



COLORADO

**Colorado Water
Conservation Board**

Department of Natural Resources

Jared Polis
Governor

Dan Gibbs
DNR Executive Director

Lauren Ris
CWCB Director

March 13 & 14, 2024 Board Meeting Agenda

A meeting of the CWCB will be held on Wednesday, March 13, 2024 commencing at 9:00 AM and continuing through Thursday, March 14, 2024. The meeting will be held at the CSU Spur Hydro building 4777 National Western Dr Denver 80216 and virtually on Zoom.

The CWCB posts notice 30 days in advance of each regularly scheduled meeting. Notices for special meetings are posted on the website typically within five business days and not less than 24 hours of such a meeting. Notices of regular and special meetings may also be received by email. To receive notices by email please visit: <https://dwr.state.co.us/Portal/Login/>.

Although dates and times are indicated in this notice and in the following agenda, the CWCB may address and take action on noticed items in any order. Any item scheduled for the regular agenda may be discussed in executive session if legal questions arise as authorized under § 24-6-402, C.R.S. Any known changes to the agenda will be announced at the beginning of the meeting. This notice, any late notice(s) of additional items, and briefing memos prepared for the CWCB will be on our website at <https://cwcb.colorado.gov/>.

The CWCB's meetings are made available through live audio streaming on YouTube, although Board workshops are not. To listen to the proceedings, click the "Listen to the meeting LIVE!" link on the CWCB website homepage and select the link for the proper day and time. The link will be posted just prior to the start of the meeting.

The CWCB encourages citizens to express their views and provide feedback to the Board on the agenda items. This can be done by sending an email to viola.bralish@state.co.us by sending a letter to a Board member or to the Chair of the Board, or by attending the meeting. If you want to make a public comment during the meeting you must fill out a [comment sheet](#) prior to the meeting date and email it to the [Board Coordinator](#). The Board will appreciate hearing your views when it reaches that agenda item. If you have a public comment that does apply to one of the agenda items there is time on the agenda at the end of the second day of the meeting. If you have any questions, need special accommodations as a result of a disability, or require further information on any CWCB activity, please contact [Viola Bralish](#) at 303-866-3441, ext. 3206. All programs, services, and activities of the CWCB are operated in compliance with the Federal Americans with Disabilities Act (ADA).



Wednesday, March 13, 2024

9:00-9:02	CWCB Call to Order and Pledge of Allegiance
9:02-9:05	1. a. Election of New Vice Chair b. Review and Approve Agenda
9:05-9:08	2. Review and Approve January 29 & 30, 2024 Board Meeting Minutes
9:08-9:15	3. Approve and/or Remove Consent Agenda Items
	<u>2024 CWCB Board Meeting Dates & Potential Locations</u> a. May 15 & 16 - Colorado Basin b. July 17 & 18 - North Platte Basin c. September 18 & 19 - Rio Grande Basin d. November 20 & 21 - Denver Metro Area
9:15-10:15	4. Directors' Reports a. DNR Executive Director b. CWCB Director c. IBCC Director d. Agriculture Commissioner e. State Engineer f. Division of Parks and Wildlife Director g. Water Resource and Power Development Authority
10:15-10:30	Morning Break
10:30-10:40	5. Financial Matters - Construction Fund and Severance Tax Perpetual Base Fund <i>Finance Section</i> a. Financial Projections and Cash Management Report
10:40-10:50	6. Water Project Loans <i>Finance Section</i> a. Trinchera Groundwater Management Subdistrict - Water Rights Purchase

10:50-11:20	<p>7. CWCB Policy #12 & #14 - Prioritization of Loan and Non-Reimbursable Investment Project Applications <i>Finance Section</i></p>
11:20-12:20	<p>LUNCH</p>
12:20-12:25	<p>8. Attorney General’s Report, Legal Briefing, and Executive Session</p>
12:25-1:00	<p>9. Executive Session</p> <p>a. Perkins County Canal</p>
1:00-1:05	<p>10. Report from Executive Session</p>
1:05-1:20	<p>11. Water Supply Reserve Fund Applications March 2024 <i>Water Supply Planning Section</i></p> <p>a. Basin - North Platte Applicant - Spicer Ranches Name of Water Activity - Mexican Reservoir Enlargement - Phase 2</p> <p>b. Basin - South Platte Applicant - City of Idaho Springs Name of Water Activity - Mattie Dam Rehabilitation</p> <p>c. Basin - South Platte Applicant - Ducks Unlimited Name of Water Activity - Tamarack State Wildlife Area: Well 17</p> <p>d. Basin - Southwest Applicant - Trout Unlimited 145 - Dolores River Anglers Name of Water Activity - Dolores River Anglers Lower West Fork Restoration</p>
1:20-1:40	<p>12. Instream Flow Appropriations <i>Stream and Lake Protection Section</i></p> <p>a. Public Notice of 2025 Instream Flow and Natural Lake Level Recommendations</p> <p>b. Public Comment on 2024 Instream Flow and Natural Level Appropriations in Water Divisions 1, 2, 4, and 6</p>
1:40-1:50	<p>13. Request for Authorization to Proceed to Trial in Stipulated Opposition Case: <i>Stream and Lake Protection Section</i></p> <p>a. Case No. 21CW3044 (Water Division 2): Application of Triview Metropolitan District</p>

