



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
DENVER REGULATORY OFFICE, 9307 SOUTH WADSWORTH BOULEVARD
LITTLETON, COLORADO 80128-6901

November 13, 2017

SUBJECT: Nationwide Permit Verification – Corps File No. NWO-2017-01897-DEN,
Compark South Project, Douglas County, Colorado

Michael Vickers
Belford South Metropolitan District
8390 East Crescent Parkway, Suite 500
Greenwood Village, CO 80111

Dear Mr. Vickers:

This letter is in reference to the proposed project located at approximately 39.553041°N, -104.821996°W, in Douglas County, Colorado. The work as described in your submittal will consist of constructing a road bridge crossing over Happy Canyon Creek, replacing an existing pedestrian bridge over Happy Canyon Creek, and installing three buried channel stabilization structures in Happy Canyon Creek, all in direct support of a residential development. This project will cause temporary impacts to 0.486 acre of Happy Canyon Creek and to 0.1657 acre of adjacent wetlands, and will cause permanent impacts to 0.049 acre of Happy Canyon Creek.

Based on the information provided, this office has determined that the work is authorized by the **Department of the Army Nationwide Permit (NWP) 29, Residential Developments**, found in the January 6, 2017, Federal Register. Enclosed is a fact sheet, which fully describes this Nationwide Permit and lists the General Conditions, and Colorado Regional Conditions, which must be adhered to for this authorization to remain valid. In addition, the following Special Conditions must be followed:

1. In order for this Nationwide Permit verification to be valid, 0.1657 acre of wetland shall be restored where impacted.
2. The created wetlands will be considered successful and self-sustaining when the following conditions have been met without intervention in the form of irrigation, removal of undesirable vegetation or replanting of desirable vegetation for a period of two consecutive years, as determined by the Corps of Engineers:
 - a) At least 80 % (determined by ocular estimate of herbaceous and shrub foliar cover) of the mitigation site is vegetated, with at least 50% of the total number of dominant species present will consist of species rated as facultative or wetter.
 - b) Those species shown on the Colorado Noxious Weed Inventory list-A shall be 100% eradicated. Those species shown on list-B shall be no more than 5% or less of the total cover in the mitigation area. The lists can be found at http://www.colorado.gov/cs/Satellite/ag_Conservation/CBON/1251618874438
3. A mitigation monitoring report documenting growing season conditions shall be sent to the Denver Regulatory Office prior to December 31st of each year, for a period of at least three years, or until the Corps of Engineers determines that the 0.1657 acre of wetlands has successfully developed.

4. Annual reports shall be formatted per the attached Annual Mitigation Monitoring Report Formatting Requirements. If the authorized work has not yet started, please state so in the annual mitigation monitoring report.

Although an Individual Department of the Army permit will not be required for this work, this does not eliminate the requirement that any other applicable federal, state, tribal or local permits be obtained as required. Please be advised that deviations from the original plans and specifications of this project could require additional authorization from this office.

The applicant is responsible for all work accomplished in accordance with the terms and conditions of the nationwide permit. If a contractor or other authorized representative will be accomplishing the work authorized by the nationwide permit on behalf of the applicant, it is strongly recommended that they be provided a copy of this letter and the enclosed conditions so that they are aware of the limitations of the applicable nationwide permit. Any activity which fails to comply with all the terms and conditions of the nationwide permit will be considered unauthorized and subject to appropriate enforcement action.

This verification will be valid until March 18, 2022. In compliance with General Condition 30, the enclosed "Certification of Completed Work" form (blue) must be signed and returned to this office upon completion of the authorized work and any required mitigation.

If there are any questions please feel free to contact Angelle Greer at (303) 979-4120 or by e-mail at Angelle.V.Greer@usace.army.mil, and reference **Corps File No. NWO-2017-01897-DEN**.

Sincerely,



Aaron Eilers
Chief, Denver Regulatory Office

Enclosure(s)

Nationwide Permit 29, Residential Developments
Certification of Completed Work
Annual Mitigation Monitoring Report Format Requirements

Copies Furnished:

Esa Crumb, ERO Resources Corporation, 1842 Clarkson Street, Denver, CO/80218