



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
DENVER REGULATORY OFFICE, 9307 SOUTH WADSWORTH BLVD
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September 19, 2007

Mr. Paul Tabolt
Vice Chancellor for Administration
24 UCB
Boulder, CO 80309-0024

**Re: Section 404 Permit No. 200480616, Bear Canyon Creek at Williams Village
Amendment No. 1: Permit Time Extension
Acknowledgment of Completion of Mitigation**

Dear Mr. Tabolt:

Section 404 Permit 200180184 was issued on May 24, 2002 to the University of Colorado (CU) authorizing work in Bear Canyon Creek and adjacent waters in connection with the construction of student, faculty, and staff housing units at Williams Village. Permit 200180184 authorized impacts to 0.381 acres of waters of the US through three phases of construction, and required 0.381 acres of on-site mitigation as compensation.

At this time, Phase I construction and all 0.381 acres of mitigation are complete, while Phase II and III construction is not complete.

This office received a monitoring report for this project from Nancy Love of Love & Associates, Inc. on August 20, 2007. Scott Franklin of my office met with Ms. Love, several consultants and CU representatives at the site on July 17, 2007 to review the project and mitigation. Based on the report and site visit, our office considers all requirements for the construction of the 0.381 acres of mitigation complete. In that regard, no further mitigation monitoring reports are required by CU for this 0.381-acre mitigation site. Thanks to CU and Love & Associates, Inc. for managing the mitigation to successful completion.

The following Table indicates which portions of the project have been constructed, and which are projected to be constructed in the future. Since the mitigation site is already complete, as long as future actual impacts are equal to or less than those shown in the Table and match the descriptions of the work in the permit application, all requirements for mitigation for the impacts will have been met. If actual impacts exceed those shown in the Table or are different than those described in the permit application, additional mitigation may be required in consultation with the Corps of Engineers (Corps).

Location	Completed Impacts (acres)	Future Impacts Anticipated (acres)	Total Impacts (acres)
Drainage Lateral	0.206		
Southern Apache Road		0.086	
Northern Apache Road and Utility Crossing		0.080	
Pedestrian Trail Crossing		0.009	
Total Impacts	0.206	0.175	0.381

In accordance with your request and review by this office, the permit is amended to allow additional time for construction of Phases II and III. **This permit now expires December 31, 2017.** Should additional time be required for Phases II and III construction, please notify this office prior to expiration of the permit.

Since the anticipated construction schedule for Phases II and III is uncertain, and there is a relatively long interim period before Permit 200180184 expires, please contact this office prior to any Phase II and III work to make sure all conditions of Permit 200180184 are still applicable. Construction activities and related impacts disparate from those specified in Permit 200180184 may require additional approval from the Corps.

All other terms and conditions of the original permit remain in full force and effect.

BY THE AUTHORITY OF THE SECRETARY OF THE ARMY:

David C. Press
Colonel, Corps of Engineers
District Engineer

BY:


TIMOTHY T. CAREY
Chief, Denver Regulatory Office

cf (via e-mail): Nancy Love