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CDPHE/Department of Health & Environment, State of Colorado	1. It is the responsibility of the involved parties to determine what regulations they are subject to and follow them accordingly. 2. We also note that projects similar to this proposal often involve land development. Under Colorado air quality regulations, land development refers to all land clearing activities, including but not limited to land preparation such as excavating or grading, for residential, commercial or industrial development. Land development activities release fugitive dust, a pollutant regulated by the Division. 3. The federal General Conformity rule applies to federally funded projects in federal nonattainment and air quality maintenance areas, such as the Denver Metro/North Front Range severe ozone nonattainment area.	1. Comment acknowledged. Magellan understands it is their responsibility to determine what regulations are applicable and must be followed accordingly. 2. Magellan confirms that the Project will comply with all Colorado air quality regulations. 3. The Project is not federally funded, and therefore, General Conformity does not apply.
Second Review	Hazardous and Solid Waste The applicant must comply with all applicable solid and hazardous waste rules and regulations. Water Quality and Conservation The applicant must comply with all applicable water quality rules and regulations. Certification of Discharge Colorado Environmental Online Services (CEOS) to apply for new construction stormwater discharge permits, modify or terminate existing permits, and change permit contacts.	Magellan confirms it will comply with all applicable solid and hazardous waste rules and regulations during the construction and operation of the Project. Magellan confirms it will comply with all applicable water quality rules and regulations during the construction and operation of the project. Magellan has obtained a Certification of Discharge under CDPS General Permit COR400000 Stormwater Associated with Construction Activity from CDPHE dated 8/5/2025. Magellan will not require flowback or produced water for the construction and operation of the project. Therefore, disposal of such water-associated permitting requirements are not applicable. Further, the

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		Project will not require public or domestic wastewater treatment works , thus, the associated approval is not applicable.
Air Quality	The applicant must comply with all relevant state and federal air quality rules and regulations.	Magellan will comply with all relevant state and federal air quality rules and regulations
Odors	CDPHE recommends that the applicant evaluate different additive formulations that have the potential to better suppress odors, including but not limited to additives that are not diesel-based. Additionally, the operator may use a chiller to cool drilling fluid as it is piped through the recirculation system before routing to the suction tanks. The applicant should also evaluate and employ one or more of the following measures where safe and feasible to further reduce the potential for odors and fugitive emissions: covering trucks transporting drill cuttings, enclosing shale shakers to contain fumes from exposed mud, wiping down drill pipes as they exit the wellbore to remove drilling fluids, and ensuring that all drilling fluid is removed from pipes before storage.	Magellan will implement applicable measures, as recommended by CDPHE, to control odors and fugitive emissions during
Polyfluoroalkyl substances in firefighting foams	PFAS are a family of human-made substances that do not occur naturally in the environment. They have been used for decades in food packaging, carpets, personal care items, ski waxes, other household items, and firefighting foam due to their ability to resist heat, oil, stains, grease and water.	The Project will not involve drilling of new wells, hydraulic fracturing, or flowback. The Project involves the construction of a new buried pipeline and associated minor aboveground facilities, including rupture mitigation valves (RMVs). The Project will not involve the creation, transportation, development, or release of PFAS. construction of the Project.

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Environmental Justice and Health Equity	CDPHE is dedicated to promoting and protecting the health and environment for all Coloradans. As part of those efforts, we strive to achieve health equity and environmental justice. Environmental justice recognizes that all people have a right to breathe clean air, drink clean water, participate freely in decisions that affect their environment, live free of dangerous levels of toxic pollution, experience equal protection of environmental policies, and share the benefits of a prosperous and vibrant pollution-free economy. Health Equity is when everyone, regardless of who they are or where they come from, has the opportunity to thrive. This requires eliminating barriers like poverty and repairing injustices in systems such as education, health, criminal justice, and transportation.	Magellan affirms its commitment to public outreach and coordination with the communities in which it operates, including those that the proposed Project may impact. Magellan has made efforts to notify and inform the public, landowners, and federal, state, and local officials about the proposed Project. Means of communication include phone calls, emails, written correspondence, non-traditional media (e.g., social media), and agency public notices. The Project activities that will occur in Arapahoe County will include pipeline installation as well as minor aboveground facility construction. These activities could result in temporary increased light, noise, and traffic during construction activities. Magellan will minimize noise impacts by limiting Project activities to normal business hours (i.e., 7:00 AM to 7:00 PM) to the extent practicable. If nighttime activities become necessary, the appropriate mitigation measures will be implemented to minimize or avoid impacts to the public. Traffic impacts on the EJ communities will be temporary and minimal as the number of vehicles anticipated to arrive and/or depart from the contractor yards as well as the pipeline workspace and aboveground facilities will be not exceed approximately 100 vehicles per day. Magellan will work with local authorities to ensure that the route utilized by large trucks making deliveries or hauling pipe is the most efficient and least disruptive route for the surrounding communities. Impacts on visual and/or aesthetic resources associated with the Project will primarily occur during
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CDPHE/Department of Health & Environment, State of Colorado (Continued)		construction as a result of the presence of construction equipment. Impacts associated with use of the contractor yards will be short-term and minor, as use of the contractor/staging/pipe yards will be limited to Project construction. The Project does not involve the addition of new major aboveground facilities and will not result in any new operational emissions; therefore, air quality impacts on the public would be limited to construction emissions.
Fire		
Strasburg Fire Protection Dist.	Will Serve/ Email	
Deer Trail Fire Rescue	Will Serve/ Email	
Bennett-Watkins Fire District	Will Serve	
Byers Fire District	Will Serve/ Email	
Adams County Referrals		
Arapahoe County Assessor-Commercial	No Response	
Arapahoe County PWD Building Division	No Response	
Arapahoe County Open Spaces	This is an incorrect statement. Bijou Basin Open Space has been a county-owned recreational open space for over 10 years and the pipeline will go right through the property with existing easements. At this point with the timeline for construction stated in application as August 2025, which is 4 months away. This timeline does not seem feasible and impacts to County completed Master Plan for Bijou Basin OS and upcoming construction of public park may be impacted. A realistic schedule based on Development Code timing for reviews and approvals and public hearing should be created to provide reviewers with an accurate schedule. 2. These narratives do not address best practices and the essential need to scrape and stockpile topsoil. It cannot be a “where necessary” All topsoil	1. Magellan plans to initiate construction upon receipt of all necessary permits and approvals. 2. Topsoil stripping will be implemented in agricultural land, unsaturated wetlands, and in accordance with landowner requests. In areas where topsoil stripping is conducted, topsoil will be adequately segregated from subsoil to ensure no mixing occurs. 3. Fire Watch will be provided whenever spark producing hot work is performed and/or non-spark producing hot work requires a Fire Watch. Magellan will ensure Fire Watchers meet the following requirements: a. Have readily available fire extinguishing equipment and are trained in its use.

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Arapahoe County Open Space (Continued)	must be removed carefully and segregated. Nothing but noxious weeds will grow if topsoil is mixed with non-organic trench spoils. 3. Welding in dry rural grasslands is a very dangerous fire hazard. What fire mitigation and safety plans have they provided? How will the local fire districts be notified of welding operations. 4. Pre-construction contours will need to be documented at Bijou Basin and restored to as exact as possible, not practicable, it is not strong enough language or requiring anything. In every pipeline project I have seen, settling has occurred. There needs to be a section requiring them to re-fill settled areas with organic topsoil, free of weeds and areas need to be reseeded with a native seed mix determined by the County and its staff. 5. There is lack of detail and cohesion to submittal. Depth of the pipeline is not shown only 1 example of GESC plan shows depth, but this is a floodplain crossing and the depth of 4 feet seems very shallow and inadequate for a eastern stream that is sand based and flooding water scours and moves the sand regularly. Having exposed high pressure fuel line within a public park is a safety concern. The other concern Open Spaces has is regarding the pipeline depth and what depth Magellan plans on or should be required to bury their pipes. Open Spaces wants to see the depth deep enough that County can grade in trails and future roadways without exposing any required cover minimums. No cover minimums are provided, and no buried depths are provided. 6. Page 74 of 95 of Plan Set shows the West Bijou Creek crossing at 426.6. This crossing is provided in	b. Are familiar with the facilities and procedures for sounding an alarm in the event of a fire (sound the alarm prior to a fire or changing conditions). c. Watch for fires in all exposed areas, attempt to extinguish them only when obviously within the capacity of the equipment available, or otherwise sound the alarm. d. Remain at the work site a minimum of 30 minutes after the completion of work to monitor the area for any changing conditions that could increase the chance of a fire and extinguish any smoldering fire, should one develop. e. Performs no duties other than those duties assigned to him/her as Fire Watch. More than one Fire Watch may be required if combustible/flammable materials cannot be directly observed by the initial Fire Watch. Further, Magellan has or is obtaining Will Serve letters from the local fire districts and will provide notice to each district in advance of construction activities. 4. Following completion of pipeline installation the trench will be backfilled with the previously excavated material and crowned to approximately 6 inches above its original elevation to compensate for subsequent settling. Disturbed areas will then be restored to pre-construction contours and reseeded with native seed mixes developed in accordance with guidance and recommendations from the local Natural Resources
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Arapahoe County Open Space (Continued)	application as a “Open Cut”. This “Open-Cut” method and the associated page 74 of 95 in Plan Set has a Yellow Temporary Workspace shown to north side of the Black permanent easement. This area north of permanent easement is with a Conservation Easement granted to CCALT. As a State preserved Conservation Easement there are restrictions placed on this land. Impacts to the riparian area would be prohibited. Based on the submitted easement configuration in Appendix O this would be approximately 50’ needed for construction ROW, roadway and side boom equipment and spoils piles. If riparian area trees proposed to be removed this would be restricted. Open Spaces needs more detail, construction means and methods understanding, and mpacts presented for a “open-Cut” crossing to be even considered. Magellan may want o look at underground boring techniques through the conservation easement. See area below. 7. Introduction states that 386.74 acres will be impacted by this project. Does this include the temporary construction easement areas? They should provide us with how many areas will be impacted at Bijou Basin Open Space and a total impacted acreage. 8. Document states that operational impacts include occasional mowing of the permanent pipeline ROW (permit application). Open Spaces would need more information on this. This really could be considered a permanent pipeline impact at Bijou Basin, especially to grazing forage and wetlands. Mowing operations can be a fire hazard.	Conservation Service (NRCS) field offices. 5. The pipeline will be installed to a depth which exceeds depth of cover requirements established in the Code of Federal Regulations Part 195, subpart D, Section 248 (195.248). All Project facilities will be designed to meet or exceed applicable federal, state, and local standards. Therefore, the Project is not anticipated to be impacted by potential scouring or erosion. 6. Magellan’s existing easements, which are senior to the conservation easement held by the Colorado Cattlemen’s Agricultural Land Trust (CCALT) on these properties, provide that Magellan has the right to install a second pipeline within the permanent easement area. As such, Magellan plans to install the pipeline beneath West Bijou Creek via bore thereby avoiding trenching impacts through the creek. To the extent additional temporary workspace is required outside of the permanent easement area, Magellan has been coordinating with CCALT about such additional temporary workspace and the restoration requirements that CCALT will require for Magellan’s use of such additional temporary workspace. Magellan is committed to working with the County and CCALT on this matter.. 7. Magellan confirms that the impact acreage includes all temporary workspaces, permanent easements, access roads, and aboveground facilities within Arapahoe County. The Project will require a total of 386.74 acres of Project workspace within
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Arapahoe County Open Space (Continued)	9. Anticipate construction to finish by mid-2026. How set is this timeline? We plan to start park construction in 2026 and do not want to have conflicts with our project timeline. 10. Section 2.1.18 mentions permanent access roads, we need to make sure none of these are on Bijou Basin. And it mentions that the project will not degrade agricultural activities. We need to see how many acres of grazing will be impacted at Bijou Basin and for how long. Plus, even if the construction is short, how long will the forage available in our grazing units take to recover in a manger that will allow grazing again? And what if they want to mow their easement, now we are looking at more of a permanent impact. 11. Section 3.11: Recreation Opportunities section should acknowledge that Bijou Basin is an open space property that is scheduled to allow recreation such as trails. The section also states that future recreation uses are not anticipated to be affected. Do we need to make sure that recreation is allowed in the easement area? The easement is from the 1970s, so that probably wasn't a thing. Maybe part of the TCE? 12. Appx A - Revise the Bijou basin property boundary to include CSU Foundation purchase. 13. General Comment - All documents that show Bijou Basin Open Space outline should be updated with the new Bijou Basin property outline. 14. Maps in Appx J and D are upside down, maps depicted on the sheets have north oriented down. This makes it hard to locate specific areas of the county. Please revise. 15. Appx E – This appendix was not included. I understand that is it the cultural resources findings, but the County would like to see the findings from county owned lands, specifically Bijou Basin. We recently did a cultural resources assessment of the	Arapahoe County, including 19.77 acres within the Bijou Basin Open Space boundaries. 8. As stated in Section 1.1 of the Application Narrative included with Magellan's application submission, following completion of construction, the permanent easement centered along the new pipeline will be regularly mowed. There will be no proposed change in the existing land uses or zoning (Agricultural-1, Agricultural Estate, and Mixed Use). 9. Magellan plans to initiate construction upon receipt of all necessary permits and approval and anticipates construction completion in Arapahoe County during second quarter 2026. Magellan will coordinate with Open Spaces regarding timing of Project construction in relation to development plans for the Bijou Basin Open Space. 10. No permanent access roads are proposed within the Bijou Basin boundaries. 11. Magellan's new pipeline will be co-located within an existing easement and next to an existing pipeline originally installed in the 1970s. Following completion of construction, the new pipeline will be operated and maintained consistent with the existing pipeline easement. During operations of the pipeline, various activities and development will be permitted within the permanent easement, including landscaping, apart from trees. Magellan is aware that Open Spaces intends to develop the park, including installing
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Arapahoe County Open Space (Continued)	property and would like to compare results. Part of the pipeline will be going through an area that was identified as high sensitivity in our cultural resource survey. 16. Appx H - The Arapahoe County Alternatives Routes Map doesn't show entire county on the map provided. Please revise to show the whole county. 17. Appx N – Weed management plan states that they will work with the County weed management supervisor or district or property owner for noxious weed control, we should let them know to work with us and let County Weed Manager know about this.	recreational trails over the pipelines. Magellan is committed to working with Open Spaces to ensure that the park development can occur in a manner that ensures the safety and integrity of Magellan's pipelines. As such, Open Spaces' development plans will need to be reviewed and reasonably approved by Magellan and the parties will need to coordinate before and during development of the park. 12. The Project Plan Set (Appendix A) has been revised to include the Bijou Basin Open Space boundary, including the CSU Foundation Purchase area. 13. The Project Plan Set (Appendix A) has been revised to include the Bijou Basin Open Space boundary, including the CSU Foundation Purchase area. 14. As agreed upon with Ernie Rose on June 26, 2025, the map orientations are designed to maintain readability and progression across pages along the linear pipeline route such that the pipeline is shown in the center of each map moving from east to west in accordance with product flow. 15. Appendix E, Cultural Resources Findings, was included with the initial submission and has been resubmitted herein. 16. The Alternative Routes Map has been updated to depict the full extent of the county. A copy of the updated map is included herein. 17. Comment acknowledged. Magellan will work with Open Spaces and the County Weed Manager.
Arapahoe County Public Health Department	1. Septic Systems:	Magellan has performed civil surveys, coordinated with landowners, and confirmed

