<table>
<thead>
<tr>
<th>Time</th>
<th>Attendee(s)</th>
<th>Item</th>
</tr>
</thead>
<tbody>
<tr>
<td>10:45 A.M.</td>
<td>Adam Burg / Eliza Schultz / Elisabeth Rosen / Alan Morse</td>
<td>State Lobbyists Update</td>
</tr>
<tr>
<td>11:15 A.M.</td>
<td>Jenni Grafton / Melissa Scheere / Nicole Samson / Adams County Foundation Board Members</td>
<td>Adams County Foundation Grant Award Recommendations</td>
</tr>
<tr>
<td>11:45 A.M.</td>
<td>Jenni Grafton / Ryan Nalty / Katie Keefe / Karl Onsager / Christy Fitch</td>
<td>Water Quality Control Division (WQCD) Presentation</td>
</tr>
<tr>
<td>12:45 P.M.</td>
<td>Jenni Grafton / Ryan Nalty / Jen Rutter / Karl Onsager / Christy Fitch</td>
<td>Development Standards Overhaul</td>
</tr>
<tr>
<td>1:30 P.M.</td>
<td>Jenni Grafton / Ryan Nalty / Katie Keefe / Greg Dean</td>
<td>Oil and Gas Update</td>
</tr>
<tr>
<td>2:00 P.M.</td>
<td>Raymond Gonzales</td>
<td>Administrative Item Review / Commissioners Communication</td>
</tr>
<tr>
<td>2:30 P.M.</td>
<td>Heidi Miller</td>
<td>Executive Session Pursuant to C.R.S. 24-6-402(4)(b) and (e) for the Purpose of Receiving Legal Advice and Instructing Negotiators Regarding Soma Case</td>
</tr>
</tbody>
</table>

(AND SUCH OTHER MATTERS OF PUBLIC BUSINESS WHICH MAY ARISE)

***agenda is subject to change***
**STUDY SESSION ITEM SUMMARY**

<table>
<thead>
<tr>
<th>DATE OF STUDY SESSION: November 16, 2021</th>
</tr>
</thead>
<tbody>
<tr>
<td>SUBJECT: Recommendation from the Adams County Foundation on how to disperse Community Enrichment Grant funds to community organizations that serve Adams County residents</td>
</tr>
<tr>
<td>OFFICE/DEPARTMENT: Community &amp; Economic Development</td>
</tr>
<tr>
<td>CONTACT: Grants Administrator Nicole Samson, Community Development Manager Melissa Scheere</td>
</tr>
<tr>
<td>FINACIAL IMPACT: $800,000 of budgeted funds</td>
</tr>
<tr>
<td>SUPPORT/RESOURCES REQUEST: N/A</td>
</tr>
<tr>
<td>DIRECTION NEEDED: The Adams County Foundation Board requests the Board of County Commissioners provide direction, if any, on changes to the grant recommendations.</td>
</tr>
<tr>
<td>RECOMMENDED ACTION: Request staff to prepare the grant awards as presented for formal approval.</td>
</tr>
</tbody>
</table>

**DISCUSSION POINTS:**

- The County Commissioners authorized $800,000 in the 2021 budget to be distributed through the Community Enrichment Grant.
- The Community Enrichment Grant was created by the Adams County Board of County Commissioners to provide financial support to nonprofit organizations to carry out programs that serve the basic needs and promote self-sufficiency of the Adams County residents.
- The County Commissioners requested the Adams County Foundation board accept applications for this grant, review the applications, and make a recommendation to the Board of County Commissioners on the projects to fund.
- Organizations submitted grant applications from August 4 through September 9, 2021. Eligible organizations completed the Colorado Common Grant Application to apply for the funding.
- The announcement of projects and programs to receive grant funding is scheduled for December 7, 2021.
- Names of Adams County Foundation Board members: Chair Ken Ciancio, Vice Chair Frederick Alfred, Secretary Richard Delaney, Treasurer Abel Wurmnest, Vince Chowdhury, Billy Gurr, Trish O’Connor, JoAnn Vondracek
Recommended Awards for the 2021 Community Enrichment Grant

Presentation by the Adams County Foundation

November 16, 2021
Community Enrichment Grant

- Created by the Adams County Board of County Commissioners
- Provides financial support to nonprofit organizations to carry out programs that serve the basic needs and promote self-sufficiency
- $800,000 in the 2021 budget to be distributed through the grant

Selection Guidance

- Project funds must be used only to directly serve Adams County residents
- Intended to fill direct service gaps in the organizations’ budgets that are not typically covered by other sources of funding
- Does NOT fund administrative costs, general funds, other grant programs, indirect costs, or individuals
Adams County Foundation

The Foundation Board accepts applications for this grant, reviews the applications, and makes a recommendation on the projects to fund.

