



# Meeting Minutes

Wednesday, December 8th, 2021

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## 1. Guests

### a. Nathan Moore (CDPHE) – State updates

- i. **Nathan is the Clean Water Program Manager.** Has been with the Division for 24 years.
  - 1 **Gabe** recommended that we pull together the issues that CWWUC is interested in for Nathan and possibly provide it to him at the January meeting.
- ii. **There is a new person in enforcement** – Jocelyn Brink. Came from Superior.
- iii. **January 13<sup>th</sup> is the next permits webinar.** There is an agenda on-line.

### b. Gabe Racz – Updates and discussion

- i. **Chemical Evaluation:** There was a meeting to go over the set of questions sent out in advance. Talked about a few ways the Division would go about sharing information, by the creation of a form wherein the manufacturers of proprietary chemicals could be informed about how their information would be used by CDPHE so that they will feel comfortable sending information in. The Division would share a list of chemicals for which they have received all the information they need to evaluate those chemicals. They will provide a list of chemicals for which they have WET test information. This will be provided by the end of January.
- ii. **December Commission Meeting:** There was a petition filed for a review of the antidegradation designation segments Clear Creek seg 15 Middle South Platte seg 1a, and Upper South Platte seg 15. Asking the commission to reverse the decision to retain use protection designations for those segments. Their assertion is that the Commission had made mistakes or had not followed the statute. CWWUC, Metro, Molson Coors and Golden filed comment letters that adequate notice was not given for stakeholder input. They will not accept verbal comments at this meeting on this issue.
- iii. **Permit issues forum on Non-Impact Limits:** The Division has indicated they will provide a draft guidance document that will be available for December 16<sup>th</sup> meeting. In Mt. Crested Butte case a judge ruled that the Divisions guidance is not to be followed like a rule.

- iv. There was a meeting of the Alternatives Analysis subgroup:**  
People have been asking for guidance on antidegradation alternatives analysis. The Division will be sending out an outline for guidance prior to the January meeting.
- v. PFAS –** Final permits were issued to Broomfield, Steamboat Springs, South Platte Renew and Metro. The final was almost identical to the drafts.
- vi. Temperature:** There is a permit related Temperature Implementation Workgroup starting in January. Information on the group is on the Water Quality Forum website. It is January 25<sup>th</sup> at 9 am.

## 2. Board Action Items

- a.** Approval of invoices for payment
  - i.** Vranesh and Raisch - \$1,455.00
    - 1** Motion to approve – Andra Ahrens
    - 2** Second: Roy
    - 3** Approved
- b.** Approval of November minutes
  - 1** Motion to approve – Julie Tinetti
  - 2** Second: Andra Ahrens
  - 3** Approved

## 3. Discussion Items

- a. CMF Temp TAC Update –** The Division put out a Feasibility Report as a part of the Road Map. There were a lot of questions about the accuracy. There was money put into the CMF to review it and make comments on the report. With the new temperature issues coming up, CMF is meeting with the Division to discuss some of the more important comments related to the Feasibility Report.
- b. Warm Water Tier II Fish Research – Julie Tinetti:** Centennial ask GEI to do a lit review on Tier II species to find species that would do well in a lab for a Tier II study. They looked at two species, white sucker and Brook Stickleback. Comes back that neither are great, but if they have to choose between those they would say to use the Brook Stickleback. More research is done to determine a good species.
- c. Joint Happy Hour with RMWEA and CWWUC:** A potential day and time need to be determined. Possibly in February or March.

Next Meeting:            Wednesday, January 12th, 2022 at 1:00 pm