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Arapahoe County Public Health Department (Continued)	a. Houses and other buildings equipped with plumbing facilities on properties located along the preferred and alternate pipeline routes are serviced by onsite wastewater treatment systems (OWTS) (septic systems); sections of the 2. Prior to construction, water wells in the vicinity of the Project workspace will be flagged and staked. Magellan has designed the pipeline route to provide at least 100 feet of separation between the pipeline and potable water wells. 3. Magellan will obtain all required CDPHE permits for the Project. 4. Magellan will install chain link fencing and other security measures around aboveground valves and pipeline junction facilities. Additionally, Magellan will install three strands of barbed wire on top of the chain link fence to add extra security for the sites. 5. Magellan confirms all portable toilets and handwashing stations, if used, will be temporary and maintained during construction. These temporary facilities will be moved throughout construction with each crew. Following completion of construction, all portable toilets and handwashing stations will be removed from the Project area. proposed routes may encroach on OWTS on some properties. ACPH recommends that the applicant review the locations of the pipeline routes to determine the encroachment potential on OWTS. If it appears that encroachment will occur, it may be necessary to revise the pipeline location or relocate the OWTS (via applicable OWTS permitting by ACPH). b. To mitigate encroachment, a 100-ft separation distance between OWTS and the pipeline is strongly recommended. OWTS records are searchable by address online and can be found at https://gis.arapahoegov.com/septicSearch/ 2. Drinking Water and Monitoring Wells there are likely potable water wells on the properties where the	the Project pipeline will not encroach on any existing septic systems. Therefore, no adverse impacts will occur. 2. Prior to construction, water wells in the vicinity of the Project workspace will be flagged and staked. Magellan has designed the pipeline route to provide at least 100 feet of separation between the pipeline and potable water wells. 3. Magellan will obtain all required CDPHE permits for the Project. 4. Magellan will install chain link fencing and other security measures around aboveground valves and pipeline junction facilities. Additionally, Magellan will install three strands of barbed wire on top of the chain link fence to add extra security for the sites. 5. Magellan confirms all portable toilets and handwashing stations, if used, will be temporary and maintained during construction. These temporary facilities will be moved throughout construction with each crew. Following completion of construction, all portable toilets and handwashing stations will be removed from the Project area
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Arapahoe County Public Health Department (Continued)	pipeline(s) are to be located. Heavy equipment may inadvertently drive over wells during construction, causing damage that may expose the water in the wells to contamination. Where wells are within or close to pipeline routes, we recommend the applicant protect the wells by identifying the areas around wells so that they are visible to vehicle operators and construction crews. This can be accomplished by delineating the area around each well with stakes, colored tape or orange plastic netting. A 100- ft separation distance between wells and the pipeline is strongly recommended. 3. Groundwater Quality Protection: Where pipeline routes cross either streams or wetlands, alluvial groundwater flow could be impacted by trenching that intersects the shallow groundwater. If trench dewatering is necessary, the water should be pumped and discharged to alluvial and colluvial sediments in proximity to the stream channel. If discharge of groundwater is necessary during construction, a discharge permit from the Colorado Department of Public Health and Environment (CDPHE), Water Quality Control Division (https://cdphe.colorado.gov/dewatering-general-permit-program) will be necessary. 4. Protection of Above-Ground Valves Above-ground valves may be damaged or vandalized once they are installed and placed into use. If above ground valves are utilized, the applicant should consider methods for ensuring the valve site is secure. 5. Sanitary and Solid Waste Disposal The application needs to specify how sanitary and solid waste will be handled during the construction phase; the provision of portable restrooms with handwashing supplies was noted in the application. At a minimum, trash dumpsters and portable toilets will be necessary during construction. ACPH has no objection to the use of portable toilets during construction, provided they are for temporary use only	
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	and properly maintained. It is recommended that the applicant address these, in terms of numbers, locations, and vendor.	
Arapahoe County Energy Specialist	No Comments	
Arapahoe County/PWD/ENG/Traffic OPS	See Engineering Staff Report	
Zoning	No Response	
East Arapahoe County/Advisory Planning Commission	There was only one person who had issue and it was the pipeline crossing the field under his sod farm. I believe he was using a lawyer to get it settled on rerouting or reseeding the sod. I feel the pipelines are best solution. I used to audit Fuel Farms at Dia and saw the safety involved with fuel transfer and storage. The use at DIA continues to grow and need for another feeder is needed.	Comment acknowledged. Magellan is continuing to coordinate with the affected landowner regarding the proposed pipeline crossing and will reach an agreement with the landowner prior to construction on the affected property.
Second Review	I believe that the decision should be up to each individual property owner if they would like to have this work take place on their property, and each should be compensated accordingly.	Magellan has contacted all affected landowners in Arapahoe County and has attempted to negotiate or has negotiated (or is negotiating) easement terms. Additionally, all landowners have or will receive at or above market compensation for the rights Magellan needs to acquire respective property for this project.
Arapahoe County Weed Control	Approved Weed Management Plan	
Arapahoe County R & B Referrals	No Comments	
ARAPAHOE COUNTY POST OFFICE-CO/WY	No Response	
Arapahoe County Library	No Response	
Sherriff		
Emergency Management	No Comments	
COMMUNITY RESOURCES	No Comments	
Land Use	No Comments	
ARAPAHOE COUNTY/SHERIFF/CRIME PREVENTION UNIT	No Response	
Miscellaneous		
Adams County Referrals	No Response	

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COLORADO GEOLOGICAL SURVEY - STATE OF COLORADO	No Comments	
CENTURYLINK NETWORK REAL ESTATE DEPARTMENT	Letter of Objection May 2, 2025 – Qwest Corporation, d/b/a CenturyLink QC (“CenturyLink”) has reviewed the request for the subject Encroachment and has determined that in order to protect its facilities CenturyLink must deny the request at this time. Letter of No Objections Received August 8, 2025, SUBJECT: APPROVAL TO PROCEED / ENCROACHMENT Project Number & Location: PRN 866304/ Watkins Road & North Hudson Road, Watkins, CO /Encroachment- UASI25-002 Megellan Oil Pipeline, Arapahoe County, CO Qwest Corporation, d/b/a CenturyLink QC (“CenturyLink”) has reviewed your request for The Landowner to proceed with improvements as shown on Exhibit “A” (“Improvements”),said Exhibit “A” attached hereto and incorporated by this reference, within the Easement Tract and has no objections, providing, however, the following terms and conditions are agreed to, and met, by the Land Owner: 1. Locates must be performed by a state-recognized organization (i.e., Call Before You Dig, Blue Stake, etc.). 2. A minimum of three feet of cover above CenturyLink facilities is maintained at all times, and the final grade provides for no less than three feet of cover. 3. If any CenturyLink facilities are damaged or require relocation as a result of said Improvements, or the act of	Comment acknowledged. Magellan has been coordinating with CenturyLink regarding the proposed pipeline crossings of CenturyLink's existing utility lines, and will continue to do so. The construction and operation of the Project is not anticipated to unreasonably interfere with CenturyLink’s utility lines. Please note that Magellan has an existing pipeline within this easement corridor and that pipeline coexists with CenturyLink’s utility lines. Magellan has obtained the attached (provided after this page) letter from CenturyLink dated August 8 approving Magellan's encroachment within CenturyLink's easement in Arapahoe County. Magellan commits to adhering to the terms and conditions specified by Century Link in the August 8 letter.

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CENTURYLINK NETWORK REAL ESTATE DEPARTMENT (Continued)	installing, maintaining, or removing said Improvements, Land Owner agrees to notify Lumen and bear the cost of repair and/or relocation of said CenturyLink facilities. 4. No buildings or structures are to be placed within the Easement Tract other than those, if any, that are approved by this APPROVAL TO PROCEED. It is the intent and understanding of CenturyLink that this action shall not reduce our rights to any existing easements or rights we have on this site or in the area.	
Division of Oil & Public Safety	No Response	
CORE	1. CORE has existing transmission line, underground/overhead electric facilities on the subject properties. CORE will maintain these existing utility easements and facilities unless otherwise requested by the applicant to modify them under the CORE's current extension policies. 2. CORE will require a minimum 15 feet clearance from existing distribution facilities and 20 feet from existing transmission line facilities. 3. CORE will require the applicant to update plans showing existing CORE facilities and provide a plan and profile for crossing existing CORE facilities. 4. CORE may require the applicant to provide encroachment documents crossing CORE transmission facilities.	1. Comment acknowledged. Magellan is not requesting CORE modify these existing transmission lines or underground/overhead electric facilities. 2. The new pipeline will be co-located with an existing Magellan pipeline and primarily installed within Magellan's existing pipeline permanent easement within Arapahoe County. 3. Magellan will provide to CORE copies of the Project alignment sheets depicting plan and profile views of the proposed pipeline crossings of existing CORE facilities. 4. Comment acknowledged.
Second Review	CORE Electric Cooperative has reviewed the contents in the above-referenced referral response packet. We reviewed the project for maintaining our existing facilities, utility easements, electric loading, and service requirements. We are advising you of the following concerns and comments: CORE has existing underground/overhead electric facilities on the subject property. CORE will	Magellan reaffirms its previous statements that it is not requesting CORE modify these existing transmission lines or underground/overhead electric facilities. The new pipeline will be co-located with an existing Magellan pipeline and primarily installed within Magellan's existing pipeline permanent easement within Arapahoe County. Magellan will provide to CORE copies of the Project alignment sheets

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CORE (Continued)	maintain these existing utility easements and facilities unless otherwise requested by the applicant to modify them under the CORE's current extension policies.	depicting plan and profile views of the proposed pipeline crossings of existing CORE facilities. Further, CORE sent the attached email of no objection to Arapahoe County on August 15, 2025.
COLORADO PARKS & WILDLIFE - ENERGY REFERRALS	No Response	
COLORADO PARKS & WILDLIFE/ 1ST POINT OF CONTACT	1. CPW has identified Aquatic Native Species Conservation Waters within the State of Colorado's 2015 State Wildlife Action Plan. These surface water features provide critical habitat for native aquatic wildlife, such as amphibians and fish, while also providing crucial habitat for mammals, birds, and reptiles that utilize the habitat. Within the proposed Project area, there is a possibility of sensitive native aquatic species (fish and amphibians) present within Box Elder Creek (39.7131059, 104.5517820), Kiowa Creek (39.6850933, -104.4313642), Wolf Creek (39.6613876, -104.3702684), Comanche Creek (39.6512192, -104.3417321), West Bijou Creek (39.6216505, -104.2544063), Middle Bijou Creek (39.5681364, -104.0804834). For the identified portions of the proposed Project area that traverse Aquatic Native Species Conservation waters, CPW recommends the following be implemented for construction, operation, and decommissioning phases: • No surface occupancy and no ground disturbance (year-round) within 500 feet of the ordinary high water mark of Box Elder Creek, Kiowa Creek, Wolf Creek, Comanche Creek, West Bijou Creek, Middle Bijou Creek, and implementing appropriate stormwater best management practices (BMPs). • During discussions with the project proponent on August 9th, 2024, CPW discussed our preference for boring underneath all the creeks that were identified above. If this is not possible, CPW recommends trenching 500ft away from Box Elder Creek on either side	1. Per CPW recommendations, Magellan will install the pipeline via bore at each of these waterbody crossings thereby avoiding direct trenching impacts within the waterbodies. 2. Per CPW recommendations, Magellan will install the pipeline via bore at each of these waterbody crossings and has sited corresponding additional temporary workspaces required to complete these bores outside of the riparian buffers in order to minimize impacts. 3. Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from December 1 to April 30 to reduce impacts on mule deer. 4. Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from December 1 to April 30 to reduce impacts on mule deer. 5. Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from January 1 to April 30 to reduce impacts on pronghorn deer. 6. Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from January 1 to April 30 to reduce impacts on pronghorn deer. 7. Per CPW recommendations, Magellan will conduct pre-construction pedestrian nest

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COLORADO PARKS & WILDLIFE/ 1ST POINT OF CONTACT (CONTINUED)	of the Creek. Please contact CPW for clarification or if further discussion is needed on this subject. 2. Mule Deer Migration Corridors are a specific mappable site through which large numbers of animals migrate, and the loss of which would change migration routes. Within The proposed Project area, Mule Deer Migration Corridors are present along the proposed pipeline route at Township 4S Range 64W section 9 (Box Elder Creek), Township 4SRange 63W section 22 (Kiowa Creek), Township 5S Range 61W sections 7, 17, 18 (West Bijou Creek, Township 5S Range 60W sections 34, 35 (Middle Bijou Creek). For the identified portions of the proposed Project area that traverse Mule Deer Severe Winter Range, CPW recommends the following timing limitation be implemented for construction, operation, and decommissioning phases: • CPW recommends avoiding the riparian corridor to the maximum extent possible to keep the migration corridor along the river as open as possible. 3. Mule Deer Severe Winter Range is the portion of a species' range where 90% individuals are found during the harshest two winters out of ten when snowpack is highest, and temperatures are lowest. Within the proposed Project area, Mule Deer Severe Winter Range is present along the proposed pipeline route at Township 4S Range 63W sections 21, 22; Township 5S Range 61W sections 17, 18, 22, 23; Township 5S Range 60Wsections 34, 35. For the identified portions of the proposed Project area that traverse Mule Deer Severe Winter Range, CPW recommends that the following timing limitation be implemented for construction, operation, and decommissioning phases:	surveys for burrowing owls in Arapahoe County. These surveys will be conducted in accordance with CPW's Burrowing Owl Survey Protocol. In the event burrowing owls are present, Magellan will restrict Project activities within a 200-meter buffer of nesting burrows from March 15 to August 15 or until the nesting owls have migrated. 8. Magellan confirms construction activities within Arapahoe County will be initiated outside of migratory bird and raptor nesting season, and Project activities will comply with the Migratory Bird Treaty Act and Golden and Bald Eagle Protection Act. 9. Per CPW recommendations, Magellan will conduct pre-construction surveys for swift fox den sites in Arapahoe County. Further, no human encroachment, surface disturbance, or construction activity will occur in the vicinity of an active maternal den site in Arapahoe County from March 15 through June 15. 10. Magellan plans to initiate construction outside of the critical nesting period for the species thereby temporarily removing potentially suitable nesting habitat within the Project area. Therefore, is not anticipated the Project will adversely impact mountain plover nests. 11. Following completion of pipeline installation the trench will be backfilled with the previously excavated material and crowned to approximately 6 inches above its original elevation to compensate for subsequent settling. Disturbed areas will then be restored to pre-construction contours and reseeded with native seed
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UASI25-002 - Denver Pipeline Expansion Magellan Referrals