1:50-2:20	<p>14. Instream Flow Acquisitions: <i>Stream and Lake Protection Section</i></p> <p>a. Implementation of Renewable Temporary Lease of Stagecoach Reservoir Water for Instream Flow Use on the Upper Yampa River, Water Division 6</p>
2:20-2:35	<p>Afternoon Break</p>
2:35-4:00	<p>15. Water Plan Grants <i>Administration and Operations Section</i></p> <p>a. Category - Agriculture Applicant - Colorado Open Lands Project - Charting a New Course for Water Smart Land Conservation in the South Platte River Basin</p> <p>b. Category - Agriculture Applicant - Colorado State University Project - South Platte River Basin Salinity Study</p> <p>c. Category - Agriculture Applicant - Mormon Mesa Ditch Project - Mormon Mesa Ditch Improvement Project</p> <p>d. Category - Agriculture Applicant - Trout Unlimited Project - Intermountain West Alternative Forages Project - Phase II</p> <p>e. Category - Agriculture Applicant - Trout Unlimited Montrose Project - Middle Colorado AG Collaborative</p> <p>f. Category - Agriculture Applicant - Western Slope Conservation Center Project - North Fork Consolidated Diversion Improvements</p> <p>g. Category - Agriculture Applicant - Western Water Partnerships Project - Las Animas Water Sharing Program</p> <p>h. Category - Conservation & Land Use Applicant - Adams County Project - Master Water Management Plan</p>

- i. **Category - Conservation & Land Use**
Applicant - Mile High Flood District
Project - Denver One Water Plan Implementation Phase 2

- j. **Category - Conservation & Land Use**
Applicant - Multiplier
Project - Advancing Water Efficiency Solutions in Colorado Communities - Phase 2

- k. **Category - Conservation & Land Use**
Applicant - Rocky Mountain Section American Water Works Association
Project - Statewide Commercial, Industrial and Institutional Water Efficiency Program

- l. **Category - Conservation & Land Use**
Applicant - Sonoran Institute
Project - Colorado Growing Water Smart

- m. **Category - Conservation & Land Use**
Applicant - University of Colorado Boulder
Project - Effects of Landscape Transformations on Urban Heat and Water Quality

- n. **Category - Conservation & Land Use**
Applicant - Western Resource Advocates
Project - Advancing Water Wise Landscaper Certification

- o. **Category - Conservation & Land Use**
Applicant - Westminster, City of
Project - Westminster City Hall Landscape Transformation

- p. **Category - Engagement & Innovation**
Applicant - Colorado State University
Project - Colorado Water Fellows Program: Water Workforce Development through Education, Training, and Internships

- q. **Category - Engagement & Innovation**
Applicant - Groundwork Denver
Project - Advancing Public Knowledge Via Rain Barrel Distribution

- r. **Category - Engagement & Innovation**
Applicant - Montezuma Land Conservancy

Project - Place-Based Water Education in SW Colorado

s. Category - Engagement & Innovation

Applicant - Roaring Fork Conservancy

Project - Watershed PenPal Program

t. Category - Water Storage & Supply

Applicant - Central Colorado Water Conservancy District

Project - Sweet Valley Reservoir Complex Water Storage Project

u. Category - Water Storage & Supply

Applicant - Consolidated Mutual Water Company

Project - Welton Reservoir Expansion

v. Category - Water Storage & Supply

Applicant - Donala Water and Sanitation District

Project - Donala Water and Sanitation District Aquifer Storage and Recovery Pilot Study

w. Category - Water Storage & Supply

Applicant - Gunnison, City of

Project - City of Gunnison Project 1: Raw Water and Infiltration Gallery Infrastructure Improvements

x. Category - Water Storage & Supply

Applicant - North Poudre Irrigation Company

Project - Park Creek Reservoir Expansion

y. Category - Watershed Health & Recreation

Applicant - Colorado Rio Grande Restoration Foundation

Project - Conejos River Restoration Phase II

z. Category - Watershed Health & Recreation

Applicant - Colorado Trout Unlimited

Project - South Boulder Creek - Watershed Restoration Phase III

aa. Category - Watershed Health & Recreation

Applicant - Learning By Doing, Inc

Project - Implementation of Grand County's Stream Management Plan

bb. Category - Watershed Health & Recreation

Applicant - Northern Colorado Water Conservancy District

Project - Kawuneeche Valley Restoration Collaborative (KVRC)

