- c. **Applicant** - Delta County  
**Project** - Miners Trail - Short Ditch Extension

**Conservation & Land Use Planning, d**

- d. **Applicant** - Louviers Water and Sanitation District  
**Project** - Louviers Water and Sanitation - Water Service Meter Replacement

**Engagement & Innovation Activities, e**

- e. **Applicant** - Roaring Fork Conservancy  
**Project** - Exploring social and environmental controls on the scalability of water conservation program

**Watershed Health & Recreation, f - j**

- f. **Applicant** - Colorado Youth Corps Association  
**Project** - 3 total projects - Project 1) Rio Grande National Forest Beaver Characterization, Restoration, and Reintroduction Project. Project 2) Alamosa Riparian Park Revegetation. Project 3) John Griffin Regional Park Fire Mitigation Project Phase 2
  
- g. **Applicant** - Conservation Resource Center  
**Project** - Private Lake and Reservoir Protection Initiative: Using Conservation Easements & Tax Credits to promote State Water Plan and Private Land Conservation Goals in the Arkansas, Rio Grande, and South Platte Water Basins
  
- h. **Applicant** - American Rivers  
**Project** - Uncompahgre River Multi-Benefit Project
  
- i. **Applicant** - River Science  
**Project** - River Watch: Collaboration and Outreach for Strategic Macroinvertebrate Data
  
- j. **Applicant** - Lyons Ute Hwy, LLC  
**Project** - Lyons Water Plant Stream Restoration