Referral Agency

Referral Agency Comments

Applicants Response

COLORADO PARKS & WILDLIFE/ 1ST POINT OF CONTACT (CONTINUED)	• Complete construction in these areas outside of the winter season, which falls between December 1st and April 30th. If this cannot be achieved, CPW recommends starting construction outside of the winter timing to reduce impacts to Mule deer during this crucial time of year. 4. Mule Deer Severe Winter Range is defined as the part of the winter range where densities are at least 200% greater than the surrounding winter range density during the same period used to define winter range in the average five winters out of ten. Within the proposed Project area, Mule Deer Winter Concentration areas are present along the proposed pipeline route at Township 4S Range 64W sections 8, 9, 10; Township 4SRange 63W sections 21, 22; Township 5S Range 61W sections 7, 16, 17, 18; Township 5S Range 60W sections 33, 34, 35, all along Box Elder Creek. For the identified portions of the proposed Project area that traverse Mule Deer Winter Concentration, CPWrecommends the following timing limitation be implemented for the construction, operation, and decommissioning phases: • Complete construction in these areas outside of the winter season which falls between December 1st to April 30th. If this cannot be achieved, CPW recommends starting construction outside of the winter timing to reduce impacts to Mule deer during this crucial time of year. 5. CPW defines Pronghorn Winter Concentration Areas as the part of the winter range where pronghorn densities are at least 200% greater than the surrounding winter range density, during the same period used to define winter range in the average of five winters out of ten. Pronghorn Winter Concentration Area is present within the entire project area except Township 5S Range 61W sections 7, 16, 17, 18, 21, 22, & 23. For the identified	mixes developed in accordance with guidance and recommendations from the local NRCS field offices and the County Weed Manager. 12. Magellan will implement the recommended lighting options should nighttime activities be required during Project construction in Arapahoe County.
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UASI25-002 - Denver Pipeline Expansion Magellan Referrals

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Referral Agency Comments

Applicants Response

COLORADO PARKS & WILDLIFE/ 1ST POINT OF CONTACT (CONTINUED)	portions of the proposed Project area that traverse Pronghorn Winter Concentration, CPW recommends the following timing limitation be implemented for the construction, operation, and decommissioning phases: • Complete construction in these areas outside of the winter season, which falls from January 1st to April 30th. If this cannot be achieved, CPW recommends starting construction outside of the winter time to reduce impacts to pronghorn during this crucial time of year. 6. CPW defines Pronghorn Severe Winter Range as the part of the winter range where 90% active nests are identified immediately ahead of construction. CPW recommends that they should be flagged and avoided through the application of a seasonal restriction of no human disturbance within 300 feet until the young are hatched and independent of the nest as determined by CPW or a qualified biologist. 11. Also of importance is the revegetation of disturbed soils and the control of noxious weed species through the development of a noxious weed management plan prior to initiating construction activities. The revegetation of disturbed areas and control of invasive weed species are important components of the project and it is critically important that the site be restored back to the native plant community that currently exists on site. It is preferable that native vegetation be retained on-site during the operational lifespan of the project, both as potential habitat for wildlife and to ensure successful reclamation of the project area, noxious weeds could spread to adjacent habitats outside the project area. CPW recommends that the applicant consult with Arapahoe County and the Natural Resource Conservation Service (NRCS) for current noxious weed best management practices. 12. Nighttime artificial lighting has been documented to affect wildlife species of all sizes, from small	
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Applicants Response

COLORADO PARKS & WILDLIFE/ 1ST POINT OF CONTACT (CONTINUED)	macroinvertebrates to large mammals. These effects are often species-specific, and in some cases may be beneficial to one species within a local ecological community, but detrimental to another species within the same ecological community. These impacts could be expected year-round and can affect both local resident species and migrating wildlife, which may lead to collisions with other animals and structures, exhaustion, increased depredation, and direct mortality. Nighttime artificial lighting may also disrupt nocturnal species that are not accustomed to a significant increase in artificial light, leading to temporary blindness and disorientation, which may also increase the likelihood of collisions with infrastructure on site. CPW recommends that all outdoor lighting be down-shielded to minimize disturbance areas and dim the lights as much as practicable. Per the U.S Fish and Wildlife Service recommendations, all outdoor lighting should be limited to warmer colors with “longer wavelengths (>560 nm) and lower correlated color temperatures (CCT<3000 Kelvin degrees)” (“Threats to Birds: Collisions - Nighttime Lighting U.S. Fish & Wildlife Service”). Per the American Bird Conservancy, CCT ranging from 2200 Kelvin Degrees to 2700 Kelvin Degrees is the preferred range of color. (Misguiding Light: The Role Artificial Light Plays in Bird Mortality from Collisions/with Glass Sheppard, PHD) CPW recommends the latter range of lighting color options for implementation at the project site during construction if it is to occur during nighttime hours when individuals are located, when the annual snowpack is at its maximum, and/or temperatures are at a minimum in the two worst winters out of ten. Pronghorn Severe Winter Range is present along the proposed pipeline route at Township 5S Range 60W sections 29, 30; Township 5S Range 61W, sections 23, 24, 25; Township	
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Referral Agency

Referral Agency Comments

Applicants Response

COLORADO PARKS & WILDLIFE/ 1ST POINT OF CONTACT (CONTINUED)	5S Range 62Wsections 3, 11, 12. For the identified portions of the proposed Project area that traverse Pronghorn Severe Winter Range, CPW recommends the following timing limitation be implemented for the construction, operation, and decommissioning phases: • Complete construction in these areas outside of the winter season, which falls from January 1st to April 30th. If this cannot be achieved, CPW recommends starting construction outside of the wintertime to reduce impacts to pronghorn during this crucial time of year. 7. Burrowing Owls are listed as State Threatened and are known to nest in active or inactive prairie dog (black-tailed or white-tailed) burrows or the burrows of other terrestrial wildlife. Because burrowing owls are included in the protections afforded by the Migratory Bird Treaty Act, it is important to avoid actions that could negatively impact the owls, nests,	
COLORADO PARKS AND WILDLIFE - COMMERCIAL, RESIDENTIAL, & ENERGY	No Response	
DIVISION OF WATER RESOURCES-STATE ENGINEER/GROUNDWATER	No Response	
DEER TRAIL & EAST ADAMS CONSERVATION DISTRICT	No Response	
REAP -I-70 CORRIDOR REGIONAL ADVANCEMENT PARTNERSHIP	No Response	
Elbert County Community and Economic Dev	No Response	
US Army Corps of Engineers	No Response	
XCEL ENERGY - PSCO ROW & REFERRALS	Please be aware PSCo owns and operates existing electric distribution facilities along and across the proposed pipeline in multiple areas. 2. Also, Public Service Company has existing electric transmission lines and associated land rights within this path of the project. Any activity including grading, proposed landscaping, erosion control or similar activities involving our existing right-of-way will require Public Service Company approval. Encroachments across Public Service	1.Comment acknowledged. Magellan is aware that PSCo owns and operates existing electric distribution facilities along and across the proposed pipeline in multiple areas. 2. Magellan is working with Xcel Energy regarding the proposed pipeline crossings at existing transmission lines and associated rights-of-way (ROWS) crossed by the

UASI25-002 - Denver Pipeline Expansion Magellan Referrals

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Applicants Response

	Company's easements must be reviewed for safety standards, operational and maintenance clearances, liability issues, and acknowledged with a Public Service Company License Agreement to be executed with the property owner. PSCo is requesting that, prior to any final approval of the development plan/plat, it is the responsibility of the property owner/developer/contractor to have this project assigned to a Land Rights Agent for development plan review and execution of a License Agreement (via either website www.xcelenergy.com/rightofway or email coloradorightofway@xcelenergy.com).	proposed pipeline route.
CDOT	1. CDOT has no comment regarding the land development. 2. Please keep in mind that working from or within CDOT ROW will require a utility/special use permit. This includes, but is not limited to, survey, landscaping, signal, or utility work. Application is made online at the following link: https://cdotpermits.force.com/portal/s/login/?ec=302&startURL=%2Fportal%2Fs%2F. 3. POC for this permit will be Robert Williams, CDOT. 4. Section 2, sheet 31, shows the pipeline crossing I-70. Due to the A-line along the I-70ROW, working in the section of CDOT ROW will not be allowed without a temporary break in the A-line. This can be a very long process and is not guaranteed.	1. Comment acknowledged. 2. Comment acknowledged. Magellan understands that working within the CDOT ROW will require a utility or special-use permit. Magellan is coordinating with CDOT to obtain all necessary permits prior to construction in these areas. 3. Comment acknowledged. 4. The pipeline will be installed beneath I-70 via horizontal directional drill thereby avoiding direct impacts on I-70 and the associated ROW.
Denver International Airport	No Comments	
Bennett Planning	1. The proposed pipeline goes through an anticipated future area of Bennett that is part of our recently adopted South of I70 Sub Area Plan. The Future Land Use Map associated with the South Sub Area Plan shows the area where the pipeline is proposed to be mixed residential, as well as low-density rural residential. What is the depth at which this pipeline will be buried? 2. What are the land use restrictions proposed for the easement associated with the pipeline? 3. Will landscaping or parking be able to be in the easement, or is it just gravel over top that will need to be left undisturbed? 4. The pipeline will also cross over Kiowa Creek which the Town envisions to be an open space, wildlife and recreational trail system. How will the pipeline cross Kiowa Creek and	The pipeline will be buried to allow for 4 feet of cover over the pipeline in standard conditions and 5 feet of cover at waterbody crossings. At the Interstate 70 crossing, the pipeline will be installed via HDD and at a maximum depth of cover of approximately 30 feet. 2. As stated in Section 1.1 of the Application Narrative included with Magellan's application submission, following completion of construction, the permanent easement centered along the new pipeline will be regularly mowed. There will be no proposed change in the

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Referral Agency

Referral Agency Comments

Applicants Response

BENNETT PLANNING (CONTINUED)	The anticipated open-space corridor on either side of the creek? 5. Please keep the Town of Bennett updated on the progress of this pipeline as it will impact future annexations and land use planning for those areas.	existing land uses or zoning (Agricultural-1, Agricultural Estate, and Mixed Use). 3. Following completion of construction, areas disturbed by pipeline installation will be restored to pre-construction conditions and allowed to revegetate, as stated in Sections 2.1.12, 3.3.6, and 3.12.7 of the Application Narrative included with Magellan's application submission. During operations of the pipeline, various activities and development will be permitted within the permanent easement, including landscaping, apart from trees. However, these activities must be reviewed and authorized by Magellan on a case by case basis and will require coordination with Magellan in the planning and design phase before implementation. 4. The pipeline will be installed beneath Kiowa Creek via conventional bore, thereby avoiding trenching through the creek. Following completion of construction, Magellan will retain a 50-foot-wide permanent easement along the pipeline, including the portion at the Kiowa Creek crossing. This area will be restored to pre-construction conditions and allowed to revegetate. 5. Comment acknowledged. Magellan's new pipeline will be within an existing easement The area and will be co-located next to an existing pipeline previously installed in the 1970s. Magellan commits to maintaining communication with the Town of Bennett on Project progress.
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In accordance with a meeting held between Magellan, Perennial Environmental, and Arapahoe County on June 5, 2025, Magellan has compiled all comments received and provided corresponding responses herein. This has been done to facilitate ease of review in lieu of separate responses attached to each entity's individual comment document.

Commenting Division: Engineering Services Division

1. An existing gravel road is being utilized and extended for the site, but the property will remain largely undeveloped; the applicant has also adjusted the location of the site and length of the roadway to reduce added impervious area.
2. There are no existing drainageways or swales in the vicinity of the property.

Response:

1. *Comment acknowledged. An existing gravel road is being utilized and extended for the site, but the property will remain largely undeveloped. Magellan has also adjusted the location of the site and length of the roadway to reduce added impervious area.*
2. *Comment acknowledged. There are no existing drainageways or swales in the vicinity of the property.*

Commenting Division: Floodplain Permit

1. Insert "Arapahoe County Case No. UAS125-002" under the Project Number on the title page.
2. For floodplain development permit, when east of Box Elder, local floodplain considered 1 square mile of tributary area (highlighted). West of Box Elder remains 130 acres. With Floodplain Development Permit include a no impact certification letter. The crossings identified in this study should still be protected and restored, and GESC requirements apply, but do not have to be included in FDP.
 - i. Willow Gulch to Middle Bijou Creek (MP 417.97)
 - ii. Unnamed Tributary to Middle Bijou Creek (MP 418.29)
 - iii. Hay Gulch to Middle Bijou Creek (MP 419.48)
 - iv. Rattlesnake Creek to Middle Bijou Creek (MP 423.18)
 - v. Unnamed Tributary to Middle Bijou Creek (MP 423.50)
 - vi. Unnamed Tributary to Middle Bijou Creek (MP 424.59)
 - vii. Unnamed Tributary to Middle Bijou Creek (MP 426.24)
 - viii. West Bijou Creek (MP 426.58)
 - ix. Unnamed Tributary to West Bijou Creek (MP 428.45)
 - x. Little Comanche Creek to Comanche Creek to Kiowa Creek (MP 430.09)
 - xi. Comanche Creek to Kiowa Creek (MP 431.73)
 - xii. Wolf Creek to Kiowa Creek (MP 433.42)
 - xiii. Kiowa Creek (MP 437.18)
 - xiv. Unnamed Tributary to Kiowa Creek (MP 437.48)
 - xv. West Sand Creek to Middle South Platte-Cherry Creek (MP 442.48)
 - xvi. Box Elder Creek to Middle South Platte-Cherry Creek (MP 444.07)
 - xvii. Cardboard Draw to Box Elder Creek to Middle South Platte-Cherry Creek (MP 445.20)
 - xviii. Coyote Run to Box Elder Creek to Middle South Platte-Cherry Creek (MP 447.25)
 - xix. Unnamed Tributary to Coyote Run to Middle South Platte-Cherry Creek (MP 447.65)
 - xx. Unnamed Tributary to Coyote Run to Middle South Platte-Cherry Creek (MP 448.22)
3. Include Stream Stats in Appendix
4. Depict on Utility Plans (Refer to comments on 1041/USR): Open trenching to the PL depth of at minimum of 4 feet of cover will be used at all locations but the local floodplain at MP 417.97. 9 floodplains will be entirely bored, 4 local floodplains will be bored for most of the length near MPs 418.29, 419.48, 430.78, and 440.19, and 5 FEMA floodplains will be bored the width of the main channels at MPs 431.73, 433.42, 437.48, 447.25, and 447.65.