	<p>Project Monitoring</p> <p>cc. Category - Watershed Health & Recreation Applicant - Purgatoire Watershed Partnership Project - Purgatoire River Fish & Boat Passage Project</p> <p>dd. Category - Watershed Health & Recreation Applicant - River Network Project - Capacity & Tech Assistance for Watershed Groups</p> <p>ee. Category - Watershed Health & Recreation Applicant - River Network Project - West Plum Creek Stream Management Plan, Phase II</p> <p>ff. Category - Watershed Health & Recreation Applicant - RiversEdge West Project - Dolores River Riparian Habitat Restoration</p> <p>gg. Category - Watershed Health & Recreation Applicant - The Friends of the Yampa Project - Yampa River Scorecard Project and Yampa River Stewardship Program</p> <p>hh. Category - Watershed Health & Recreation Applicant - Trout Unlimited, Montrose Project - Middle Colorado Agriculture Collaborative</p>
4:00-4:10	Public Comment
4:10	RECESS

Thursday, March 14, 2024

9:00 - 9:45	16. Basin Directors' Reports a. South Platte River Basin Director's Report b. Arkansas River Basin Director's Report c. City and County of Denver Director's Report d. Rio Grande River Basin Director's Report e. Yampa-White River Basin Director's Report f. Colorado River (Mainstem) Basin Director's Report g. San Juan/San Miguel-Dolores River Basin Director's Report h. Gunnison River Basin Director's Report i. North Platte River Basin Director's Report
9:45- 10:00	Morning Break
10:00- 10:45	CSU Spur Building Tour
10:45- 11:00	17. System Conservation Pilot Program Update <i>Interstate, Federal, and Water Information Section</i>
11:00- 11:30	18. Colorado River Updates <i>Interstate, Federal, and Water Information Section</i>
11:30- 12:30	LUNCH
12:30- 12:50	19. Special Release of the Colorado Watershed Restoration Program Update <i>Watershed and Flood Protection Section</i>
12:50- 1:10	20. Spring Forecast <i>Water Supply Planning & Watershed and Flood Protection Sections</i>
1:10-1:30	21. Operational Planning Update <i>Anna Mauss</i>
1:30	ADJOURN

CWCB Consent Agenda March 13 - 14, 2024

Matters may be placed on the Consent Agenda when the recommended action follows established policy or precedent, there has been a negotiated settlement, or the matter is uncontested and non-controversial. Staff provides memos to CWCB members explaining the matters on the Consent Agenda. Matters on the Consent Agenda are noticed for hearing in the same manner as other agenda items. If a member of the CWCB requests further consideration of an item on the Consent Agenda, the item will be withdrawn from the Consent Agenda and discussed during the meeting or at the next meeting, with action taken after discussion of the item. If a member of the CWCB requests further consideration of an item on the Consent Agenda that pertains to a pending or imminent court action, the matter will be withdrawn from the Consent Agenda and may be discussed during executive session of the same meeting, and any action on that item will be taken in public session. The Consent Agenda may be voted on without reading or discussing individual items. Any CWCB member may request clarification about any matter on the Consent Agenda.

1. Statements of Opposition

Stream & Lake Protection Section

Staff recommends the Board ratify CWCB's filing of the following Statements of Opposition:

- a. Case No. 23CW3170 (Water Division 1): Application of Girl Scouts of Colorado
- b. Case No. 23CW3176 (Water Division 1): Application of Eldora Enterprises LLC
- c. Case No. 23CW3054 (Water Division 2): Application of Dennis G. Britten and Judy C. Britten
- d. Case No. 23CW3182 (Water Division 5): Application of Everist Land Holdings, LLC
- e. Case No. 23CW3205 (Water Division 5): Application of Upper Eagle Regional Water Authority
- f. Case No. 23CW3209 (Water Division 5): Application of The Ranches at Devil's Thumb, Inc. (The Grand County Ranches, LLC)
- g. Case No. 23CW3218 (Water Division 5): Application of Sun River Run Ranch RV, LLC and Town of Granby
- h. Case No. 23CW0015 (Water Division 6): Application of Lower Pasture LLC
- i. Case No. 23CW3054 (Water Division 7): Application of Bonanza Boy, LLC

2. Water Supply Reserve Fund Grants

Water Supply Planning Section

- a. **Basin - Metro**
Applicant - Consolidated Water Company
Name of Water Activity - Lena Gulch Water Quality Monitoring Program
- b. **Basin - North Platte**
Applicant - Prairie Gem Livestock
Name of Water Activity - Hunter Reservoir - Phase 2

