

### Lyons Activity

July 2018 – Save Our Saint Vrain Valley (“SOSVV”) filed an appeal with the Board of Adjustments that the Director of Boulder County Land Use Department was in error when he decided that Martin Marietta’s permit had not lapsed. Board of Adjustment held that the Director was not in error in his decision.

August 2018 – SOSVV filed in Boulder County District Court that Director Case unreasonably interpreted the Five-Year Lapse Provision and the Board of Adjustments abused its discretion in failing to overturn the Director’s Decision

October 2019 – Boulder County District Court held that the Director was not in error in his decision

December 2019 – SOSVV filed in Colorado Court of Appeals

May 2020 – Boulder County and Martin Marietta filed Answer Brief to questions asked

As of February 2021, case is still pending in the Colorado Court of Appeals.

2018-2020 - Worked with Boulder County Open Space on access and site use for repairing the Lake 4 reservoir damaged in the 2013 flood and excavation of material deposited. Repairs to reservoir completed in 2020.

On-going updates to various permits to keep them active and ready to use as soon as the appeal case is completed.

We have several permits that were filed with Boulder County in 2017 but have been told that they are on hold until the appeal is done. We need these to re-establish the plant site north of St Vrain River.