



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
DENVER REGULATORY OFFICE, 9307 SOUTH WADSWORTH BOULEVARD
LITTLETON, COLORADO 80128-6901

February 2, 2022

SUBJECT: Approved Jurisdictional Determination – Corps File No. NWO-2022-00057-DEN, Dahlia North Wetland, Adams County, Colorado

Wyatt Webster
Aggregate Industries-WCR, Inc.
1687 Cole Blvd., Suite 300
Golden, CO 80401

Dear Mr. Webster:

This letter is in reference to the property located at approximate latitude 39.86289, longitude -104.91864, in Adams County, Colorado. We received a submittal dated January 6, 2022, which consists of a request for an Approved Jurisdictional Determination (JD) for the Dahlia North project site. The delineated area located on the subject property has been reviewed in accordance with Section 404 of the Clean Water Act (Section 404) under which the U.S. Army Corps of Engineers regulates the discharge of dredged and fill material, and any excavation activity associated with a dredge and fill project in waters of the United States.

At your request, a JD has been prepared for the approximate 5-acre review area. Based on a review of available documentation, we have determined that the review area does not contain water of the United States. Therefore, a Department of the Army permit is not required for the discharge of dredged or fill material onto this project site under Section 404.

The JD is attached to this letter. If you are not in agreement with the JD decision, you may request an administrative appeal under regulation 33 CFR 331, by using the attached Appeal Form and Administrative Appeal Process form. The request for appeal must be received within 60 days from the date of this letter. It is not necessary to submit a Request for Appeal if you do not object to the JD.

This JD is valid for a period of five years from the date of this letter, unless new information warrants revisions of the JDs before the expiration date, or unless the Corps has identified, after a possible public notice and comment, that specific geographic areas with rapidly changing environmental conditions merit re-verification on a more frequent basis.

If there are any questions please feel free to contact Celena Cui at (303) 979-4120 or by e-mail at Celena.H.Cui@usace.army.mil, and reference **Corps File No. NWO-2022-00057-DEN**.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Downing', with a stylized flourish at the end.

Kiel Downing
Chief, Denver Regulatory Office

Enclosure(s)

cc: Alecia Phillips, WSP USA, Inc.