

JOHN B. CORDOVA,
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CHAIRMAN

ANTHONY NUÑEZ
CHAIR PRO TEM
DISTRICT 1



J.E. CHOSTNER
COMMISSIONER
DISTRICT 3

JOAN ARMSTRONG
INTERIM DIRECTOR
planning@co.pueblo.co.us

DEPARTMENT OF PLANNING AND DEVELOPMENT

August 12, 2011

Dear Ms. Mosser,

This is in response to your recent email, requesting Pueblo County's concurrence that Pre-Existing Condition Assessment activities, as required under Condition of Approval C-5 of the approved 1041 Permit No. 2008-002, are considered to be a pre-construction activity. At the Board of County Commissioners Work Session on August 11, 2011, Colorado Springs Utilities staff stated this particular matter was no longer a consideration.

You also requested concurrence that, if necessary to accommodate property owners' schedules, those same Pre-Existing Condition Assessment activities do not have to comply with the time limitations within Condition of Approval C-6. This condition requires work to be performed "within the hours of 7:00 a.m. to 6:00 p.m., Monday through Friday."

I have determined, with the concurrence of the Board of County Commissioners, that the Pre-Existing Condition Assessment activities may be conducted outside of the time limitations within Condition of Approval C-6, if needed to accommodate property owners' schedules.

Please be advised that this determination does not constitute an exemption from any other applicable regulations. The project is subject to approval by any regulatory agency where required by regulation or statute.

Sincerely,

Joan Armstrong
Interim Director