

STATE OF
COLORADO

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

RE: Response to Comment Request // Rolling Hills Gravel Pit // SPA-2023-00586

1 message

Crosson, S B (Brad) CIV USARMY CESPA (USA) <Steven.B.Crosson@usace.army.mil>Tue, Jan 16, 2024 at 5:03
PM

To: Megan Orloff <morloff@rccwest.com>, "amy.yeldell@state.co.us" <amy.yeldell@state.co.us>

Cc: "Emery, Ashley R CIV USARMY CESPA (USA)" <Ashley.R.Emery@usace.army.mil>, Ivan Geer <igeer@rccwest.com>

Ms. Orloff,

Thank you for this additional information. If you wish for us to issue a more definitive determination (i.e. an Approved Jurisdictional Determination) we would need to receive a formal Request for Jurisdictional Determination (Eng Form 6247), which can be found at this web address:

<https://www.spa.usace.army.mil/Missions/Regulatory-Program-and-Permits/Jurisdiction/>

This form should be submitted to the following email address: SPA-RD-CO@usace.army.mil

Let me know if you have any questions concerning this matter.

Respectfully,

S. Brad Crosson

Chief, Northwest Colorado Branch

Albuquerque District

US Army Corps of Engineers

Office: 970-243-1199 ext 1016

Cell: 970-837-6530

 steven.b.crosson@usace.army.mil

For a quick response,
chat with me on Teams!



From: Megan Orloff <morloff@rccwest.com>
Sent: Monday, January 15, 2024 2:26 PM
To: Crosson, S B (Brad) CIV USARMY CESP (USA) <Steven.B.Crosson@usace.army.mil>; amy.yeldell@state.co.us
Cc: Emery, Ashley R CIV USARMY CESP (USA) <Ashley.R.Emery@usace.army.mil>; Ivan Geer <igeer@rccwest.com>
Subject: [Non-DoD Source] RE: Response to Comment Request // Rolling Hills Gravel Pit // SPA-2023-00586

Ms. Emery, Mr. Crosson, and Ms. Yeldell-

Please see attached for an aquatic resource delineation for the site, completed by ERO Resources. The memo conclusion is that the ephemeral streams on site would not likely be considered a WOTUS because of their lack of relatively permanent water and absence of a continuous downstream connection to a known WOTUS.

Please let us know if you need any additional information in order to provide a definitive determination.

Regards,

Megan Orloff, PE

River City Consultants

215 Pitkin Ave. #201 Grand Junction, CO 81501

(O) 970-241-4722 | (C) 720-347-9561



From: Crosson, S B (Brad) CIV USARMY CESP (USA) <Steven.B.Crosson@usace.army.mil>
Sent: Wednesday, December 13, 2023 2:10 PM
To: amy.yeldell@state.co.us
Cc: Megan Orloff <morloff@rccwest.com>; Emery, Ashley R CIV SPA <Ashley.R.Emery@usace.army.mil>
Subject: Response to Comment Request // Rolling Hills Gravel Pit // SPA-2023-00586

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