Response:

1. *The Floodplain Delineation Study has been updated to include "Arapahoe County Case No. UAS125-002" under the Project Number on the title page.*
2. *A Certification of No Impact has been included as an appendix to the updated Floodplain Delineation Study provided herein.*
3. *Stream Statistics have been included as an appendix to the updated Floodplain Delineation Study provided herein.*
4. *Perennial has updated the Plan Set to include labels with the proposed bore and HDD crossing locations.*

Commenting Divisions: Phase III Drainage Study

1. Add case number "UAS 125-002" to page three
2. "Disturbance of 1 acre or more requires state stormwater discharge permit. Also requires a standard GESC permit. Please submit GESC plans and report for this site specifically."
3. Discuss how much water is being added to the existing swale and capacity
4. Provide culvert size on page 5
5. Consider allowing drainage to sheet flow north and west rather than concentrating it into the swale. No clear where the swale will outfall or how (outfall shown on the high side)
6. Does this infiltrate? Confirm that the water is not retained on page 5.
7. Refer to other comments regarding the swale on page 9.
8. State Stormwater Discharge Permit on page 9.
9. Refer to TRC response rather than e-mail (included with these redlines).
10. Add case number "UAS 125-002" to Drainage Exhibit – Existing Watkins Junction S/1E figure.
11. Outlet to where (Drainage Exhibit – Proposed Watkins Junction Site – C-002)? Provide construction drawings for this site including the swale, roadway, and other outlet information.
12. Recommend maintaining sheet flow and infiltrating stormwater as much as possible.
13. Drainage plans should be full size (34"x22")
14. Identify size and extents of rip raps on CDs. Recommend level spreader or some other way to maintain sheet flow rather than concentrate water
15. Add case number "UAS 125-002" to Drainage Exhibit – Proposed Watkins Junction Site – C-002
16. A copy of the TRC Variance approval letter has been included with these redlines, please replace e-mail with formal letter.

Response:

1. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
2. *The GESC Plan and Report have been updated per the June 23, 2025 meeting held between Magellan and Emily Gonzalez and David Beard with Arapahoe County.*
3. *Capacity to be provided in final GESC plan/drawing.*
4. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
5. *Comment Acknowledged; more detail added in narrative for DA-3 drainage pattern. Refer to revised Phase III Drainage Report.*
6. *Comment Acknowledged; substantial runoff is not assumed to infiltrate. Refer to revised Phase III Drainage Report.*
7. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
8. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
9. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
10. *Comment Acknowledged; refer to revised Phase III Drainage Report.*

11. *Comment Acknowledged; Additional sheet (C-003) added. Refer to revised Phase III Drainage Report.*
12. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
13. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
14. *Comment Acknowledged; Additional sheet (C-003) added. Refer to revised Phase III Drainage Report.*
15. *Comment Acknowledged; refer to revised Phase III Drainage Report.*
16. *Comment Acknowledged; refer to revised Phase III Drainage Report.*

Commenting Division: CenturyLink

1. Qwest Corporation, d/b/a CenturyLink QC ("CenturyLink") has reviewed the request for the subject Encroachment and has determined that in order to protect its facilities CenturyLink must deny the request at this time.

Response:

1. *Comment acknowledged. Magellan has been and will continue to coordinate with CenturyLink regarding the proposed pipeline crossings of existing CenturyLink utility lines. The construction and operation of the Project is not anticipated to unreasonably interfere with CenturyLink's utility lines. Please note that Magellan has an existing pipeline within this easement corridor and that pipeline coexists with CenturyLink's utility lines.*

Commenting Division: Colorado Department of Public Health and Environment

1. It is the responsibility of the involved parties to determine what regulations they are subject to and follow them accordingly.
2. We also note that projects similar to this proposal often involve land development. Under Colorado air quality regulations, land development refers to all land clearing activities, including but not limited to land preparation such as excavating or grading, for residential, commercial or industrial development. Land development activities release fugitive dust, a pollutant regulated by the Division.
3. The federal General Conformity rule applies to federally funded projects in federal nonattainment and air quality maintenance areas, such as the Denver Metro/North Front Range severe ozone nonattainment area.

Response:

1. *Comment acknowledged. Magellan understands it is their responsibility to determine what regulations are applicable and must be followed accordingly.*
2. *Magellan confirms that the Project will comply with all Colorado air quality regulations.*
3. *The Project is not federally funded, and therefore, General Conformity does not apply.*

Commenting Division: Arapahoe County Open Spaces

1. This is an incorrect statement Bijou Basin Open Space has been a County owned recreational open space for over 10 years and the pipeline will go right through the property with existing easements. At this point with the timeline for construction stated in application as August 2025, which is 4 months away. This timeline does not seem feasible and impacts to County completed Master Plan for Bijou Basin OS and upcoming construction of public park may be impacted. A realistic schedule based on Development Code timing for reviews and approvals and public hearing should be created to provide reviewers with an accurate schedule.
2. These narratives do not address best practices and the essential need to scrape and stockpile topsoil. It cannot be a “where necessary” All topsoil must be removed carefully and segregated. Nothing but noxious weeds will grow if topsoil is mixed with non-organic trench spoils.
3. Welding in dry rural grasslands is a very dangerous fire hazard. What fire mitigation and safety plans have they provided? How will the local fire districts be notified of welding operations.
4. Pre-construction contours will need to be documented at Bijou Basin and restored to as exact as possible, not practicable, it is not strong enough language or requiring anything. In every pipeline project I have seen, settling has occurred. There needs to be a section requiring them to re-fill settled areas with organic topsoil, free of weeds and areas need to be reseeded with a native seed mix determined by the County and its staff.
5. There is lack of detail and cohesion to submittal. Depth of the pipeline is not shown only 1 example of GESC plan shows depth, but this is a floodplain crossing and the depth of 4 feet seems very shallow and inadequate for a eastern stream that is sand based and flooding water scours and moves the sand regularly. Having exposed high pressure fuel line within a public park is a safety concern. The other concern Open Spaces has is regarding the pipeline depth and what depth Magellan plans on or should be required to bury their pipes. Open Spaces wants to see the depth deep enough that County can grade in trails and future roadways without exposing any required cover minimums. No cover minimums are provided, and no buried depths are provided.
6. Page 74 of 95 of Plan Set shows the West Bijou Creek crossing at 426.6. This crossing is provided in application as a “Open Cut”. This “Open-Cut” method and the associated page 74 of 95 in Plan Set has a Yellow Temporary Workspace shown to north side of the Black permanent easement. This area north of permanent easement is with a Conservation Easement granted to CCALT. As a State preserved Conservation Easement there are restrictions placed on this land. Impacts to the riparian area would be prohibited. Based on the submitted easement configuration in Appendix O this would be approximately 50’ needed for construction ROW, roadway and side boom equipment and spoils piles. If riparian area trees proposed to be removed this would be restricted. Open Spaces needs more detail, construction means and methods understanding, and impacts presented for a “open-Cut” crossing to be even considered. Magellan may want to look at underground boring techniques through the conservation easement. See area below.

7. Introduction states that 386.74 acres will be impacted by this project. Does this include the temporary construction easement areas? They should provide us with how many areas will be impacted at Bijou Basin Open Space and a total impacted acreage.
8. Document states that operational impacts include occasional mowing of the permanent pipeline ROW (permit application). Open Spaces would need more information on this. This really could be considered a permanent pipeline impact at Bijou Basin, especially to grazing forage and wetlands. Mowing operations can be a fire hazard.
9. Anticipate construction to finish by mid-2026. How set is this timeline? We plan to start park construction in 2026 and do not want to have conflicts with our project timeline.
10. Section 2.1.18 mentions permanent access roads, we need to make sure none of these are on Bijou Basin. And it mentions that the project will not degrade agricultural activities. We need to see how many acres of grazing will be impacted at Bijou Basin and for how long. Plus, even if the construction is short, how long will the forage available in our grazing units take to recover in a manner that will allow grazing again? And what if they want to mow their easement, now we are looking at more of a permanent impact.
11. Section 3.11: Recreation Opportunities section should acknowledge that Bijou Basin is an open space property that is scheduled to allow recreation such as trails. The section also states that future recreation uses are not anticipated to be affected. Do we need to make sure that recreation is allowed in the easement area? The easement is from the 1970s, so that probably wasn't a thing. Maybe part of the TCE?
12. Appx A - Revise the Bijou basin property boundary to include CSU Foundation purchase.
13. General Comment - All documents that show Bijou Basin Open Space outline should be updated with the new Bijou Basin property outline.
14. Maps in Appx J and D are upside down, maps depicted on the sheets have north oriented down. This makes it hard to locate specific areas of the county. Please revise.
15. Appx E – This appendix was not included. I understand that is it the cultural resources findings, but the County would like to see the findings from county owned lands, specifically Bijou Basin. We recently did a cultural resources assessment of the property and would like to compare results. Part of the pipeline will be going through an area that was identified as high sensitivity in our cultural resource survey.
16. Appx H - The Arapahoe County Alternatives Routes Map doesn't show entire county on the map provided. Please revise to show the whole county.
17. Appx N – Weed management plan states that they will work with the County weed management supervisor or district or property owner for noxious weed control, we should let them know to work with us and let County Weed Manager know about this.

Response:

1. *Magellan plans to initiate construction upon receipt of all necessary permits and approvals.*
2. *Topsoil stripping will be implemented in agricultural land, unsaturated wetlands, and in accordance with landowner requests. In areas where topsoil stripping is conducted, topsoil will be adequately segregated from subsoil to ensure no mixing occurs.*

3. *Fire Watch will be provided whenever spark producing hot work is performed and/or non-spark producing hot work requires a Fire Watch. Magellan will ensure Fire Watchers meet the following requirements:*
 - a. *Have readily available fire extinguishing equipment and are trained in its use.*
 - b. *Are familiar with the facilities and procedures for sounding an alarm in the event of a fire (sound the alarm prior to a fire or changing conditions).*
 - c. *Watch for fires in all exposed areas, attempt to extinguish them only when obviously within the capacity of the equipment available, or otherwise sound the alarm.*
 - d. *Remain at the work site a minimum of 30 minutes after the completion of work to monitor the area for any changing conditions that could increase the chance of a fire and extinguish any smoldering fire, should one develop.*
 - e. *Performs no duties other than those duties assigned to him/her as Fire Watch.*

More than one Fire Watch may be required if combustible/flammable materials cannot be directly observed by the initial Fire Watch.

Further, Magellan has or is obtaining Will Serve letters from the local fire districts and will provide notice to each district in advance of construction activities.
4. *Following completion of pipeline installation the trench will be backfilled with the previously excavated material and crowned to approximately 6 inches above its original elevation to compensate for subsequent settling. Disturbed areas will then be restored to pre-construction contours and reseeded with native seed mixes developed in accordance with guidance and recommendations from the local Natural Resources Conservation Service (NRCS) field offices.*
5. *The pipeline will be installed to a depth which exceeds depth of cover requirements established in the Code of Federal Regulations Part 195, subpart D, Section 248 (195.248). All Project facilities will be designed to meet or exceed applicable federal, state, and local standards. Therefore, the Project is not anticipated to be impacted by potential scouring or erosion.*
6. *Magellan's existing easements, which are senior to the conservation easement held by the Colorado Cattlemen's Agricultural Land Trust (CCALT) on these properties, provide that Magellan has the right to install a second pipeline within the permanent easement area. As such, Magellan plans to install the pipeline beneath West Bijou Creek via bore thereby avoiding trenching impacts through the creek. To the extent additional temporary workspace is required outside of the permanent easement area, Magellan has been coordinating with CCALT about such additional temporary workspace and the restoration requirements that CCALT will require for Magellan's use of such additional temporary workspace. Magellan is committed to working with the County and CCALT on this matter..*
7. *Magellan confirms that the impact acreage includes all temporary workspaces, permanent easements, access roads, and aboveground facilities within Arapahoe County. The Project will require a total of 386.74 acres of Project workspace within Arapahoe County, including 19.77 acres within the Bijou Basin Open Space boundaries.*
8. *As stated in Section 1.1 of the Application Narrative included with Magellan's application submission, following completion of construction, the permanent easement centered*

along the new pipeline will be regularly mowed. There will be no proposed change in the existing land uses or zoning (Agricultural-1, Agricultural Estate, and Mixed Use).

