

UPPER BLACK SQUIRREL CREEK GROUND
WATER MANAGEMENT DISTRICT
REGULAR MEETING MINUTES

August 4th, 2020

The **August** meeting of the Board of Directors of the Upper Black Squirrel Creek Ground Water Management District was called to order **Tuesday, August 4th, 2020 at 6:01 P.M.**, in the conference room at Farmers State Bank, 1500 8th Street, Calhan, Co., by President Dave Doran who determined a quorum was present.

Board Members in Attendance: President David Doran, Vice-President Dan Farmer, Secretary Darrel Nily, Treasurer J.R. Bond
Director Bond got to the meeting at 6:20 P.M.

Board Members Absent: NA

Others in Attendance: John Hill, Tracy Doran

PUBLIC NOTICE OF THE MEETING WAS POSTED AND OPEN TO THE PUBLIC

1. Call to Order/Roll Call:

President Doran called the meeting to order and took roll call and determined a quorum was present.

2. Agenda for August 4th, 2020:

Director Farmer motioned to approve the August 4th, 2020 agenda with the addition of 2021 preliminary budget to treasurer's report. Director Nily seconded the motion. Motion carried (3-0)

3. Minutes for July 7th, 2020:

Director Farmer motioned to approve the July 7th, 2020 minutes with the change on page 6 from Regulation 42 to state Regulation 41. Director Nily seconded the motion. Motion carried (3-0)

4. Treasurer Report & Any Bills Needing Board Approval:

Manager Doran updated the board on the income and expenses for the month of July. Director Farmer motioned to accept the July treasurer report and pay the attorney's bill for \$3,660.40. Director Nily seconded the motion. Motion carried (3-0)

5. Preliminary 2021 Budget:

The Board discussed the preliminary 2021 budget and suggested changing water studies from \$10,000 to \$50,000. The Board will continue looking over the numbers and tabled it until the next meeting.

VISITOR INPUT

NA

OLD BUSINESS

1. Cherokee Metro & Meridian Service Metro/Replacement Plan/Case No. 08GW71:

President Doran advised the Board that the next status conference is on August 11th, 2020.

2. District Violations:

President Doran reported that the Hearing Officer entered an Order dated July 14th, 2020 dismissing the case and remanding the applications to Staff for administrative processing/Dismissal due to the Applicant's failure to prosecute. On July 30th, 2020, the applications were formally denied. An enforcement order for well metering on the small capacity well will be required. Discussion followed.

3. District Rulemaking:

President Doran reported that there are no updates on this but Attorney Thompson is still reviewing with Mike Wireman.

4. Hyatt Variance Request:

President Doran reported that objections are due by August 8th, 2020 and that we have received one objection to date. The Board will set a Hearing at the September Board meeting, and then publish the date of the Hearing. Discussion followed on the process and what will be required.

5. USGS Monitoring Program:

President Doran noted that USGS is still finalizing the scope and estimate and will send this week. Discussion followed.

NEW BUSINESS

Water Well Permit Applications:

1. Master Bilt Homes, Inc.:

The applicant is applying for a domestic well for 1 dwelling, 12,000 sq. feet of irrigation, domestic and animal watering. They are asking for 0.987acre-feet in the Arapahoe aquifer. It does not say how many acres are on the property on the application. This is in Stage Coach Ranch on the Range Subdivision. It will fall under Rule 17 if they do not have a subdivision water supply letter and would be limited to .5 acre-feet. Director Bond motioned to approve the application for .5 acre-feet. Director Farmer seconded the motion. Motion carried (4-0)

Determination of Water Rights:

1. **NA**

El Paso County Reviews:

Consent Calendar:

1. **Grandview Reserve Metropolitan District Nos. 1-5:**

The applicants are applying for 5 Metropolitan Districts.

2. **Shaun Shaffer/Home Run Restorations, Inc/Minor Subdivision:**

The applicant is applying for a Minor subdivision called Wyoming Estates. The 4 parcels he is subdividing will Lot 1: 5.05 acres, Lot 2: 5.10 acres, Lot 3: 5.10 acres, Lot 4: 20.78 acres. The applicant proposes individual wells and septic systems. They have gotten determination of water rights in the Denver aquifer (3541-BD), and Arapahoe aquifer (3542-BD). They will fall under Rule 17 and be limited to .5 acre-feet unless they have a subdivision water supply letter.

3. **Daniel S. Abeyata/Sedona Sun Acres/Minor Subdivision:**

The applicant is applying for a minor subdivision to be named Sedona Sun Acres for 4 single family residential lots. Lot 1: 4.80 acres, Lot 2: 4.79 acres, Lot 3: 9.51 acres, Lot 4: 18.60 acres. The applicant proposes to use individual wells and septic systems. They have gotten Determination of Water Rights and a Replacement Plan for the Dawson aquifer. Determination nos. 1065-BD, 1066-BD, 1067-BD, 1068-BD.

4. **Falcon Hwy Event Center/Smallidge:**

The applicants are seeking approval of a site development plan for an event center. The applicants have 41.92 acres and it is zoned RR-5. They intend to build a 60x40 gambrel style wedding venue. Its purpose will be for wedding and events. They have a well with commercial uses, along with their domestic uses. It is permit no. 315720. They applied for a change/increase of use of a well-constructed under permit no. 186541. They are allowed one acre-foot, 15 gpm under their well permit. They say they will be putting in a separate septic system for the venue.

Discussion followed on hearing date for the Metropolitan Districts, and water quality issues for 2 ½ to 5-acre parcels, being limited to .5 acre-feet under our Rule 17 and 18.

Director Bond motioned to send a letter to the County with our concerns that Mike Wireman has reported in previous memo's regarding these same issues. Director Nily seconded the motion. Motion carried (4-0)

Called Up Consent Calendar/El Paso County Reviews:

NA

New Business Not Covered Above:

Board Reports:

1. Ground Water Contamination Study:

The Board discussed how the study has been stalled and discussed Ms. Paschke's emails to the County. Discussion followed on the District taking over the study. Director Bond motioned that the District will take over the Water Quality Study in conjunction with USGS if there is no interest or additional funding from the other stake holders. Director Nily seconded the motion. Motion carried (4-0)

Any Other Business the Board May Have:

Director Farmer noted that he thinks we should take a look at not having term limits and finding out what the process would be for that as we do not get a whole lot of interest From the public wanting to get on the board.

Discussion on Senator Sonnenberg, a Republican, and how the bills he sponsors always hurt the management districts.

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 Nily seconded the motion. Motion carried (4-0)

The meeting adjourned at 7:12 P.M.

Tracy Doran/Office Manager