

tain and Monument Creek to gather water quality data to help water entities in the Arkansas River basin better understand regional aquatic ecosystems and foster realistic, affordable, and achievable wastewater discharge permit limits.

Petersen reported that PPRWA attorney Rick Fendell was successful in persuading the El Paso County Board of County Commissioners (BOCC) to raise some thresholds such as the review restrictions on wells and water/wastewater infrastructure projects to realistic levels in the new county 1041 regulations approved on June 6. But the BOCC did not heed the request of all stakeholders to delay the hearing and adoption so that they could have time to read the new rules and analyze their impacts. Most 1041 approvals will now be administrative reviews by county staff. At this time it is difficult to predict how time-consuming and costly this additional layer of review of all new utility construction and facility modifications will be.

Note: The 1041 environmental regulations are wide-ranging and give the county's Development Services Department much greater authority than most state agencies have at this time. Utilities and other public entities such as railroads and pipeline companies can appeal a negative decision by the department staff only to the BOCC. As approved, there is no option in the new 1041 regulations to further appeal a BOCC appeal to a district or federal court. There is widespread stakeholder concern that the county staff does not have the expertise to effectively analyze so many diverse projects in a timely manner.

Petersen reported that Triview had six new water taps and the resulting \$9,000 payment to Donala had reduced Triview's debt to \$778,002. He also noted that he had met with Triview's current interim contractor in Castle Rock who is the performing "operator in responsible charge" for operation of Triview's water treatment and distribution system a few hours



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