- 9. Magellan plans to initiate construction upon receipt of all necessary permits and approval and anticipates construction completion in Arapahoe County during second quarter 2026. Magellan will coordinate with Open Spaces regarding timing of Project construction in relation to development plans for the Bijou Basin Open Space.*
- 10. No permanent access roads are proposed within the Bijou Basin boundaries.*
- 11. Magellan's new pipeline will be co-located within an existing easement and next to an existing pipeline originally installed in the 1970s. Following completion of construction, the new pipeline will be operated and maintained consistent with the existing pipeline easement. During operations of the pipeline, various activities and development will be permitted within the permanent easement, including landscaping, apart from trees. Magellan is aware that Open Spaces intends to develop the park, including installing recreational trails over the pipelines. Magellan is committed to working with Open Spaces to ensure that the park development can occur in a manner that ensures the safety and integrity of Magellan's pipelines. As such, Open Spaces' development plans will need to be reviewed and reasonably approved by Magellan and the parties will need to coordinate before and during development of the park.*
- 12. The Project Plan Set (Appendix A) has been revised to include the Bijou Basin Open Space boundary, including the CSU Foundation Purchase area.*
- 13. The Project Plan Set (Appendix A) has been revised to include the Bijou Basin Open Space boundary, including the CSU Foundation Purchase area.*
- 14. As agreed upon with Ernie Rose on June 26, 2025, the map orientations are designed to maintain readability and progression across pages along the linear pipeline route such that the pipeline is shown in the center of each map moving from east to west in accordance with product flow.*
- 15. Appendix E, Cultural Resources Findings, was included with the initial submission and has been resubmitted herein.*
- 16. The Alternative Routes Map has been updated to depict the full extent of the county. A copy of the updated map is included herein.*
- 17. Comment acknowledged. Magellan will work with Open Spaces and the County Weed Manager.*

Commenting Division: Public Service Company of Colorado dba Xcel Energy

1. Please be aware PSCo owns and operates existing electric distribution facilities along and across the proposed pipeline in multiple areas.
2. Also, Public Service Company has existing electric transmission lines and associated land rights within this path of the project. Any activity including grading, proposed landscaping, erosion control or similar activities involving our existing right-of-way will require Public Service Company approval. Encroachments across Public Service Company's easements must be reviewed for safety standards, operational and maintenance clearances, liability issues, and acknowledged with a Public Service Company License Agreement to be executed with the property owner. PSCo is requesting that, prior to any final approval of the development plan/plat, it is the responsibility of the property owner/developer/contractor to have this project assigned to a Land Rights Agent for development plan review and execution of a License Agreement (via either website www.xcelenergy.com/rightofway or email coloradorightofway@xcelenergy.com).

Response:

1. *Comment acknowledged. Magellan is aware that PSCo owns and operates existing electric distribution facilities along and across the proposed pipeline in multiple areas.*
2. *Magellan is working with Xcel Energy regarding the proposed pipeline crossings at existing transmission lines and associated rights-of-way (ROWs) crossed by the proposed pipeline route.*

Commenting Division: Jack Bell

1. There was only one person who had issue and it was the pipeline crossing the field under his sod farm. I believe he was using a lawyer to get it settled on rerouting or reseeding the sod. I feel the pipelines are best solution. I used to audit Fuel Farms at Dia and saw the safety involved with fuel transfer and storage. The use at DIA continues to grow and need for another feeder is needed.

Response:

1. *Comment acknowledged. Magellan is continuing to coordinate with the affected landowner regarding the proposed pipeline crossing and will reach an agreement with the landowner prior to construction on the affected property.*

Commenting Division: Colorado Parks and Wildlife

1. CPW has identified Aquatic Native Species Conservation Waters within the State of Colorado's 2015 State Wildlife Action Plan. These surface water features provide critical habitat for native aquatic wildlife, such as amphibians and fish, while also providing crucial habitat for mammals, birds, and reptiles that utilize the habitat. Within the proposed Project area, there is a possibility of sensitive aquatic native species (fish and amphibians) present within Box Elder Creek (39.7131059, -104.5517820), Kiowa Creek (39.6850933, -104.4313642), Wolf Creek (39.6613876, -104.3702684), Comanche Creek (39.6512192, -104.3417321), West Bijou Creek (39.6216505, -104.2544063), Middle Bijou Creek (39.5681364, -104.0804834). For the identified portions of the proposed Project area that traverse Aquatic Native Species Conservation waters, CPW recommends the following be implemented for construction, operation, and decommissioning phases:
 - No surface occupancy and no ground disturbance (year-round) within 500 feet of the ordinary high water mark of Box Elder Creek, Kiowa Creek, Wolf Creek, Comanche Creek, West Bijou Creek, Middle Bijou Creek, and implementing appropriate stormwater best management practices (BMPs).
 - During discussions with the project proponent on August 9th, 2024, CPW discussed our preference for boring underneath all the creeks that were identified above. If this is not possible, CPW recommended trenching 500ft away from Box Elder Creek on either side of the Creek. Please contact CPW for clarification or if there needs to be further discussion on this subject.
2. Mule Deer Migration Corridors are a specific mappable site through which large numbers of animals migrate and the loss of which would change migration routes. Within the proposed Project area, Mule Deer Migration Corridors are present along the proposed pipeline route at Township 4S Range 64W section 9 (Box Elder Creek), Township 4S Range 63W section 22 (Kiowa Creek), Township 5S Range 61W sections 7, 17, 18 (West Bijou Creek), Township 5S Range 60W sections 34, 35 (Middle Bijou Creek). For the identified portions of the proposed Project area that traverse Mule Deer Severe Winter Range, CPW recommends the following timing limitation be implemented for construction, operation, and decommissioning phases:
 - CPW recommends avoiding the riparian corridor to the maximum extent possible to keep the migration corridor along the river as open as possible.
3. Mule Deer Severe Winter Range is the portion of a species' range where 90% of individuals are found during the harshest two winters out of ten when snowpack is highest, and temperatures are lowest. Within the proposed Project area, Mule Deer Severe Winter Range is present along the proposed pipeline route at Township 4S Range 63W sections 21, 22; Township 5S Range 61W sections 17, 18, 22, 23; Township 5S Range 60W sections 34, 35. For the identified portions of the proposed Project area that traverse Mule Deer Severe Winter Range, CPW recommends the following timing limitation be implemented for construction, operation, and decommissioning phases:
 - Complete construction in these areas outside of the winter season which falls between December 1st to April 30th. If this cannot be achieved, CPW recommends starting construction outside of the winter timing to reduce impacts to Mule deer during this crucial time of year.

4. Mule Deer Severe Winter Range is defined as the part of the winter range where densities are at least 200% greater than the surrounding winter range density during the same period used to define winter range in the average five winters out of ten. Within the proposed Project area, Mule Deer Winter Concentration areas are present along the proposed pipeline route at Township 4S Range 64W sections 8, 9, 10; Township 4S Range 63W sections 21, 22; Township 5S Range 61W sections 7, 16, 17, 18; Township 5S Range 60W sections 33, 34, 35, all along Box Elder Creek. For the identified portions of the proposed Project area that traverse Mule Deer Winter Concentration, CPW recommends the following timing limitation be implemented for the construction, operation, and decommissioning phases:
 - Complete construction in these areas outside of the winter season which falls between December 1st to April 30th. If this cannot be achieved, CPW recommends starting construction outside of the winter timing to reduce impacts to Mule deer during this crucial time of year.
5. CPW defines Pronghorn Winter Concentration Areas as the part of the winter range where pronghorn densities are at least 200% greater than the surrounding winter range density during the same period used to define winter range in the average five winters out of ten. Pronghorn Winter Concentration Area is present within the entire project area except Township 5S Range 61W sections 7, 16, 17, 18, 21, 22, & 23. For the identified portions of the proposed Project area that traverse Pronghorn Winter Concentration, CPW recommends the following timing limitation be implemented for the construction, operation, and decommissioning phases:
 - Complete construction in these areas outside of the winter season, which falls from January 1st to April 30th. If this cannot be achieved, CPW recommends starting construction outside of the winter time to reduce impacts to pronghorn during this crucial time of year.
6. CPW defines Pronghorn Severe Winter Range as the part of the winter range where 90% of the individuals are located when the annual snowpack is at its maximum and/or temperatures are at a minimum in the two worst winters out of ten. Pronghorn Severe Winter Range is present along the proposed pipeline route at Township 5S Range 60W sections 29, 30; Township 5S Range 61W sections 23, 24, 25; Township 5S Range 62W sections 3, 11, 12. For the identified portions of the proposed Project area that traverse Pronghorn Severe Winter Range, CPW recommends the following timing limitation be implemented for the construction, operation, and decommissioning phases:
 - Complete construction in these areas outside of the winter season, which falls from January 1st to April 30th. If this cannot be achieved, CPW recommends starting construction outside of the winter time to reduce impacts to pronghorn during this crucial time of year.
7. Burrowing Owls are listed as State Threatened and are known to nest in active or inactive prairie dog (black-tailed or white-tailed) burrows or the burrows of other terrestrial wildlife. Because burrowing owls are included in the protections afforded by the Migratory Bird Treaty Act, it is important to avoid actions that could negatively impact the owls, nests,

and eggs. To best avoid or minimize impacts to Burrowing Owls within the project area, CPW recommends the following:

- If development is proposed to occur in a prairie dog colony that has been active within the past 10 years, CPW recommends adherence to CPW's Burrowing Owl Survey Protocol.
- CPW recommends that targeted surveys should be conducted for any activities resulting in ground disturbance between March 15th and October 31st.
- If nesting Burrowing Owls are present, no human encroachment or surface disturbance should occur within a 200-meter buffer of nesting burrows from March 15th to August 31st.
- If Burrowing Owls occupy the site, CPW recommends that earthmoving and other disturbance activities be delayed until late fall after they have migrated.
- If seismic work could disturb or collapse dens containing nests, that work should avoid the nesting period.

CPW appreciates the commitment to conducting preconstruction surveys and adhering to seasonal buffers and time restrictions to mitigate impacts to Burrowing owls to the greatest extent feasible.

8. The Project area contains suitable habitat for nesting raptors and migratory birds. To ensure compliance with the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act, CPW recommends consultation with USFWS before construction of the proposed Project. All migratory birds are protected from potential take under the Migratory Bird Treaty Act, and any removal or disturbance of an active migratory bird nest requires prior consultation with CPW and USFWS. Both active and potential nest sites, as well as winter night roosts, should be considered when evaluating potential disturbance during construction.

CPW appreciates the commitment to conducting preconstruction surveys and adhering to seasonal buffers and time restrictions to mitigate impacts on nesting migratory birds to the greatest extent feasible.

9. Swift fox (*Vulpes velox*) is listed in Colorado as a species of State Special Concern, and several of the areas of the proposed Project area contain potential swift fox denning habitat. To minimize the impact of future development on occupied, high-quality swift fox habitat, CPW recommends the developer conduct pre-construction surveys for active den sites in coordination with CPW. CPW also recommends no human encroachment, surface disturbance, or construction activity within 0.25 miles of an active maternal den site from March 15 through June 15.
10. Mountain Plovers (*Charadrius montanus*) are listed in Colorado as a species of State Special Concern. CPW recommends that surveys be completed using U.S. Fish and Wildlife Service (USFWS) protocols in potential nesting habitats and that any active Mountain Plover nests within the proposed Project area are protected through the application of appropriate spatial buffers, and planning construction activity within nesting habitats outside of critical nesting periods for the species (April 1 through August 15). Mountain Plovers can nest in short-grass prairie, dryland cultivated farms, and prairie dog towns; all of which are located within the proposed Project boundary. Where

active nests are identified immediately ahead of construction, CPW recommends that they should be flagged and avoided through the application of a seasonal restriction of no human disturbance within 300 feet until the young are hatched and independent of the nest as determined by CPW or a qualified biologist.

11. Also of importance is the revegetation of disturbed soils and the control of noxious weed species through the development of a noxious weed management plan prior to initiating construction activities. The revegetation of disturbed areas and control of invasive weed species are important components of the project and it is critically important that the site be restored back to the native plant community that currently exists on site. It is preferable that native vegetation be retained on-site during the operational lifespan of the project, both as potential habitat for wildlife and to ensure successful reclamation of the project area, a noxious weeds could spread to adjacent habitats outside the project area. CPW recommends that the applicant consult with Arapahoe County and the Natural Resource Conservation Service (NRCS) for current noxious weed best management practices.
12. Nighttime artificial lighting has been documented to affect wildlife species of all sizes, from small macroinvertebrates to large mammals. These effects are often species-specific, and in some cases may be beneficial to one species within a local ecological community, but detrimental to another species within the same ecological community. These impacts could be expected year-round and can affect both local resident species and migrating wildlife, which may lead to collisions with other animals and structures, exhaustion, increased depredation, and direct mortality. Nighttime artificial lighting may also disrupt nocturnal species that are not accustomed to a significant increase in artificial light, leading to temporary blindness and disorientation, which may also increase the likelihood of collisions with infrastructure on site. CPW recommends that all outdoor lighting be down-shielded to minimize disturbance areas and dim the lights as much as practicable.

Per the U.S Fish and Wildlife Service recommendations, all outdoor lighting should be limited to warmer colors with “longer wavelengths (>560 nm) and lower correlated color temperatures (CCT<3000 Kelvin degrees)” (“Threats to Birds: Collisions - Nighttime Lighting | U.S. Fish & Wildlife Service”). Per the American Bird Conservancy, CCTs ranging from 2200 Kelvin Degrees to 2700 Kelvin Degrees is the preferred range of color. (Misguiding Light: The Role Artificial Light Plays in Bird Mortality from Collisions with Glass | Sheppard, PHD) CPW recommends the latter range of lighting color options for implementation at the project site during construction if it is to occur during nighttime hours.

