



March 17, 2022

Mr. Peter Hays
Environmental Protection Specialist
1001 East 62nd, Room 215
Denver, CO 80216

RE: Response to History Colorado, 111 Permit Application, M2022-006

Dear Mr. Hays,

Following is our response to the comments received from History Colorado, 111 Permit Application, file number M2022-006. Their comments are in italic font, and our responses are in non-italic font.

- **History Colorado Comment:**
 - *“As there are no properties of historical significance included or nominated for inclusion in the state register within the proposed permit area, a finding of no adverse effect is appropriate.”*
 - **Response:**

No action is currently needed by SEMA Construction for the Motocross Borrow Pit.
- **History Colorado Comment:**
 - *“The requirements under CRS 24-80 part 13 apply and must be followed if human remains are discovered during ground disturbing activities.”*
 - **Response:**

We agree to comply with the provisions of CRS 24-80, part 13 during our activities at the Motocross Borrow Pit.
- **History Colorado Comment:**
 - *“Please note that if the fill or disposal site location is associated with a Federal undertaking, it is the responsibility of the federal agency to meet the requirements of the federal agency to meet the requirements of Section 106 as set forth in 36 CFR Part 800 titled ‘Protection of Historic Properties’.”*
 - **Response:**

We believe “Section 107.23, Archaeological and Paleontological Discoveries” of the Colorado Department of Transportation (CDOT), Contract Specification document, addresses this provision. It states:
“When the Contractor’s operations, including materials pits and quarries, encounter plant or animal fossils, remains of prehistoric or historic structures, or historic artifacts (bottle dumps, charcoal from subsurface hearths, old pottery, potsherds,



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stone tools, arrowheads, etc.), the Contractor's affected operations shall immediately cease. The Contractor shall immediately notify the Engineer, or other appropriate agency for contractor source pits or quarries, of the discovery of these materials. When ordered to proceed, the Contractor shall conduct affected operations as directed...If fossils, prehistoric or historic structures, or prehistoric or historic artifacts are encountered in a contractor source materials pit or quarry, all cost and time delays shall be the responsibility of the Contractor."

Based on the CDOT specifications document, we will comply with this provision.

Respectfully,

H. Bruce Humphries

Regulatory Permits Management, Inc.

Consultant for SEMA Construction, Inc.



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