- c. **Basin - Metro & South Platte**
Applicant - Godfrey Ditch Company
Name of Water Activity - Godfrey Ditch Company Flume Replacement
- d. **Basin - South Platte**
Applicant - North Front Range Water Quality Planning Association
Name of Water Activity - Region 2 - Nonpoint Source EPA 9 - Element Watershed Plan
- e. **Basin - South Platte**
Applicant - St Vrain & Left Hand Water Conservancy District
Name of Water Activity - 2024 Northern Front Range Airborne Snow Observation Flights
- f. **Basin - South Platte**
Applicant - Sungate Systems, LLC
Name of Water Activity - Automated Gated Pipe Control System Field Trial
- g. **Basin - South Platte**
Applicant - Water Supply & Storage Company
Name of Water Activity - Larimer County Canal Delivery Headgate Automation Project

3. Clerical Update and Clarification on Technical Assistance and Local Capacity Grant Guidelines

Administration and Operations Section

4. Water Plan Grants

Administration and Operations Section

- a. **Category - Agriculture**
Applicant - Colorado State University
Project - Development of a Market for a Drought Tolerant Fresh Vegetable
- b. **Category - Agriculture**
Applicant - Farmers Independent Ditch Company
Project - Farmers Independent Ditch Lining Project Feasibility Study
- c. **Category - Agriculture**
Applicant - Rio Grande Conservation District
Project - Student-Led San Luis Valley Drought Resiliency Crop Trials
- d. **Category - Agriculture**
Applicant - Thompson Glen Ditch
Project - Thompson Glen Ditch Improvement Project

- e. **Category - Conservation & Land Use**
Applicant - Blue River Valley Ranch Lakes Association
Project - Blue River Valley Ranch Lakes Association Water Meter Installation

- f. **Category - Conservation & Land Use**
Applicant - Colorado Springs Utilities
Project - Landscape Industry Education Plan for Water Conservation

- g. **Category - Conservation & Land Use**
Applicant - Deutsch Domestic Water Company, Inc
Project - DDWC Conservation Measures & Renewable Energy Improvements

- h. **Category - Engagement & Innovation**
Applicant - Blue Elements
Project - AmeriCorps Watershed Stewards

- i. **Category - Engagement & Innovation**
Applicant - Conservation Investment Germinator
Project - Habitat Replacement Bank for the Colorado River Salinity Control Program

- j. **Category - Engagement & Innovation**
Applicant - Drylands Agroecology Research
Project - Agroecology Incubator Program

- k. **Category - Engagement & Innovation**
Applicant - Environmental Learning for Kids
Project - ELK Outdoor and Water Education Programs

- l. **Category - Engagement & Innovation**
Applicant - Grand County Water Information Network
Project - Upper Colorado River Interactive Data Platform

- m. **Category - Engagement & Innovation**
Applicant - Roaring Fork Conservancy
Project - Impact Reporting on Roaring Fork Conservancy's Policy and Science Projects

- n. **Category - Engagement & Innovation**
Applicant - South Metro Water Supply Authority
Project - XBAT Pilot Study

- o. **Category - Water Storage & Supply**
Applicant - Colorado Springs Utilities
Project - El Paso County Regional Indirect Potable Reuse Project

- p. **Category - Water Storage & Supply**
Applicant - Dixon Canyon Ditch and Reservoir Company
Project - Irrigation Supply Improvements Project
- q. **Category - Water Storage & Supply**
Applicant - Julesburg Irrigation District
Project - Julesburg Reservoir Enlargement Feasibility Study
- r. **Category - Watershed Health & Recreation**
Applicant - Collegiate Peaks Chapter of Trout Unlimited
Project - South Arkansas River Restoration Concept Design
- s. **Category - Watershed Health & Recreation**
Applicant - Colorado Open Lands
Project - Chaffee County Wetland Restoration Project Development
- t. **Category - Watershed Health & Recreation**
Applicant - Groundwork Denver
Project - Riparian Restoration and Monitoring in Lower Bear Creek
- u. **Category - Watershed Health & Recreation**
Applicant - Mile High Flood District
Project - South Platte River at Reynolds Landing
- v. **Category - Watershed Health & Recreation**
Applicant - Northern Colorado Water Conservancy District
Project - Poudre Watershed Source Water Protection Planning
- w. **Category - Watershed Health & Recreation**
Applicant - Yampa Valley Stream Improvement Charitable Trust
Project - Yampa River Post - Construction Monitoring Pilot Study

5. Prequalification of Water Plan Loan

Finance Section

- a. High Line Canal Company - High Line Canal Diversion Rehabilitation

6. Changes to Existing Loans

Finance Section

- a. Tunnel Water Company - West Half Laramie-Poudre Tunnel Rehabilitation