Response:

1. *Per CPW recommendations, Magellan will install the pipeline via bore at each of these waterbody crossings thereby avoiding direct trenching impacts within the waterbodies.*
2. *Per CPW recommendations, Magellan will install the pipeline via bore at each of these waterbody crossings and has sited corresponding additional temporary workspaces required to complete these bores outside of the riparian buffers in order to minimize impacts.*
3. *Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from December 1 to April 30 to reduce impacts on mule deer.*
4. *Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from December 1 to April 30 to reduce impacts on mule deer.*
5. *Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from January 1 to April 30 to reduce impacts on pronghorn deer.*
6. *Per CPW recommendations, Magellan will initiate construction outside of the winter timing period from January 1 to April 30 to reduce impacts on pronghorn deer.*
7. *Per CPW recommendations, Magellan will conduct pre-construction pedestrian nest surveys for burrowing owls in Arapahoe County. These surveys will be conducted in accordance with CPW's Burrowing Owl Survey Protocol. In the event burrowing owls are present, Magellan will restrict Project activities within a 200-meter buffer of nesting burrows from March 15 to August 15 or until the nesting owls have migrated.*
8. *Magellan confirms construction activities within Arapahoe County will be initiated outside of migratory bird and raptor nesting season, and Project activities will comply with the Migratory Bird Treaty Act and Golden and Bald Eagle Protection Act.*
9. *Per CPW recommendations, Magellan will conduct pre-construction surveys for swift fox den sites in Arapahoe County. Further, no human encroachment, surface disturbance, or construction activity will occur in the vicinity of an active maternal den site in Arapahoe County from March 15 through June 15.*
10. *Magellan plans to initiate construction outside of the critical nesting period for the species thereby temporarily removing potentially suitable nesting habitat within the Project area. Therefore, is not anticipated the Project will adversely impact mountain plover nests.*
11. *Following completion of pipeline installation the trench will be backfilled with the previously excavated material and crowned to approximately 6 inches above its original elevation to compensate for subsequent settling. Disturbed areas will then be restored to pre-construction contours and reseeded with native seed mixes developed in accordance with guidance and recommendations from the local NRCS field offices and the County Weed Manager.*
12. *Magellan will implement the recommended lighting options should nighttime activities be required during Project construction in Arapahoe County.*

Commenting Division: Sherman Feher

1. Front Page of Application Narrative, Revise Title: "Areas & Activities of State Interest (1041 Permit) and Use by Special Review Application." Revise Application Number: "Arapahoe County Planning Case Number UASI25-002."
2. Page 1, Introduction, first paragraph: Revise "Arapahoe County Case No. UASI25-002."
3. Page 4, 2.1.10: Note: There is an Arapahoe County Park and possible hunting areas within the Project Area. Revise first sentence accordingly.
4. Page 5, 2.1.12: Second paragraph: Please provide summary sentences for each of the 8 categories of the environmental impact analysis provided in Section 3.12.
5. Page 6, 2.1.15: Provide separate response paragraphs for categories a, b, and c.
6. Page 20, 3.6.2: Indicate the amount of revenue and operating expenses per year.
7. Page 24, 3.11.1 and Page 25, 3.11.2: Mention that Arapahoe County has an open space park in the vicinity of the pipeline and how you will deal with it. Also show the open space park area on a map.
8. Page 34, 3.12.3, iii: Provide "Descriptions of the immediate and long-term impacts and net effects that the project would have on the meandering characteristics and limits of the streambed under both average and worst-case conditions.
9. Cover Letter: RE: Add "1041 Permit" in addition to USR Permit.
10. Easement Agreement: Provide old easement agreement and as a COA provide new easement agreements to County.
11. Fees: Indicate that you have paid \$10,000 to the County and that you will pay any additional amount that is above \$10,000 in County employee time and amount.
12. Letter of Intent: RE: Add "1041 Permit" in addition to USR Permit.
13. USR PLAN SET
 - a. Cover Sheet: Colors do not match with legend for Aurora in Arapahoe County & Adams County.
 - b. All USR Plan Sheets: Put "Case Number: UASI25-002" in the lower left corner on all USR plan sheets.
 - c. For those USR Plan Sheets that have roads on them: Either label the street name on the road(s) shown on the aerial imagery or make the street names legible on the Key Map.
14. USR/ZONING APPROVAL CRITERIA
 - a. 1.1.3: Indicate that "The Project will have no significant impact on the availability of public services."
 - b. 1.1.5: Indicate that "The Project will have no significant impact on public safety."
 - c. 1.1.8: Indicate that "The Project will not significantly degrade the quantity or quality of recreational opportunities or experiences."
 - d. 1.1.9: Indicate that "The Project will not significantly degrade the quantity or quality of recreational opportunities."

Response:

1. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*

2. *This update has been made as requested. An updated version of the Application Narrative is provided as herein.*
3. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*
4. *This update has been made as requested. An updated version of the Application Narrative is provided as herein.*
5. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*
6. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*
7. *The Project Plan Set (Appendix A) has been revised to include the Bijou Basin Open Space boundary, including the CSU Foundation Purchase area.*
8. *This update has been made as requested. An updated version of the Application Narrative is provided as herein.*
9. *This update has been made as requested. An updated version of the Cover Letter is provided herein.*
10. *Magellan has provided the County with copies of all of the existing old easement agreements, but will be happy to provide additional copies if the County needs them. Magellan will also provide copies of newly acquired easements and amendments to the County as they are acquired by Magellan for the Project..*
11. *Magellan has paid the \$10,000 fee, as confirmed by Kim Lynch on February 20, 2025, and commits to paying any additional fees, if required.*
12. *This update has been made as requested. An updated version of the Letter of Intent is provided herein.*
13. *Responses to each item are as follows:*
 - a. *Magellan has reviewed the Plan Set and confirms that the symbol for the City of Arapahoe does match the legend. There is a transparent gray layer over the portions of the map located outside of the County of Arapahoe boundaries for emphasis.*
 - b. *This update has been made as requested. An updated version of the Plan Set is provided herein.*
 - c. *This update has been made as requested. An updated version of the Plan Set is provided herein.*
14. *Responses to each item are as follows:*
 - a. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*
 - b. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*
 - c. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*
 - d. *This update has been made as requested. An updated version of the Application Narrative is provided herein.*

Commenting Division: Arapahoe County Public Health

1. **Septic Systems:**

- a. Houses and other buildings equipped with plumbing facilities on properties located along the preferred and alternate pipeline routes are serviced by onsite wastewater treatment systems (OWTS) (septic systems); sections of the proposed routes may encroach on OWTS on some properties. ACPH recommends that the applicant review the locations of the pipeline routes to determine the encroachment potential on OWTS. If it appears that encroachment will occur, it may be necessary to revise the pipeline location or relocate the OWTS (via applicable OWTS permitting by ACPH).
- b. To mitigate encroachment, a 100-ft separation distance between OWTS and the pipeline is strongly recommended. OWTS records are searchable by address online and can be found at <https://gis.arapahoegov.com/septicSearch/>

2. **Drinking Water and Monitoring Wells**

There are likely potable water wells on the properties where the pipeline(s) are to be located. Heavy equipment may inadvertently drive over wells during construction, causing damage that may expose the water in the wells to contamination. Where wells are within or close to pipeline routes, we recommend the applicant protect the wells by identifying the areas around wells so that they are visible to vehicle operators and construction crews. This can be accomplished by delineating the area around each well with stakes, colored tape or orange plastic netting. A 100- ft separation distance between wells and the pipeline is strongly recommended.

3. **Groundwater Quality Protection:**

Where pipeline routes cross either streams or wetlands, alluvial groundwater flow could be impacted by trenching that intersects the shallow groundwater. If trench dewatering is necessary, the water should be pumped and discharged to alluvial and colluvial sediments in proximity to the stream channel. If discharge of groundwater is necessary during construction, a discharge permit from the Colorado Department of Public Health and Environment (CDPHE), Water Quality Control Division (<https://cdphe.colorado.gov/dewatering-general-permit-program>) will be necessary.

4. **Protection of Above-Ground Valves**

Above-ground valves may be damaged or vandalized once they are installed and placed into use. If above ground valves are utilized, the applicant should consider methods for ensuring the valve site is secure.

5. **Sanitary and Solid Waste Disposal**

The application needs to specify how sanitary and solid waste will be handled during the construction phase; the provision of portable restrooms with handwashing supplies was noted in the application. At a minimum, trash dumpsters and portable toilets will be necessary during construction. ACPH has no objection to the use of portable toilets during construction, provided they are for temporary use only and properly maintained. It is recommended that the applicant address these, in terms of numbers, locations, and vendor.

Response:

1. *Magellan has performed civil surveys, coordinated with landowners, and confirmed the Project pipeline will not encroach on any existing septic systems. Therefore, no adverse impacts will occur.*

2. *Prior to construction, water wells in the vicinity of the Project workspace will be flagged and staked. Magellan has designed the pipeline route to provide at least 100 feet of separation between the pipeline and potable water wells.*
3. *Magellan will obtain all required CDPHE permits for the Project.*
4. *Magellan will install chain link fencing and other security measures around aboveground valves and pipeline junction facilities. Additionally, Magellan will install three strands of barbed wire on top of the chain link fence to add extra security for the sites.*
5. *Magellan confirms all portable toilets and handwashing stations, if used, will be temporary and maintained during construction. These temporary facilities will be moved throughout construction with each crew. Following completion of construction, all portable toilets and handwashing stations will be removed from the Project area.*

Commenting Division: Colorado Department of Transportation

1. CDOT has no comment regrading the land development.
2. Please keep in mind that working from or within CDOT ROW will require a utility/special use permit. This includes, but is not limited to survey, landscaping, signal or utility work. Application is made online at the following link:
<https://cdotpermits.force.com/portal/s/login/?ec=302&startURL=%2Fportal%2Fs%2F>.
3. POC for this permit will be Robert Williams CDOT.
4. Section 2, sheet 31 is showing the pipeline crossing I-70. Due to the A-line along the I-70 ROW, working in the section of CDOT ROW will not be allowed without a temporary break in the A-line. This can be a very long process and is not guaranteed.

Response:

1. *Comment acknowledged.*
2. *Comment acknowledged. Magellan understands that working within the CDOT ROW will require a utility/special use permit. Magellan is coordinating with CDOT to obtain all necessary permits prior to construction in these areas.*
3. *Comment acknowledged.*
4. *The pipeline will be installed beneath I-70 via horizontal directional drill thereby avoiding direct impacts on I-70 and the associated ROW.*

Comment Division: Town of Bennett

1. The proposed pipeline goes through an anticipated future area of Bennett that is part of our recently adopted South of I70 Sub Area Plan. The Future Land Use Map associated with the South Sub Area Plan shows the area where the pipeline is proposed to be mixed residential as well as low density rural residential. What is the depth that this pipeline will be buried?
2. What are the land use restrictions proposed for the easement associated with the pipeline?
3. Will landscaping or parking be able to be in the easement or is it just gravel over top that will need to be left undisturbed?
4. The pipeline will also cross over Kiowa Creek which the Town envisions to be an open space, wildlife and recreational trail system. How will the pipeline cross Kiowa Creek and the anticipated open space corridor that will be on either side of the creek?
5. Please keep the Town of Bennett updated on the progress of this pipeline as it will impact future annexations and land use planning for those areas.

Response:

1. *The pipeline will be buried to allow for 4 feet of cover over the pipeline in standard conditions and 5 feet of cover at waterbody crossings. At the Interstate 70 crossing, the pipeline will be installed via HDD and at a maximum depth of cover of approximately 30 feet.*
2. *As stated in Section 1.1 of the Application Narrative included with Magellan's application submission, following completion of construction, the permanent easement centered along the new pipeline will be regularly mowed. There will be no proposed change in the existing land uses or zoning (Agricultural-1, Agricultural Estate, and Mixed Use).*
3. *Following completion of construction, areas disturbed by pipeline installation will be restored to pre-construction conditions and allowed to revegetate, as stated in Sections 2.1.12, 3.3.6, and 3.12.7 of the Application Narrative included with Magellan's application submission. During operations of the pipeline, various activities and development will be permitted within the permanent easement, including landscaping, apart from trees. However, these activities must be reviewed and authorized by Magellan on a case by case basis and will require coordination with Magellan in the planning and design phase before implementation.*
4. *The pipeline will be installed beneath Kiowa Creek via conventional bore thereby avoiding trenching through the creek. Following completion of construction, Magellan will retain a 50-foot-wide permanent easement along the pipeline, including the portion at the Kiowa Creek crossing. This area will be restored to pre-construction conditions and allowed to revegetate.*
5. *Comment acknowledged. Magellan's new pipeline will be within an existing easement area and will be co-located next to an existing pipeline previously installed in the 1970s. Magellan commits to maintaining communication with the Town of Bennett on Project progress.*

Comment Division: CORE Electric Cooperative

1. CORE has existing transmission line, underground/overhead electric facilities on the subject properties. CORE will maintain these existing utility easements and facilities unless otherwise requested by the applicant to modify them under the CORE's current extension policies.
2. CORE will require a minimum 15 feet clearance from existing distribution facilities and 20 feet from existing transmission line facilities.
3. CORE will require the applicant to update plans showing existing CORE facilities and provide a plan and profile for crossing existing CORE facilities.
4. CORE may require the applicant to provide encroachment documents crossing CORE transmission facilities.

Response:

1. *Comment acknowledged. Magellan is not requesting CORE modify these existing transmission lines or underground/overhead electric facilities.*
2. *The new pipeline will be co-located with an existing Magellan pipeline and primarily installed within Magellan's existing pipeline permanent easement within Arapahoe County.*
3. *Magellan will provide to CORE copies of the Project alignment sheets depicting plan and profile views of the proposed pipeline crossings of existing CORE facilities.*
4. *Comment acknowledged.*



ARAPAHOE COUNTY

Public Works and Development – Planning Division
6924 S Lima St., Centennial, CO 80112 ♦ Phone: 720-874-6650
www.arapahoegov.com

Referral Routing Form

Case Number/Name:	UASI25-002 Denver Expansion Project [Magellan Pipeline]
Planner's Name & Email:	Ernie Rose, erose2@arapahoegov.com
Engineer's Name & Email:	Emily Gonzales, egonzales@arapahoegov.com
Date Sent:	07/10/2025
Date to be Returned:	07/28/2025

A land development application has been submitted to the Arapahoe County Planning Division for consideration. Due to the proximity of the proposed development to your property or area of influence, this development proposal is being referred to your agency for review and comment. Please review the referenced materials and check the appropriate line before returning the form to the Arapahoe County Planning Division. Kindly respond before the due date. July 28, 2025

	COMMENTS	INSERT YOUR ORGANIZATION & NAME/SIGNATURE
☒	I have NO comments to make on the case as submitted.	Arapahoe County Sheriff's Office/ Deputy Dennis Meyer <i>D. P. Meyer * 12055</i>
☐	I have the following comments to make related to the case:	

Comments: (Please reply/submit reviews and comments via email)

Magellan's responses to Arapahoe County's 2nd Round of Comments are provided herein in green.



ARAPAHOE COUNTY

Public Works and Development – Planning Division
6924 S Lima St., Centennial, CO 80112 ♦ Phone: 720-874-6650
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Referral Routing Form

Case Number/Name:	UASI25-002 Denver Expansion Project [Magellan Pipeline]
Planner's Name & Email:	Ernie Rose, erose2@arapahoegov.com
Engineer's Name & Email:	Emily Gonzales, egonzales@arapahoegov.com
Date Sent:	07/10/2025
Date to be Returned:	07/28/2025

A land development application has been submitted to the Arapahoe County Planning Division for consideration. Due to the proximity of the proposed development to your property or area of influence, this development proposal is being referred to your agency for review and comment. Please review the referenced materials and check the appropriate line before returning the form to the Arapahoe County Planning Division. Kindly respond before the due date. July 28, 2025

	COMMENTS	INSERT YOUR ORGANIZATION & NAME/SIGNATURE
☐	I have NO comments to make on the case as submitted.	
☒	I have the following comments to make related to the case:	CDOT – Aaron Eyl

Comments: (Please reply/submit reviews and comments via email)

- CDOT reviewed this referral in April of 2025. Our comments have not changed. Sheet 6 is now showing the pipeline crossing I-70.
 - CDOT has no comment regrading the land development. Please keep in mind that working from or within CDOT ROW will require a utility/special use permit. This includes, but is not limited to survey, landscaping, signal or utility work. Application. Application is made at the following link: <https://cdotpermits.force.com/portal/s/login/?ec=302&startURL=%2Fportal%2Fs%2F>
 - POC for this permit will be Robert Williams CDOT.
 - Sheet 6 is showing the pipeline crossing I-70. Due to the A-line along the I-70 ROW, working in the section of CDOT ROW will not be allowed without a temporary break in the A-line. This can be a very long process and is not guaranteed.

