



Land Use

Courthouse Annex • 2045 13th Street • Boulder, Colorado 80302 • Tel: 303.441.3930
Mailing Address: P.O. Box 471 • Boulder, Colorado 80306 • www.bouldercounty.org

January 18, 2019

Anne Sibree
1600 West 12th Ave
Denver CO 80204-3412

This is a response to your October 30, 2018 letter requesting reconsideration of my determination of October 22, 2018 that Denver Water's Moffat Collection System Project was subject to the County's Article 8-200 Regulations of Areas and Activities of State Interest.

I appreciate your further explanation as to why you find the project should be exempt under the statute's Zoned Land Exemption provision. However, I don't find the arguments raise new information that I had not considered in my initial determination and therefore find the previous determination stands. As stated in the initial determination the area of the dam and reservoir was not considered part of the County's Flood Regulatory zoning in 1974.

You filed an appeal along with the request for reconsideration. The appeal was filed timely to the initial determination and may proceed. If you decide to proceed, I request we work together to find a mutually acceptable date for the County Commissioners to consider the appeal and, since this may not be within the 30-day Code requirement under 8-406, ask that we agree to mutually extend the time period to 60-days.

Please let me know if you have any questions and if you are agreeable to extend the hearing timeframe should you decide to continue with an appeal.

Regards,

Dale Case, AICP
Land Use Director