2021 Process

• Grant applications were accepted from August 4 through September 9, 2021
• 50 organizations applied
• There was a total of more than $2.9 million in requests
• Organizations with multiple applications were asked to prioritize only one application
• Organizations that are not registered with the Secretary of State and applications submitted late were not considered
• Applications not recommended for funding did not meet one or more of the selection guidance criteria
# Health Category Applications

<table>
<thead>
<tr>
<th>Organization</th>
<th>Project/Program</th>
<th>Suggested Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clinica Colorado</td>
<td>Behavior health/counseling</td>
<td>$20,000</td>
</tr>
<tr>
<td>Foster Source</td>
<td>Mental health for foster parents</td>
<td>$19,000</td>
</tr>
<tr>
<td>Kids in Need of Dentistry</td>
<td>Dental services for youth</td>
<td>$39,000</td>
</tr>
<tr>
<td>Project Angel Heart</td>
<td>Home delivered, medically tailored meals for critically ill</td>
<td>$24,000</td>
</tr>
<tr>
<td>Rocky Mountain MS</td>
<td>Day program for adults with severe disabilities from MS, traumatic brain injury, stroke, etc.</td>
<td>$10,000</td>
</tr>
<tr>
<td>Servicios de La Raza</td>
<td>Health &amp; wellness services for Latino families with children</td>
<td>$20,000</td>
</tr>
</tbody>
</table>
# Housing Category Applications

<table>
<thead>
<tr>
<th>Organization</th>
<th>Project/Program</th>
<th>Suggested Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beyond Home</td>
<td>Cost to create engineering drawings for transitional housing on site at Crossroads Church in Adam County</td>
<td>$19,000</td>
</tr>
<tr>
<td>Second Chance Center</td>
<td>Transitional housing for people leaving incarceration</td>
<td>$25,000</td>
</tr>
</tbody>
</table>
## Poverty Category Applications

<table>
<thead>
<tr>
<th>Organization</th>
<th>Project/Program</th>
<th>Suggested Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>A Precious Child</td>
<td>Case management for public assistance programs &amp; essential items</td>
<td>$41,000</td>
</tr>
<tr>
<td>Food for Hope</td>
<td>Weekend food for school-age children</td>
<td>$29,000</td>
</tr>
<tr>
<td>Food for Thought</td>
<td>Weekend food for school-age children</td>
<td>$20,000</td>
</tr>
<tr>
<td>FRCC Foundation</td>
<td>Financial assistance to students experiencing financial hardship</td>
<td>$30,000</td>
</tr>
<tr>
<td>Growing Home</td>
<td>Housing, food assistance, case management, parent classes</td>
<td>$40,000</td>
</tr>
<tr>
<td>There With Care</td>
<td>Basic needs for families with critically ill children</td>
<td>$10,000</td>
</tr>
<tr>
<td>Wee Cycle</td>
<td>Baby gear, diapers, wipes, baby food, formula to families in need</td>
<td>$29,000</td>
</tr>
<tr>
<td>Rocky Mountain Partnership</td>
<td>Develop &amp; maintain data program</td>
<td>$49,000</td>
</tr>
</tbody>
</table>
## Human Services Category Applications

<table>
<thead>
<tr>
<th>Organization</th>
<th>Project/Program</th>
<th>Suggested Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>CASA</td>
<td>Recruit, train, retain volunteer CASAs</td>
<td>$34,000</td>
</tr>
<tr>
<td>ECPAC</td>
<td>Care navigation to families with children birth to age 8</td>
<td>$17,500</td>
</tr>
<tr>
<td>Five Star Education Foundation</td>
<td>Resource closets</td>
<td>$25,000</td>
</tr>
<tr>
<td>Platte Valley Medical Center Foundation</td>
<td>Non-emergency transportation for low-income individuals</td>
<td>$10,000</td>
</tr>
</tbody>
</table>
## Human Services Category Applications continued