Comment acknowledged.



July 11, 2025

To: Ernie Rose; ERose2@Arapahoegov.com
CC: Conner Gerken; CGerken@Arapahoegov.com

**Subject: Resubmittal - UASI25-002; DENVER PIPELINE EXPANSION [Magellan Pipeline] /
USR WITH 1041 PERMIT**

Dear Ernie Rose:

Thank you for the opportunity to review the documents associated with this resubmittal. Arapahoe County Public Health acknowledges the responses provided by the applicant (2-UASI25-002-Redline and Comment Responses.pdf) and has no further comment at this time.

If you have any questions, please feel free to contact me, Steven Chevalier, at
PHLANDUSE@Arapahoegov.com

Regards,

Steven Chevalier, MS ,REHS
Environmental Health Manager
Arapahoe County Public Health

Comment acknowledged.



The Colorado Department of Public Health and Environment (CDPHE) appreciates the opportunity to comment on this proposal. Please note that the following requirements and recommendations are not intended to be an exhaustive list and it is ultimately the responsibility of the applicant to comply with all applicable rules and regulations. Please also note that CDPHE's failure to respond to any referrals should not be construed as a favorable response.

Hazardous and Solid Waste

The applicant must comply with all applicable solid and hazardous waste rules and regulations.

Solid waste regulations are available here:

<https://cdphe.colorado.gov/all-regulations/solid-waste-regulations>

Hazardous waste regulations are available here:

<https://cdphe.colorado.gov/all-regulations/hazardous-waste-regulations>

Applicable requirements may include, but are not limited to, testing for and properly disposing of technologically enhanced naturally occurring radioactive materials (TENORM) and other solid or hazardous waste.

If you have any questions regarding solid and hazardous waste, please contact CDPHE's Hazardous Materials and Waste Management Division (HMWMD) by emailing comments.hmwmd@state.co.us or calling 303-692-3320.

Water Quality and Conservation

The applicant must comply with all applicable water quality rules and regulations. Water quality regulations are available here:

<https://www.colorado.gov/pacific/cdphe/water-quality-control-commission-regulations>.

Applicable requirements may include, but are not limited to obtaining a stormwater discharge permit if construction activities disturb one acre or more of land or if they are part of a larger common plan of development that will disturb one or more acres of land. In determining the area of construction disturbance, CDPHE's Water Quality Control Division (WQCD) looks at the entire plan, including disturbances associated with utilities, pipelines or roads constructed to serve the facility.

Please use the Colorado Environmental Online Services (CEOS) to apply for new construction stormwater discharge permits, modify or terminate existing permits and change permit contacts.

Magellan confirms it will comply with all applicable solid and hazardous waste rules and regulations during construction and operation of the Project.

Magellan confirms it will comply with all applicable water quality rules and regulations during construction and operation of the Project.

Magellan has obtained a Certification to Discharge under CDPS General Permit COR400000 Stormwater Associated with Construction Activity from CDPHE dated 8/5/2025.



For CEOS support please see the division website:

<https://www.colorado.gov/pacific/cdphe/cor400000-stormwater-discharge>

or contact:

Email: cdphe_ceos_support@state.co.us or cdphe_wqcd_permits@state.co.us

CEOS Phone: 303-691-7919

Permits Phone: 303-692-3517

WQCD has compliance assistance and guidance materials on their website. There is an Oil and Gas field wide permit guidance that is specifically for construction activities associated with oil and gas. This guidance can be found at

<https://drive.google.com/file/d/1Ds7e9UEEJinxY9l4ljATLh6x08PMwNdz/view>.

Additionally, while CDPHE acknowledges that disposal of flowback and produced water through licensed third-party wastewater injection facilities is the preferred method of disposal, in order to minimize the amount of fresh water used in oil and gas development, we encourage the applicant to develop a plan for using all available means to recycle and reuse these waters beneficially.

For proposed public water systems or domestic wastewater treatment works, the applicant must receive construction and capacity development approval from the division prior to the commencement of construction. You may learn more about these requirements at <https://cdphe.colorado.gov/design>. Prospective drinking water systems that will serve 25 people or more per day for more than 60 days out of the year must comply with the requirements of [Regulation 11](#). The regulations are self-implementing and public water systems are expected to notify the [Drinking Water Compliance Assurance Section](#) when they meet the definition of a public water system. Our local referral partners can make referrals for prospective or discovered drinking water systems by using this [County Unregistered Referral Request](#) form.

If you have any questions regarding water quality, please contact CDPHE's WQCD by emailing cdphe.commentswqcd@state.co.us or calling 303-692-3500.

Air Quality

The applicant must comply with all relevant state and federal air quality rules and regulations. Air quality regulations are available here:

<https://www.colorado.gov/pacific/cdphe/aqcc-regs>.

Applicable requirements may include, but are not limited to, reporting emissions to the Air Pollution Control Division (APCD) by completing an Air Pollutant Emissions Notice (APEN). An APEN is a two in one form for reporting air emissions and to obtain an air permit, if a permit will be required. While only businesses that exceed the Air Quality Control Commission (AQCC) reporting thresholds are required to report their emissions, all businesses - regardless of emission amount - must always comply with applicable AQCC regulations.

Information on oil and gas APENS and permits can be found at

<https://cdphe.colorado.gov/apens-and-air-permits> . In addition to an index of oil and gas

Magellan will not require flowback or produced water for construction and operation of the Project; therefore, disposal of such water and associated permitting requirements are not applicable. Further, the Project will not require public or domestic wastewater treatment works; therefore, associated approval is not applicable.

Magellan will comply with all relevant state and federal air quality rules and regulations.



forms, guidance, APENs and memos, this website contains an Oil and Gas Industry Emissions Calculation and Regulatory Analysis Workbook to assist operators applying for permits in following approved emissions calculation methods. If you have any questions regarding Colorado's APEN or air permitting requirements or are unsure whether your business operations emit air pollutants, please call the Small Business Assistance Program (SBAP) at 303- 692-3175 or 303-692-3148.

In addition to any applicable APEN requirements, the pre-production and early production operations emissions monitoring requirements contained AQCC Regulation Number 7, Part D, Section IV may also be applicable.

Determine if the project area is located within the Denver Metro/North Front Range (DMNFR) ozone nonattainment area by viewing the O3 8-hr NAA 2005 and 2008 NAAQS layers on the map here https://www.colorado.gov/airquality/ss_map_wm.aspx. Information on APEN and permit reporting thresholds for attainment and nonattainment areas is available at <https://cdphe.colorado.gov/apens-and-air-permits/apen-and-permit-threshold-table>. Many sources contribute to ozone formation including oil and gas exploration and production. In particular, the use of diesel or gas-powered equipment and devices and the flaring of natural gas produces nitrogen oxides (NOx) as well as additional volatile organic compound (VOC) emissions, which contribute to ozone formation. Emissions from outside of the DMNFR ozone nonattainment area can contribute to ozone formation within the nonattainment area and they can degrade air quality in areas that are in attainment. Combustion engines used for compression are a large source of Carbon Dioxide (CO2) emissions and leaks from storage tanks and pneumatic devices can result in fugitive methane emissions. CO2, methane, NOx and ozone are greenhouse gases, which contribute to climate change.

In order to minimize emissions from equipment and devices, CDPHE recommends that the applicant coordinate with the relevant electric utility provider to assess the feasibility of utilizing power from the electric grid to the maximum extent practicable for all drilling and completion activities. If electrically-powered alternatives are not available for a particular function, CDPHE recommends that drill rigs and hydraulic fracturing pumps be fueled by natural gas. If natural gas-powered engines are not feasible, then CDPHE recommends that diesel-powered engines perform at Tier 4 standards defined in 40 CFR Part 89, or better. CDPHE also recommends that the applicant use non-emitting pneumatic controllers (i.e. no-bleed or instrument air driven).

Currently, natural gas pipelines in the DMNFR ozone nonattainment area are at or near capacity and some operators have requested approval to flare natural gas. In addition to wasting a resource, flaring contributes to ozone formation. CDPHE recommends that the applicant limit venting or flaring of natural gas to upset or emergency conditions, or with prior written approval from the COGCC Director for necessary maintenance operations. Emergency flaring should be controlled with an enclosed combustor with a manufacturer certification of at least 98% destruction efficiency. Additionally, CDPHE recommends that the applicant ensure that adequate pipeline takeaway capacity is available for gas, oil, fresh and produced water prior to completion. This will ensure that closed-loop green completion techniques are utilized to the maximum extent practicable and that the venting or flaring of natural gas will be minimized, thus reducing emissions from the wellsite. CDPHE also



recommends that the applicant conduct LDAR inspections as frequently as possible during the drilling and completion phase and at least semi-annually during the production phase at the well site.

Because CDPHE's preference for well production facilities located in the DMNFR is that they are tankless, CDPHE recommends that applicants evaluate whether a tankless facility is possible. If an applicant is proposing a facility with storage tanks within the DMNFR, they should provide a clear explanation for why a tankless facility is not possible.

CDPHE also recommends that the applicant implement some or all of the following ozone mitigation measures on forecasted high ozone days:

- Postpone flowback if emissions cannot be adequately captured with a vapor recovery unit (VRU);
- Reduce truck traffic and worker traffic;
- Minimize vehicle and engine idling;
- Postpone the refueling of vehicles;
- Properly maintain vehicles and equipment;
- Suspend or delay the use of fossil fuel powered ancillary equipment;
- Postpone construction activities;
- Reschedule non-essential operational activities such as pigging, well unloading and tank cleanings;
- Eliminate the use of paints and solvents containing VOCs.

In addition to the applicable requirements above for exploration and production activities, natural gas transmission pipelines must comply with the emission control requirements contained in Air Quality Control Commission Regulation Number 7, Section IV.

If you have more general questions about air quality, please contact CDPHE's APCD by emailing cdphe.commentsapcd@state.co.us or calling 303-692-3100.

Odors

CDPHE recommends that the applicant evaluate different additive formulations that have the potential to better suppress odors, including but not limited to additives that are not diesel-based. Additionally, the operator may use a chiller to cool drilling fluid as it is piped through the recirculation system before routing to the suction tanks. The applicant should also evaluate and employ one or more of the following measures where safe and feasible to further reduce the potential for odors and fugitive emissions: covering trucks transporting drill cuttings, enclosing shale shakers to contain fumes from exposed mud, wiping down drill pipes as they exit the wellbore to remove drilling fluids, and ensuring that all drilling fluid is removed from pipes before storage.

Well pads within close proximity to people

Magellan will implement applicable measures, as recommended by CDPHE, to control odors and control fugitive emissions during construction of the Project.



On October 17, 2019, CDPHE published the study “Human Health Risk Assessment for Oil and Gas Operations in Colorado.”¹ This study was funded by CDPHE and conducted by ICF International, using actual emissions data collected by Colorado State University along the Front Range and Garfield County. It modeled levels of pollutants that people could be exposed to as a result of oil and gas development and found that short-term exposures to chemicals related to oil and gas development, such as benzene, may cause short-term negative health impacts (e.g. headaches; dizziness; respiratory, skin and eye irritation) during worst-case conditions. The study found that the risk of negative short-term health impacts could occur at all distances modeled, up to and including 2,000 feet, particularly during the drilling, hydraulic fracturing and flowback phases of development. While the study did not find any chronic health impacts (i.e. cancer), it did not rule out the possibility of chronic health impacts because it did not comprehensively measure exposures from multiple well pads in a single community, exposures to VOC emissions from non-oil and gas sources, or other cumulative impacts like particulate matter or noise. Due to these limitations, the study concluded that additional measurements and analysis is needed to understand how closely the models represent real-world conditions. If the proposed well pad is in close proximity to residents, the County may want to consider including a requirement that the operator notify residents in close proximity to the proposed well pad that they can report any health concerns to CDPHE’s Oil and Gas Health Information and Response Program through the program’s website, <https://cdphe.colorado.gov/health/oil-and-gas-and-your-health>, or by calling 303-389-1687.

Polyfluoroalkyl substances in firefighting foams

PFAS are a family of human-made substances that do not occur naturally in the environment. They have been used for decades in food packaging, carpets, personal care items, ski waxes, other household items, and firefighting foam due to their ability to resist heat, oil, stains, grease, and water. Human contact with these chemicals is widespread, and nearly all people have some measurable levels of the chemicals in their blood. Human health toxicity information is only available for about ten of the thousands of these chemicals. However, despite the limited information, this toxicity information suggests that exposure to some PFAS can cause a range of negative health outcomes. Health effects from these chemicals may include pregnancy complications, liver damage, high cholesterol, and others. More research is underway to better understand these health consequences. When PFAS is released into the environment, it can get into water, especially groundwater, and contaminate drinking water supplies. Pursuant to House Bill 19-1279, firefighting foam manufacturers will be prohibited from knowingly selling or distributing firefighting foam to which PFAS chemicals have been added. CDPHE has prepared an action plan summarizing how we will protect Coloradans from risks posed by PFAS.²

Due to the potential for contamination from the use of firefighting foams with PFAS chemicals, the applicant should coordinate with local fire departments to evaluate whether PFAS-free foam can provide the required performance for the specific hazard. If

¹ The full study as well as a summary of the study can be found on the following CDPHE Oil and Gas Health Information and Response Program website (under the headings “Reports” and “What the 2019 study does and doesn’t do”): <https://cdphe.colorado.gov/health/oil-and-gas-and-your-health>

² <https://cdphe.colorado.gov/pfas>

The Project will not involve drilling of new wells, hydraulic fracturing, or flowback. The Project involves the construction of a new buried pipeline and associated minor aboveground facilities, including rupture mitigation valves (RMVs).

