

**UPPER BLACK SQUIRREL CREEK GROUND
WATER MANAGEMENT DISTRICT
REGULAR MEETING MINUTES**

June 5th, 2018

The **June** meeting of the Board of Directors of the Upper Black Squirrel Creek Ground Water Management District was called to order **Tuesday, June 5th, 2018 at 6:07 P.M.**, at the District Office, 520 Colorado Avenue, C, Calhan, CO by President David Doran, and determined a quorum was present.

Board Members in Attendance: President David Doran, Vice-President Dan Farmer,
Treasurer Mark Greeley, Secretary JR Bond

Director Bond joined the meeting at 6:28 p.m.

Board Members Absent: NA

Others in Attendance: John Hill, April Hendricks Via Phone, Tracy Doran,
Jerry Jacobson

PUBLIC NOTICE OF THE MEETING WAS POSTED

President Doran opened the meeting and called for approval or amendments to the agenda.

1. Agenda for June 5th, 2018:

Director Greeley motioned to approve the agenda with the additions under new business of #8 Konz well permit application, #9 Reeser well permit application, #10 Chartercraft Homes, #11 Henderson well permit application, and add #4 of the first part of the agenda as Meridian Variance-Formal Order of the Board. Director Farmer seconded the motion. Motion carried (3-0)

2. Minutes for May 1st, 2018:

Director Greeley motioned to approve the May 1st, 2018 minutes. Director Farmer seconded the motion. Motion carried (3-0)

3. Treasurer Report & Any Bills Needing Board Approval:

Treasurer Greeley reported on the income and expenses for the month of April and motioned to approve of payment for the attorney bill of \$15, 787.58 and pay the engineering bill in the amount of \$7,807.50. Director Farmer seconded the motion. Motion carried (3-0)

4. Meridian Variance-Formal Order of the Board:

President Doran stated that the Board held a Hearing at the May meeting and the Order puts everything in writing. Discussion followed. Director Dan Farmer motioned to direct Dave to sign the Meridian Order. Director Greeley seconded the motion. Motion carried (3-0)

OLD BUSINESS

1. Cherokee Metro & Meridian Service Metro/Replacement Plan/Case No.98CW80:

Attorney Hendricks commented that there were no updates on this item.

A. Cherokee Motion For Determination of Question of Law/Case No.08GW71:

Attorney Hendricks briefed the Board that a status conference was held on May 11, 2018 to set a briefing schedule for Cherokee's Motion. Cherokee re-filed its Motion on May 23, 2018. Ms. Hendricks went over deadlines. Discussion followed.

2. Case No. 15GW14/Meridian Ranch Replacement Plan Application:

A. Application to Include New Recharge Structure/Case No.18GW01:

Attorney Hendricks reported that we provided written comments to Meridian's counsel stating that Meridian must submit an application to amend its replacement plan each time it seeks to add a new CCRS. The next status conference is scheduled for June 26, 2018 Ms. Hendricks advised.

B. Ground Water Commission, Case No. 16GW05/Meridian's Petition for Determination of Jurisdiction over Surface Water Within the UBS District:

Attorney Hendricks declared that the parties stipulated to the entry of the proposed Order which was considered and approved by the Commission during the May 18, 2018 meeting.

3. Blue Springs Ponds:

There were no updates on this item. Discussion followed.

4. Legislation/Rules:

a. Case No. 17GW05 (Rulemaking)L Ground Water Commission Rule 5.6/5.8 (Aquifer Storage and Recovery (ASR) Draft Rules:

Attorney Hendricks briefed the Board and noted that the Commission Staff circulated its revised rule proposal on May 11, 2018. She further noted that Mike Wireman received the revised proposal and is revising his expert report to reflect the Staff's revised rules. Ms. Hendricks stated that they are also revising our pre-hearing statement and suggested revisions to Rules 5.6 and 5.8 and will submit all of these items on June 4, 2018.

b. General Amendment to all Designated Basin Rules 4, 5 & 7:

Attorney Hendricks advised that there were no updates on this item.

NEW BUSINESS

- 1. Registering and Existing Well/Barnes:**
Director Bond motioned to approve the Barnes registration of existing well. Director Farmer seconded the motion. Motion carried (4-0)
- 2. Water Well Permit Application/Palmers:**
Director Farmer motioned to approve the Palmers well permit application. Director Bond seconded the motion. Motion carried (4-0)
- 3. Water Well Permit Application/Osbornes:**
Director Bond motioned to approve the Osbornes well permit application. Director Greeley seconded the motion. Motion carried (4-0)
- 4. Determination of Water Right Application/Meadow Homes LLC:**
The Board discussed the Meadows Home Determination of Water Right and directed Attorney Hendricks and Thompson to review and to spend no more than one hour on it and report back if they see any issues with it.
- 5. El Paso County Review/Judge Orr RV Park & Storage:**
The Board discussed the Judge Orr RV Park & Storage review and directed Mrs. Doran to write the County with their concerns.
- 6. El Paso County Review/Gathering Stones Community Church/Liberty Tree Charter School:**
Director Bond motioned to approve the Charter School. Director Farmer seconded the motion. Motion carried (4-0)
- 7. El Paso County Review/Bent Grass/Amended Plat:**
No action taken
- 8. Water Well Permit Application/Konz:**
The Board reviewed the Konz application and directed Mrs. Doran to ask the State about the aquifer and to make sure it is correct and that they need to change the application to reflect the Arapahoe aquifer.
- 9. Water Well Permit Application/Reeser:**
Director Farmer motioned to approve the application for .56 acre-foot as is allowed by their subdivision water supply letter. Director Bond seconded the motion. Motion carried (4-0)
- 10. Water Well Permit Application/Chartercraft Homes:**
Director Farmer motioned to approve the Chartercraft Homes well permit application. Director Bond seconded the motion. Motion carried (4-0)
- 11. Water Well Permit Application/Henderson:**
The Board directed Mrs. Doran to clarify with Shannon that they are in the Denver aquifer and that the well has to be 15gpm, and that they do not know how many acres.
- 12. El Paso County Review/Davis Preliminary & Final Plat:**
Director Farmer motioned to approve the review. Director Greeley seconded the motion. Motion carried (4-0)

ANY OTHER BUSINESS THE BOARD MAY HAVE:

Board Reports:

1. Ground Water Contamination Study:

President Doran asked Ms. Hendricks to have Mike Wireman shoot us an email and overview of the last meeting.

2. County Water Master Plan Steering Committee:

President Doran briefed the Board on the last meeting. Discussion followed.

The Board discussed Drones and costs.

The Board discussed future meeting dates.

The Board discussed filing a formal complaint to the Ground Water Commission regarding The meeting being held in Durango and that there is no Ground Water Management Districts on the Western Slope and it seems to be a vacation for Staff and Commission.

VISITOR INPUT

NA

EXECUTIVE SESSION

NA

EXECUTIVE SESSION REPORT

NA

ADJOURNMENT

President Doran called for the meeting to be adjourned.

Director Farmer made a motion to adjourn the meeting. Director Greeley seconded the motion. Motion carried (4-0)

The meeting adjourned at 7:38 P.M.

Respectfully submitted,

Tracy Doran/Office Manager