<table>
<thead>
<tr>
<th>Organization</th>
<th>Project/Program</th>
<th>Suggested Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ralston House</td>
<td>Partial salary for forensic interviewer and bilingual child abuse pediatrician</td>
<td>$49,000</td>
</tr>
<tr>
<td>Restoration Outreach Programs</td>
<td>Food, ESL classes, workforce readiness</td>
<td>$10,000</td>
</tr>
<tr>
<td>Seniors’ Resource Center</td>
<td>Assistance to help older adults stay in their homes independently</td>
<td>$30,000</td>
</tr>
<tr>
<td>We Don’t Waste</td>
<td>Food distribution to nonprofit partners &amp; nutrition/food waste education for youth</td>
<td>$44,000</td>
</tr>
<tr>
<td>Organization</td>
<td>Project/Program</td>
<td>Suggested Award</td>
</tr>
<tr>
<td>----------------------------------</td>
<td>---------------------------------------------------------------------------------</td>
<td>-----------------</td>
</tr>
<tr>
<td>A Child’s Song</td>
<td>Music &amp; movement classes</td>
<td>$10,000</td>
</tr>
<tr>
<td>Bal Swan Children’s Center</td>
<td>Developmental, therapeutic and mental health supports for preschoolers</td>
<td>$10,000</td>
</tr>
<tr>
<td>Coal Creek Adult Education</td>
<td>ESL classes</td>
<td>$4,200</td>
</tr>
<tr>
<td>Colorado Youth for a Change</td>
<td>Reading and math tutoring</td>
<td>$24,000</td>
</tr>
<tr>
<td>Family Tree</td>
<td>Skills training for parenting, child safety, and child health</td>
<td>$15,000</td>
</tr>
<tr>
<td>Hope House</td>
<td>Education programs for at-risk teen moms and their children</td>
<td>$29,000</td>
</tr>
<tr>
<td>Organization</td>
<td>Project/Program</td>
<td>Suggested Award</td>
</tr>
<tr>
<td>--------------------------------------</td>
<td>---------------------------------------------------------------------</td>
<td>-----------------</td>
</tr>
<tr>
<td>Little Giants Learning Center</td>
<td>Summer program for kids</td>
<td>$19,000</td>
</tr>
<tr>
<td>Save Our Youth</td>
<td>Mentoring &amp; supplemental education programs for teens</td>
<td>$10,000</td>
</tr>
<tr>
<td>Westminster Public Schools</td>
<td>Boys &amp; Girls Club program at Colorado Sports Leadership Academy</td>
<td>$25,000</td>
</tr>
<tr>
<td>Westminster Rotary Club</td>
<td>Provide books to children birth to age 5</td>
<td>$10,300</td>
</tr>
</tbody>
</table>
Options and Next Steps

• Request staff to prepare the grant awards as presented for formal approval
• Make changes to the slate of awards and request the amended slate be prepared for formal approval

Formal approval of grant awards – December 7th

2022 Community Enrichment Grant Program to start 1st Quarter of 2022
## STUDY SESSION ITEM SUMMARY

**DATE OF STUDY SESSION:** November 16, 2021

**SUBJECT:** Water Quality Control Division (WQCD) Presentation

**OFFICE/DEPARTMENT:** Community & Economic Development (CED)

**CONTACT:** Jenni Grafton, CED Director; Ryan Nalty, CED Deputy Director; Katie Keefe, Environmental Program Manager

**FINANCIAL IMPACT:** None

**SUPPORT/RESOURCES REQUEST:** N/A

**DIRECTION NEEDED:** N/A

**RECOMMENDED ACTION:**

### DISCUSSION POINTS:
- WQCD Staff will provide the BoCC with an overview of:
  - Authorities, roles, and responsibilities of WQCC and WQCD
  - South Platte River Watershed in Adams County & key water quality concerns
  - Compliance and enforcement of water quality requirements
  - Mechanisms and opportunities for public participation
Adams County BOCC
Water Quality Work Session

November 16, 2021
Agenda

1. The Clean Water Act and Colorado Water Quality Control Act
2. Protecting uses in the South Platte Basin
3. Additional protections - antidegradation
4. Ensuring compliance with permits
5. Public outreach and partnership opportunities
6. Questions and contacts
Introductions to division presenters

- Nicole Rowan, Division Director
- Meg Parish, Permits Section Manager
- Nathan Moore, Compliance and Enforcement Section Manager
- Aimee Konowal, Acting Clean Water Program Manager

Thanks to CDPHE staff that are here today!
Clean Water Act & Colorado Water Quality Control Act
Water Quality Control - Commission and Division

The division enforces permit limits and gathers stream data to see if waters are meeting standards and supporting uses.

The Water Quality Control Commission establishes water uses and the standards needed for those uses.

The division issues permits that allow pollution, but only up to a point so that streams still meet water quality standards and support uses.
Protecting uses in the South Platte Basin
Goal - Protect current and future uses

- Aquatic Life
- Recreation
- Agriculture
- Drinking Water
Waters in Adams County and their classified uses
Water Quality Monitoring in Adams County

Monitoring Organization

- Aurora
- Big Dry Creek Watershed Association
- Brown & Caldwell
- City and County of Denver
- CDPHE-WQCD
- Colorado River Watch
- EPA
- Metro Wastewater
- South Adams County Water and Sanitation District
- United States Geological Service
Impaired Waters in Adams County - 303(d) List

Category 5. 303(d)

