

STATE OF
COLORADO

Hays - DNR, Peter <peter.hays@state.co.us>

Pickering Family Pit - File No. M-2009-086, Flintstone Gravel Pit Inc

1 message

Wilson, Benjamin R CIV USARMY CESPA (USA) <Benjamin.R.Wilson@usace.army.mil>
To: "peter.hays@state.co.us" <peter.hays@state.co.us>

Tue, Jun 14, 2022 at 4:40 PM

Hi Peter,

Thank you for requesting comment from our office regarding amendments to the Pickering Family Pit - File No. M-2009-086, Flintstone Gravel Pit Inc that may have the potential to impact aquatic resources. We appreciate that you are considering our potential regulatory role in the project but do not currently have capacity to prioritize project specific review and provide comment in a timely fashion. Therefore, the project proponent should work directly with our office to acquire necessary Corps permits, if applicable, as described in following general comment.

Our regulatory jurisdiction is under the authority of Section 404 of the Clean Water Act for the discharge of dredged or fill material into waters of the United States. Waters of the United States include, but are not limited to, rivers, perennial or intermittent streams, lakes, ponds, wetlands, wet meadows, and seeps. Project features that result in the discharge of dredged or fill material into waters of the United States will require Department of the Army authorization prior to starting work.

To ascertain the extent of waters on the project site, the applicant should prepare a delineation of aquatic resources, in accordance with the applicable standards available on our website, including the 1987 Wetland Delineation Manual and the South Pacific Division Minimum Standards for Acceptance of Preliminary Wetlands Delineations. The delineation should then be part of evaluating a range of alternatives that meet the project purpose.

The range of alternatives considered for this project should include alternatives that avoid and minimize impacts to wetlands, streams, or other waters of the United States. Every effort should be made to avoid project features which require the discharge of dredged or fill material into waters of the United States. In the event it can be clearly demonstrated there are no practicable alternatives to filling waters of the United States, mitigation plans may need to be developed to compensate for the unavoidable losses resulting from project implementation.

For more information about our program or to locate a list of consultants that prepare aquatic resource delineations and permit application documents, please visit our website at <https://www.spa.usace.army.mil/Missions/Regulatory-Program-and-Permits>.

Respectfully,

Benjamin Wilson

Project Manager, NW Colorado Branch

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In response to COVID-19, Regulatory Division staff are teleworking from home or other approved location. We will do our best to administer the Regulatory Program in an effective and efficient manner. Priority will be given to health and safety activities and essential infrastructure. Action on your permit application or other request may be delayed during this emergency. We appreciate your patience.

Let us know how we're doing. Please complete the survey at: <https://regulatory.ops.usace.army.mil/customer-service-survey/>



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