

STATE OF
COLORADO

Yeldell - DNR, Amy <amy.yeldell@state.co.us>

Response to Comment Request // Rolling Hills Gravel Pit // SPA-2023-005861 message

Crosson, S B (Brad) CIV USARMY CESPA (USA) <Steven.B.Crosson@usace.army.mil>

Wed, Dec 13, 2023 at 2:10 PM

To: "amy.yeldell@state.co.us" <amy.yeldell@state.co.us>

Cc: "morloff@rccwest.com" <morloff@rccwest.com>, "Emery, Ashley R CIV SPA" <Ashley.R.Emery@usace.army.mil>

Sent on behalf of Ms. Ashley Emery:

Ms. Yeldell,

Thank you for requesting comments from our office regarding the proposed subject project or activity that may have the potential to impact aquatic resources. **The proposed Rolling Hills Gravel Pit appears to possibly intersect with potential waters of the United States, but we would need additional information in order to provide a definitive determination.** If the activity should have the potential to result in the discharge of dredged or fill material into waters of the United States, then the project proponent should work directly with our office to acquire necessary Corps permits, if applicable, as described in the following paragraphs.

Section 404 of the Clean Water Act requires a permit from us for the discharge of dredged or fill material into waters of the United States. Waters of the United States may include, but are not limited to, rivers, streams, lakes, ponds, wetlands, wet meadows, and seeps. To ascertain the extent of waters on the project site, the project proponent should prepare a delineation of aquatic resources, in accordance with the applicable standards, including the 1987 Wetland Delineation Manual and the South Pacific Division's Updated Map and Drawings. These standards can be found on our website at: <https://www.spa.usace.army.mil/Missions/Regulatory-Program-and-Permits/Jurisdiction/>.

An aquatic resource delineation should be evaluated prior to developing 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. In the event it can be clearly demonstrated there are no practicable alternatives to discharging dredged or fill material into waters of the United States, compensatory mitigation may be required.

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>. Please refer to identification number SPA-2023-00586 in any correspondence concerning this project. If you have any questions, please contact me by email at ashley.r.emery@usace.army.mil, or telephone at (970) 243-1199 ext. 1010.

Sincerely,

Ashley Emery

Northwest Colorado Branch

Albuquerque District

US Army Corps of Engineers

Office: 970-243-1199 ext 1010