- As
- Fe
- E.coli
- Mn
- NO3
- Se
- SO4

Category 3b. M&E List

- DO
- Fe-Tot
- Temp
Key pollutants impacting surface waters

- Impaired water quality mostly in western Adams County near Denver
- E. coli, cadmium, ammonia are main issues on South Platte through Adams County
- Other impairments are mostly on South Platte tributaries
What Impacts Water Quality in the South Platte River

- **Clear Creek:**
  - Temperature, E. coli
  - Arsenic, Manganese
  - Organic Sediment
  - Little Dry Creek: Iron

- **Sand Creek:**
  - E. coli, Selenium

- **Big Dry Creek:**
  - E. coli

**SOUTH PLATTE**
- E. coli, Arsenic
- Burlington Ditch
- Bowles Ave
- 120th Ave.

**BOUNDARIES**
- Burlington Ditch
- Bowles Ave

**UPSTREAM**
- Burlington Ditch
- Bowles Ave
- 120th Ave.

**DOWNSTREAM**
Lake Impairments in Adams County

Barr Lake
- TMDL - pH and dissolved oxygen
- 303(d) - total arsenic

Horse Creek Reservoir
- 303(d) - pH
Adams County is downstream of Colorado’s largest dischargers.

At the time it hits the Adams Co. line, the South Platte is almost entirely wastewater effluent and urban stormwater runoff.

This map is process water dischargers.
Adams County is downstream of Colorado’s largest dischargers.

At the time it hits the Adams Co. line, the South Platte is almost entirely wastewater effluent and urban stormwater runoff.

This map shows stormwater discharges - plus every purple area has a stormwater sewer system (MS4) that is discharging.
How permits can help protect Adams County water for its uses

- Making the South Platte a better place for fish by limiting metals and ammonia
- Limiting and monitoring for emerging contaminants like PFAS and 1,4 dioxane
- Reducing sediment and pathogen loading from urban streets and construction sites
- Being part of the solution for *E. coli* - limiting discharges from wastewater plants and urban stormwater systems
- Implementing TMDLs for waters that aren’t supporting uses
Example: Suncor’s draft water quality permit

- Will establish limits and controls for PFAS
- Adds limits for 50+ organic chemicals
- Controls stormwater off the site
- Strict maintenance and inspection requirements
- Extra requirements to protect Burlington Ditch
Example: 2017 Metro Hite plant renewal

- 220 million gallons a day - almost all of Segment 15 of the South Platte during dry weather
- Modeled the plant with the Xcel Cherokee power plant so that their cumulative impacts to the South Platte would be accounted for
- New nutrient (nitrogen and phosphorus) limits to protect Barr Lake and the South Platte
- New limitations for iron, temperature, and cyanide to protect drinking water uses and aquatic life
Example: 2020 Denver MS4 renewal

- A smaller portion of the South Platte during dry weather; a much larger portion during rain or snowmelt
- Implements South Platte Segment 15 E. coli TMDL for first time, includes E. coli controls and monitoring
- Requires phosphorus controls to protect Barr Lake for the first time
- Better inspections for construction sites and permanent controls to keep sediment out of streams
Additional protections for some streams: Antidegradation
Antidegradation Designations - Adams County

**Use-protected**
- No antidegradation protections

**Reviewable**
- Some antidegradation protections - no significant degradation

**Outstanding**
- Strict antidegradation protections - no permanent degradation. Typically waters in national parks.
What does making a stream reviewable mean for pollution limits?
Ensuring Compliance with Permits
Clean Water Program Compliance Assurance

- Compliance is measured using field inspections and reporting
  - $\cong 50,000$ permit reports required every year
  - 769 Inspections last year

  - Inspections last 5 years in Adams:
    - 17 Domestic and industrial wastewater inspections; and
    - 254 Construction, Industrial Stormwater, and Sand & Gravel

  - Compliance assistance is primarily provided to facilities during inspections; but also responsive and in presentations.

- Compliance also includes spill (including sewer overflows) and complaint response
Clean Water Program Compliance Assurance

<table>
<thead>
<tr>
<th>Current Oversight Targets</th>
<th>Majors (Larger Domestic and Industrial Facilities)</th>
<th>Construction</th>
<th>Industrial &amp; Mining</th>
<th>Domestic</th>
<th>MS4</th>
</tr>
</thead>
<tbody>
<tr>
<td>20%</td>
<td>8%</td>
<td>4%</td>
<td>11%</td>
<td>0%</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Oversight Goals</th>
<th>Majors (Larger Domestic and Industrial Facilities)</th>
<th>Construction</th>
<th>Industrial &amp; Mining</th>
<th>Domestic</th>
<th>MS4</th>
</tr>
</thead>
<tbody>
<tr>
<td>20-50% (varies annually)</td>
<td>10%</td>
<td>10-20% (≈15%)</td>
<td>10-20% (≈15%)</td>
<td>20%</td>
<td></td>
</tr>
</tbody>
</table>

- *For MS4, division does conduct complaint response and some targeted oversight
- Due to resources, the division can not meet inspection goals for industrial/mining and MS4. Also, providing the level of assistance for smaller domestic systems, such as lagoons at mobile home parks has been a challenge
- Division minimizes the potential for impacts by assistance, targeted oversights, local government partners (e.g., Adams County construction inspection and spill response) and effective enforcement deterrents
Clean Water Program Enforcement

- Typically the division can obtain the necessary environmental protection and both reduce and address noncompliance through the assistance framework, but enforcement is an essential part of division compliance assurance strategy
  - About 97% of facilities are in compliance with effluent limits
  - 31 facilities in Adams County have been in Significant Noncompliance within the last 5 years (More significant cases of noncompliance for reporting, discharge limits, or control measures that warrant escalated compliance or enforcement response)
- Enforcement in Adams County over last 5 years: 7
Formal Enforcement in Adams County (last 5 years)

### Domestic Wastewater Systems

<table>
<thead>
<tr>
<th>Permit</th>
<th>Permittee</th>
<th>Resolution</th>
</tr>
</thead>
<tbody>
<tr>
<td>COG589003</td>
<td>Petroleum Wholesale</td>
<td>Facility closed and properly decommissioned its wastewater lagoons. Paid a civil penalty of $60,821. Enforcement case has been closed.</td>
</tr>
<tr>
<td>COG589412</td>
<td>Galambs MHP</td>
<td>Currently under enforcement and is working to construct a new mechanical wastewater treatment facility with a discharge to surface water. Existing wastewater lagoon will be decommissioned.</td>
</tr>
</tbody>
</table>

### Construction Stormwater

- Three entities, five sites
- All entities completed corrective actions and paid penalties
  - McCauley Constructors (1 site): $57,000
  - Bucknell Services (2 sites): $60,000
  - Doud BTS (2 sites): expedited settlement agreement, $4,375
PUBLIC OUTREACH AND PARTNERSHIP OPPORTUNITIES
Nonpoint Source Impacts and Projects
Spill reporting and commenting on enforcement actions

Collaboration on Water Quality Control Commission rulemakings, like the South Platte basin

Commenting on permits and engaging in permit stakeholder processes

Future collaborations around pollution or nonpoint source reductions

Sharing water quality data and use information about Adams County streams

Sharing water quality data and use information about Adams County streams
Resources for these partnerships

- **Water Quality Control Commission**
  - Meets most months on the 2nd Monday of month
    - [cdphe.colorado.gov/wqcc](cdphe.colorado.gov/wqcc)
  - Next 303(d) List of Impaired Waters RMH - Spring 2022
  - Next South Platte Basin RMH - June 2025

- **WQCD stakeholder engagement website**
  - [cdphe.colorado.gov/water-quality-engagement](cdphe.colorado.gov/water-quality-engagement)
  - Engagement Emails

- **EPA ECHO Database**
  - for all dischargers: [echo.epa.gov/](echo.epa.gov/)

- **Spill line**
  - 1-877-518-5608

- **Draft permits public comment page**
  - [cdphe.colorado.gov/water-quality-draft-permit-actions](cdphe.colorado.gov/water-quality-draft-permit-actions)
Questions, Contacts

Nicole Rowan: nicole.rowan@state.co.us
Nathan Moore: nathan.moore@state.so.us
Aimee Konowal: aimee.konowal@state.co.us
Meg Parish: meg.parish@state.co.us
# STUDY SESSION ITEM SUMMARY

<table>
<thead>
<tr>
<th>DATE OF STUDY SESSION:</th>
<th>November 16, 2021</th>
</tr>
</thead>
<tbody>
<tr>
<td>SUBJECT:</td>
<td>Development Standards Overhaul</td>
</tr>
<tr>
<td>OFFICE/DEPARTMENT:</td>
<td>Community &amp; Economic Development Department</td>
</tr>
<tr>
<td>CONTACT:</td>
<td>Karl Onsager, Senior Implementation Planner</td>
</tr>
<tr>
<td>FINANCIAL IMPACT:</td>
<td>None</td>
</tr>
<tr>
<td>SUPPORT/RESOURCES REQUEST:</td>
<td>Pending $150,000 budget request</td>
</tr>
<tr>
<td>DIRECTION NEEDED:</td>
<td>Input on the proposed scope, timeframe, and approach for implementation, specifically to chapters 2, 3, 4, and 5 of the County’s Development Standards and Regulations to address commercial and industrial uses, housing, performance standards, subdivision requirements, and environmental standards</td>
</tr>
<tr>
<td>RECOMMENDED ACTION:</td>
<td>Approve staff to move forward a request for proposal and outlined project plan.</td>
</tr>
</tbody>
</table>

## DISCUSSION POINTS:

The updated community vision through the draft Advancing Adams Comprehensive Plan poses an opportunity to ensure the Adams County Zoning, Subdivision, and Development Standards can effectively achieve that vision. Specifically, staff, in partnership with a future consultant (if funded), will review, analyze and propose new and amended regulations to process and procedures (Chapter 2), land uses and lot standards (Chapter 3), performance standards (Chapter 4), and subdivision requirements (Chapter 5), and additional provisions as directed.

In this presentation, staff will discuss the proposed project to implement the County's long-range plans:

- Confirm support for the development standards overhaul
- Confirm scope
- Confirm reasonable time-frame for success
- Confirm pace of check-ins and project next steps
- Confirm project approach for staff-initiated batches and consultant lead batches
Development Standards Overhaul

Board of County Commissioners Study Session
Community and Economic Development Department
November 16, 2021
Objectives for Study Session

- Confirm support for the development standards overhaul
- Confirm scope
- Confirm reasonable time-frame for success
- Confirm pace of check-ins and project next steps
- Confirm project approach for staff-initiated batches and consultant lead batches
Interaction with development standards

People who want to do something and can:
- Build something
- Operate a use
- Subdivide property

People who want to do something and can’t:
- Exceed requirements
- Nuisances
- Prohibited uses
- Enforcement

People who passively interact with the code:
- Urban design
- Sidewalks and ROW
- Housing choice and location
Re-alignment

Federal Law
State Law

Development Standards

Housing Choice
Environmental Sustainability
Economic Development
Equity and Inclusion
<table>
<thead>
<tr>
<th>Advancing Adams Goal/Policy</th>
<th>Outcomes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Increase housing opportunities</td>
<td>- Lot standards mismatched with developable properties</td>
</tr>
<tr>
<td></td>
<td>- Requirements push for PUD’s to achieve flexibility</td>
</tr>
<tr>
<td></td>
<td>- Regulations not aligned with fair housing requirements</td>
</tr>
<tr>
<td>Environmental standards</td>
<td>- Regulations could better address water and landscaping requirements</td>
</tr>
<tr>
<td></td>
<td>- Better ensure public and private improvements lead to improved environment, safety, and active choices</td>
</tr>
<tr>
<td>Economic development and livable community</td>
<td>- Process and requirements sometimes frustrate desired economic and housing outcomes</td>
</tr>
<tr>
<td></td>
<td>- Land uses could be clarified and re-aligned with county priorities</td>
</tr>
<tr>
<td></td>
<td>- Ensure development expectations transition to existing housing and businesses and municipal partners</td>
</tr>
<tr>
<td>Culture and heritage</td>
<td>- Ensure agricultural standards align with preservation, food systems, and industry needs</td>
</tr>
</tbody>
</table>
# BOCC Project Priorities

<table>
<thead>
<tr>
<th>Priority</th>
<th>Strategy to support</th>
</tr>
</thead>
<tbody>
<tr>
<td>Remove redundancy</td>
<td>Utilize tables, clarify with illustrations</td>
</tr>
<tr>
<td>Improve development</td>
<td>Clarify standards, process, consolidate certain zones</td>
</tr>
<tr>
<td>Reduce or condense items on BOCC agenda</td>
<td>Update/modify process</td>
</tr>
<tr>
<td>Remove potential conflicts</td>
<td>Reduce page counts, consolidate content</td>
</tr>
<tr>
<td>Improve staff capacity</td>
<td>Update/modify process, update definitions</td>
</tr>
<tr>
<td>Increase housing choice</td>
<td>Update standards, expand types, review densities, adopt policy recommendations</td>
</tr>
<tr>
<td>Sustainability goals</td>
<td>Update landscape standards, development standards, support adaptive re-use</td>
</tr>
<tr>
<td>Data-driven decision making</td>
<td>Utilize economic outcome analysis when appropriate</td>
</tr>
</tbody>
</table>
1. Organize batch by chapter:
   - Pros – Allows for a comprehensive look at a chapter
   - Cons – May make for re-work in other chapter reviews (example, review processes and then subdivisions to only go back and revise process based on subdivision review)

2. Organize by topic rather than chapter:
   - Pros – Allows for more comprehensive look across chapters. Project flexibility to review parallel topics
   - Cons – Very comprehensive look across 500+ pages
Project Approach and Next Steps

- Best practice timeline – 18-month process
- RFP at 90% Advancing Adams Draft
- Check-in and study session schedule: Every other month
## Project Approach

### Staff Initiated Content

**Goal:** Focus on technical corrections and capacity-based code amendments  
**Potential topics:**
1. ADU's
2. PUD amendment/lapse process
3. Referral agency review during site plan process
4. Air-quality overlay for trees
5. Consolidate redundancy from Chapter 2 and Chapter 3 into tables
6. Slot homes and review of housing types
7. Fence standards, corner lots, clarify opacity
8. Clarification of process for building change of use and zoning change of use
9. Consolidate Inert Fill TUP and SUP to Grading Permit Process
10. Engineering standard changes (Ch. 8, 9)
11. Food trucks and food truck courts
12. CUP review for semi-truck storage in residential
13. Process & standards for rectifying illegal parcels

### Consultant Lead Content

**Goal:** Address systemic issues in the code requiring expertise and additional capacity  
**Potential topics:**
1. Comprehensive review of land-uses
2. Potential consolidation of zones
3. Update subdivision standards
4. Comprehensive review and alignment of performance standards
5. Municipal transition zoning overlays
6. Affordable and attainable housing/ Fair Housing compliance review (Root Policy)
7. Modernize commercial and industrial standards
8. Update environmental standards aligning with a water master plan
9. Update standards to support sustainability plan
10. Align processes with best practices
## Project Approach - Batches

<table>
<thead>
<tr>
<th>Batch 1</th>
<th>Batch 2</th>
<th>Batch 3</th>
<th>Batch 4</th>
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</thead>
<tbody>
<tr>
<td>Review and adjust:</td>
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<td>- Commercial &amp; Industrial land-uses</td>
<td>- Housing and fair housing compliance</td>
<td>- Environmental standards</td>
<td>- Process and procedures</td>
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<td>- Com and Ind. Performance standards</td>
<td>- Residential standards</td>
<td>- Sustainability standards</td>
<td>- Align batches</td>
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<td>- Zone district recommendation</td>
<td>- Subdivision standards</td>
<td>- NRCO</td>
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<td>Create municipal transition overlays</td>
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<tr>
<td>- ADU’s</td>
<td>- Inert fill TUP and SUP to Grading Permit</td>
<td>- Air-quality overlay</td>
<td>- Review referral agency review procedures</td>
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<td>- Fence standards</td>
<td>- Engineering Standards</td>
<td>- Environmental and sustainability standards</td>
<td>- Site plan review process</td>
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<td>- Existing code into tables</td>
<td>- Slot homes and residential standards</td>
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<tr>
<td>- Change in use process</td>
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<td>- Food Trucks and Food Truck Courts</td>
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</table>
**Project Approach**

**Public Engagement Process**
- General Public Feedback
  - What considerations do you have on this topic?
- Stakeholder feedback
  - Focus groups
  - Targeted survey questions on topic
- Draft specific questions
  - Public input on draft code
  - Survey questions

**Drafting and Review Process**
- Staff Due Diligence
- PC Study Session for Direction
- BOCC Study Session for Direction
- Code Draft Phase
- PC Study Session
- BOCC Study Session
- Draft Finalization
  - Published for Public Review
- Report process results to inform next batch
  - Significant modification
- Public draft review and legislative process
  - Omnibus adoption of draft batches
Discussion

- Recommendation:
  - Proceed with request for proposal
  - Formalize project plan
  - Initiate staff review of standards
  - Process for capturing BoCC priorities
### STUDY SESSION ITEM SUMMARY

<table>
<thead>
<tr>
<th>DATE OF STUDY SESSION:</th>
<th>November 16, 2021</th>
</tr>
</thead>
<tbody>
<tr>
<td>SUBJECT:</td>
<td>Oil &amp; Gas Update</td>
</tr>
<tr>
<td>OFFICE/DEPARTMENT:</td>
<td>Community &amp; Economic Development</td>
</tr>
<tr>
<td>CONTACT:</td>
<td>Jenni Grafton, Community &amp; Economic Development Director; Ryan Nalty, Community &amp; Economic Development Deputy Director; Katie Keefe, Environmental Program Manager; Greg Dean, Oil &amp; Gas Liaison; Christy Fitch, Assistant County Attorney; Chane Finkenbinder, Oil &amp; Gas Inspector</td>
</tr>
<tr>
<td>FINANCIAL IMPACT:</td>
<td>None</td>
</tr>
<tr>
<td>SUPPORT/RESOURCES REQUEST:</td>
<td>N/A</td>
</tr>
<tr>
<td>DIRECTION NEEDED:</td>
<td>Direction regarding future state rulemaking and COGCC compliance hearing</td>
</tr>
<tr>
<td>RECOMMENDED ACTION:</td>
<td>Staff will provide an update the COGCC’s compliance order against an Operator of oil and gas wells in the County and recommendations for further action and Staff’s reviews of COGCC’s proposed financial assurance regulations</td>
</tr>
</tbody>
</table>

### DISCUSSION POINTS:
- COGCC Compliance Hearing
  - Summary of the Order
  - COGCC requests
- Painted Pegasus Petroleum Review
- Affected Person Petition Process
- COGCC Financial Assurance Rulemaking Update
Oil & Gas Update

November 16, 2021

Greg Dean
Oil & Gas Liaison
gdean@adcogov.org
Current Orphaned Well Summary

COGCC Compliance Hearing
  • Summary of the Order
  • COGCC requests

Painted Pegasus Petroleum (P3) Review
  • Wells in Adams County
  • County Inspection Review

Affected Person Petition Process and Staff discussion

COGCC Financial Assurance Rulemaking Update
**Currently 77 Orphaned Wells in Adams County**

- There are 77 orphaned wells in Adams County.

The map shows the locations of these wells, with yellow circles indicating PetroShare wells/sites added to the Orphaned Well Program in July 2021, and red crosses indicating wells/sites already in the Orphaned Well Program.
COGCC Compliance Hearing Overview:

- COGCC has filed for an enforcement hearing against Painted Pegasus Petroleum (P3) to adjudicate 8 specific Notice of Alleged Violations (NOAVs) of the Commission’s rules including failure to:
  - Report production volumes and submit reports
  - Install contact information signage, emergency and safety placards, National Fire Association and hazardous material chemical labels
  - Maintain and inspect equipment, valves, and pipes to ensure mechanical condition
  - Prevent adverse impacts to PHSWEW by leaving tanks open and unlocked
  - Conduct necessary Mechanical Integrity Testing on wells
  - Manage weeds and remove rubbish and waste materials from sites

- COGCC Staff is requesting the Commission force P3 into compliance within 35 days and assess penalties and fines. If those wells are not in compliance within that time it would require the Director of COGCC to:
  - Suspend P3’s certificates of clearance and revoke their right to operate in Colorado
  - Foreclose on all existing financial assurance bonds and force the repayment any funds to the COGCC expended for work by any successor

- COGCC is requesting the Commission authorize (but not require) the Director to:
  - Declare P3’s wells Orphaned (189 statewide, 182 in AdCo)
  - Use the Orphaned Well Fund to investigate, mitigate, remediate, and reclaim their wells / sites
  - Claim all saleable products and equipment to help cover costs
Oil & Gas Update
COGCC Compliance Hearing Review
Painted Pegasus Petroleum Summary

Painted Pegasus Petroleum Wells
P3 Summary in Adams County:

- P3 is the second largest Operator in AdCo by number of wells (182 active wells)
- 30% of P3’s wells (55 wells) reported no production in one or more the last 3 years, with 98% (177 wells) producing less than 1 barrel of oil equivalent / day and could be deemed ‘functionally inactive’ by proposed COGCC standards
  - Non-producing and marginally producing wells are inherently higher future orphaned well risks
- AdCo has inspected 65 of P3’s wells to-date in 2021 (36%), with nearly 70% of those requiring 1 or more corrective actions
  - AdCo plans to inspect another 40 P3 wells by EOY
- P3 appears to have only filed 3% of their required Bradenhead pressure / surface casing integrity tests with the COGCC
  - 10% of their wells (18 wells) are overdue for Mechanical Integrity Tests, with another 15% (26 wells) due by EOY

Figure from Staff’s Future Orphaned Well Risk Assessment Report – Sept 2021
Oil & Gas Update

COGCC Compliance Hearing Review
Affected Person Petition

- COGCC Affected Person Petition requirements
- Staff discussion of County positions and proposed remedies
Staff Recommendations for Financial Assurance:

- Inactive Well Determinations:
  - Requested the COGCC use well production volumes or economic parameters for the determination of inactive wells
  - Staff argues that using only days of production will lead to many marginally producing wells being left open and will lead to more of those becoming orphaned in the future

- Transfer of Operatorship and Permits:
  - Proposed additional submission requirements during well transfers to ensure Operators are in good standing with the COGCC, have a demonstrated history of compliance, and are not using the OWP to discard high liability or less desirable assets to the state
  - Recommended that a Selling entity must secure financial assurance for all assets being kept before the transfer is allowed
  - Staff contends that being able to siphon off active permits and high producing wells while leaving higher liability assets with another operator will encourage the future orphaning of wells.

- Financial Assurance Review Plan:
  - Proposed the addition of a Financial Assurance Review Summary submission during the state permitting process.
  - Staff wants to ensure Operators with any documentable deficiencies in meeting responsibilities are not granted new permits to drill more wells

- Relevant Local Government Consultation and Involvement:
  - Requested a local government consultation requirement for determining an orphaned well’s priority ranking for plugging and allow a local government to request a reassessment of a well’s ranking should new information become available.
  - Staff asserts that a local government may have more site-specific knowledge and expertise that could impact the timeline for which the OWP should commence the plugging of a well