The Project will not involve the creation, transportation, development, or release of PFAS.



PFAS-containing foam is used at a location, then the applicant should be required to follow best management practices to: properly characterize the site to determine the level, nature and extent of contamination; perform appropriate soil and water sampling to determine whether additional characterization is necessary and inform the need for and extent of interim or permanent remedial actions; and properly capture and dispose of PFAS-contaminated soil and fire and flush water.

Environmental Justice and Health Equity

CDPHE is dedicated to promoting and protecting the health and environment for all Coloradans. As part of those efforts, we strive to achieve health equity and environmental justice.

Environmental justice recognizes that all people have a right to breathe clean air, drink clean water, participate freely in decisions that affect their environment, live free of dangerous levels of toxic pollution, experience equal protection of environmental policies, and share the benefits of a prosperous and vibrant pollution-free economy.

Health Equity is when everyone, regardless of who they are or where they come from has the opportunity to thrive. This requires eliminating barriers like poverty and repairing injustices in systems such as education, health, criminal justice and transportation.

The Environmental Justice Act (HB21-1266) builds upon these efforts by declaring a statewide policy to advance environmental justice, defining disproportionately impacted communities, and creating an Environmental Justice Action Task Force, Environmental Justice Ombudsperson, and Environmental Justice Advisory Board. The Environmental Justice Act also directs the Air Quality Control Commission to promulgate certain rules to reduce emissions in disproportionately impacted communities, and to revise its approach to permitting actions in disproportionately impacted communities. The Environmental Justice Act further requires the Air Quality Control Commission to conduct enhanced outreach in disproportionately impacted communities for rulemakings and contested permitting actions.

The Environmental Justice Act's definition of disproportionately impacted communities includes low-income communities, communities of color, and housing cost-burdened communities, as well as communities that experience cumulative impacts environmental impacts and exposures. Colorado's [EnviroScreen](#) is an interactive environmental justice mapping tool that can be used to identify census block groups that meet those criteria.

CDPHE notes that certain projects have potential to impact communities of color and low-income communities that are already disproportionately impacted by cumulative impacts across environmental media and challenges outside the environmental context. It is our strong recommendation that your organization consider the potential for disproportionate environmental and health impacts on specific communities within the project scope and take action to avoid, mitigate, and minimize those impacts.



To ensure the meaningful involvement of disproportionately impacted communities, we recommend that you interface directly with the communities in the project area to better understand community perspectives on the project to receive feedback on how it may impact them during development and construction as well as after completion. Translated materials and interpretation services should be used to engage with populations with limited English proficiency. This feedback should be taken into account wherever possible, and reflected in changes made to the project plan to implement the feedback.

Additionally, to ensure the fair treatment of disproportionately impacted communities, we recommend that you consider substantive measures to avoid, minimize, and mitigate impacts to disproportionately impacted communities. This may include considering alternative facility siting locations, using best management practices to reduce impacts to air, water, soil, noise, light, or odor, or offsetting impacts by reducing impacts from other nearby facilities as appropriate.

We have included some general resources for your reference.

Resources:

[CDPHE Environmental Justice Website](#)

[CDPHE's Office of Health Equity](#)

[EPA's Environmental Justice and NEPA Resources](#)

Magellan affirms its commitment to public outreach and coordination with the communities in which it operates, including those which may be impacted by the proposed Project. Magellan has made efforts to notify and inform the public, landowners, and federal, state, and local officials about the proposed Project. Means of communication include phone calls, emails, written correspondence, non-traditional media (e.g., social media), and agency public notices. The Project activities that will occur in Arapahoe County will include pipeline installation as well as minor aboveground facility construction. These activities could result in temporary increased light, noise, and traffic during construction activities. Magellan will minimize noise impacts by limiting Project activities to normal business hours (i.e., 7:00 AM to 7:00 PM) to the extent practicable. If nighttime activities become necessary, the appropriate mitigation measures will be implemented to minimize or avoid impacts to the public. Traffic impacts on the EJ communities will be temporary and minimal as the number of vehicles anticipated to arrive and/or depart from the contractor yards as well as the pipeline workspace and aboveground facilities will not exceed approximately 100 vehicles per day. Magellan will work with local authorities to ensure that the route utilized by large trucks making deliveries or hauling pipe is the most efficient and least disruptive route for the surrounding communities. Impacts on visual and/or aesthetic resources associated with the Project will primarily occur during construction as a result of the presence of construction equipment. Impacts associated with use of the contractor yards will be short-term and minor, as use of the contractor/staging/pipe yards will be limited to Project construction. The Project does not involve the addition of new major aboveground facilities and will not result in any new operational emissions; therefore, air quality impacts on the public would be limited to construction emissions.





ARAPAHOE COUNTY

Public Works and Development – Planning Division
6924 S Lima St., Centennial, CO 80112 ♦ Phone: 720-874-6650
www.arapahoegov.com

Referral Routing Form

Case Number/Name:	UASI25-002 Denver Expansion Project [Magellan Pipeline]
Planner's Name & Email:	Ernie Rose, erose2@arapahoegov.com
Engineer's Name & Email:	Emily Gonzales, egonzales@arapahoegov.com
Date Sent:	07/10/2025
Date to be Returned:	07/28/2025

A land development application has been submitted to the Arapahoe County Planning Division for consideration. Due to the proximity of the proposed development to your property or area of influence, this development proposal is being referred to your agency for review and comment. Please review the referenced materials and check the appropriate line before returning the form to the Arapahoe County Planning Division. Kindly respond before the due date. July 28, 2025

	COMMENTS	INSERT YOUR ORGANIZATION & NAME/SIGNATURE
☐	I have NO comments to make on the case as submitted.	
☒	I have the following comments to make related to the case:	East Arapahoe Advisory <i>Shellie Miller</i>

Comments: (Please reply/submit reviews and comments via email)

I believe that the decision should be up to each individual property owner if they would like to have this work take place on their property, and each should be compensated accordingly.

Magellan has contacted all affected landowners in Arapahoe County and has attempted to negotiate or has negotiated (or is negotiating) easement terms with all landowners. Additionally, all landowners have or will receive at or above market compensation for the rights Magellan needs to acquire on their respective property for this project.

From: Nathan Fogg
Sent: Friday, July 11, 2025 12:26 PM
To: Ernie Rose
Subject: RE: UASI25-002; DENVER PIPELINE EXPANSION [Magellan Pipeline] / USR WITH 1041 PERMIT Second Review

No comments from OEM

From: Ernie Rose <ERose2@arapahoegov.com>
Sent: Thursday, July 10, 2025 8:03 AM
Subject: UASI25-002; DENVER PIPELINE EXPANSION [Magellan Pipeline] / USR WITH 1041 PERMIT Second Review

Hello All,

The applicant, Perennial Environmental Services, LLC, on behalf of Magellan Pipeline Company, L.P. (Magellan), proposes the installation of approximately 235 miles of new buried pipelines within unincorporated Arapahoe County, on land currently zoned as Agricultural-1, Agricultural Estate, and Mixed Use. The project involves burying pipelines of varying diameters (i.e., 10 inches and 16 inches) that extend from Scott City, Kansas, to Denver International Airport in Colorado. Additionally, the project includes the installation of multiple above-ground remote monitoring valves and trap facilities along the new pipeline.. Of the 235 miles of pipeline, about 33 miles cross Arapahoe County, affecting numerous parcels. Please see the attached vicinity map.

The attached document files are larger than usual; opening them may take time. If you are unable to access the documents, please send an email as soon as possible.

Please use the following link to access the case documents.

UASI25-005 - USR WITH 1041 PERMIT <https://aca-prod.accela.com/ARAPAHOE/Cap/CapDetail.aspx?Module=Planning&capID1=25CAP&capID2=0000&capID3=000MA&agencyCode=ARAPAHOE>

Please return the attached form, **whether you have comments or not**, by **July 28, 2025**.

Regards



ARAPAHOE COUNTY

Ernie Rose, Senior Planner
Public Works & Development
720-874-6651
6924 S Lima Street
Centennial, Colorado 80112
Erose2@araphoegov.com
www.araphoegov.com

From: Brooks Kaufman <BKaufman@core.coop>
Sent: Monday, July 28, 2025 9:52 AM
To: Ernie Rose
Subject: RE: UASI25-002; DENVER PIPELINE EXPANSION [Magellan Pipeline] / USR WITH 1041 PERMIT Second Review

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning Ernie

CORE Electric Cooperative has reviewed the contents in the above-referenced referral response packet. We reviewed the project for maintaining our existing facilities, utility easements, electric loading, and service requirements. We are advising you of the following concerns and comments:

CORE has existing underground/overhead electric facilities on the subject property. CORE will maintain these existing utility easements and facilities unless otherwise requested by the applicant to modify them under the CORE's current extension policies.

Respectfully

Brooks Kaufman
Lands and Rights of Way Manager

800.332.9540 MAIN
720.733.5493 DIRECT
303.912.0765 MOBILE

www.core.coop



 [Book time to meet with me](#)

From: Ernie Rose <ERose2@arapahoegov.com>
Sent: Thursday, July 10, 2025 8:03 AM
Subject: UASI25-002; DENVER PIPELINE EXPANSION [Magellan Pipeline] / USR WITH 1041 PERMIT Second Review

[CAUTION:] This email is from an external source. Avoid clicking links or opening attachments unless you trust the sender and verify the content's safety.

Hello All,

The applicant, Perennial Environmental Services, LLC, on behalf of Magellan Pipeline Company, L.P. (Magellan), proposes the installation of approximately 235 miles of new buried pipelines within unincorporated Arapahoe County, on land currently zoned as Agricultural-1, Agricultural Estate, and Mixed Use. The project involves burying pipelines of varying diameters (i.e., 10 inches and 16 inches) that extend from Scott City, Kansas, to Denver International Airport in Colorado. Additionally, the project includes the installation of multiple above-ground remote monitoring valves and trap facilities along the new pipeline.. Of the 235 miles of pipeline, about 33 miles cross Arapahoe County, affecting numerous parcels. Please see the attached vicinity map.

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Please use the following link to access the case documents.

UASI25-005 - USR WITH 1041 PERMIT <https://aca-prod.accela.com/ARAPAHOE/Cap/CapDetail.aspx?Module=Planning&capID1=25CAP&capID2=0000&capID3=000MA&agencyCode=ARAPAHOE>

Please return the attached form, **whether you have comments or not**, by **July 28, 2025**.

Regards



ARAPAHOE COUNTY

Ernie Rose, Senior Planner
Public Works & Development
720-874-6651
6924 S Lima Street
Centennial, Colorado 80112
Erose2@araphoegov.com
www.araphoegov.com

Magellan reaffirms its previous statements that it is not requesting CORE modify these existing transmission lines or underground/overhead electric facilities. The new pipeline will be co-located with an existing Magellan pipeline and primarily installed within Magellan's existing pipeline permanent easement within Arapahoe County. Magellan will provide to CORE copies of the Project alignment sheets depicting plan and profile views of the proposed pipeline crossings of existing CORE facilities. Further, CORE sent the attached email of no objection to Arapahoe County on August 15, 2025.

Megan Cochran

To: Jennings, Erin M.
Subject: RE: (External) RE: UASI25-002; DENVER PIPELINE EXPANSION [Magellan Pipeline] / USR WITH 1041 PERMIT Second Review

From: Brooks Kaufman <BKaufman@core.coop>
Sent: Friday, August 15, 2025 1:04 PM
To: Ernie Rose <ERose2@arapahoegov.com>
Cc: Jennings, Erin M. <Erin.Jennings@oneok.com>
Subject: (External) RE: UASI25-002; DENVER PIPELINE EXPANSION [Magellan Pipeline] / USR WITH 1041 PERMIT Second Review

Good afternoon Ernie

The applicant and CORE Electric Cooperative spoke on the comments below. CORE has no objections to the project and will require the applicant to be aware clearance requirements and communicate with CORE on areas that may have conflicts with CORE facilities prior to crossing our facilities.

Respectfully

Brooks Kaufman
Lands and Rights of Way Manager

800.332.9540 MAIN
720.733.5493 DIRECT
303.912.0765 MOBILE

[www. \[core.coop\]](http://www.core.coop)[core \[core.coop\]](http://core.coop)[.coop \[core.coop\]](http://core.coop).



[The Energy to Thrive™ \[core.coop\]](http://core.coop)



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[\[outlook-sdf.office.com\]](mailto:[outlook-sdf.office.com]) [Book time to meet with me \[outlook-sdf.office.com\]](#)

From: Canary, Stephanie <Stephanie.Canary@lumen.com>
Sent: Thursday, July 10, 2025 5:43 PM
To: Ernie Rose
Cc: Stephanie Canary
Subject: Fw: (External) Re: UASI25-002; Denver Pipeline Expansion

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Ernie,

I see you weren't copied on this latest email from Lumen Engineer Justin R. Wallace so I'm forwarding this to you.

IT managed to get me signed into this Lumen Outlook on my personal desktop but I am still locked out of my work laptop & folders & Projects. It doesn't look like anything has changed anyhow. Oneok doesn't seem to know what to do to resolve these issues.

FYI

Stephanie

From: Wallace, Justin R <Justin.R.Wallace@lumen.com>
Sent: Thursday, July 10, 2025 3:13 PM
To: Jennings, Erin M. <Erin.Jennings@oneok.com>; Martino Ruiz <mruiz@ufsrw.com>
Cc: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Canary, Stephanie <Stephanie.Canary@lumen.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>; Robinette, Roberta <Roberta.Robinette@lumen.com>; Miller, Kenneth R <Kenneth.R.Miller@lumen.com>
Subject: Re: (External) Re: UASI25-002; Denver Pipeline Expansion

+Ken Miller, Engineering Manager for the Denver Metro North & South Region

Justin R Wallace

SR Network Implementation Engineer

5325 Zuni St, Denver Co 80221

Office - 303-382-0366

Email - justin.r.wallace@lumen.com



From: Wallace, Justin R <Justin.R.Wallace@lumen.com>
Sent: Thursday, July 10, 2025 12:44 PM
To: Jennings, Erin M. <Erin.Jennings@oneok.com>; Martino Ruiz <mrui@ufsrw.com>
Cc: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Canary, Stephanie <Stephanie.Canary@lumen.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>; Robinette, Roberta <Roberta.Robinette@lumen.com>
Subject: Re: (External) Re: UASI25-002; Denver Pipeline Expansion

Erin,

I apologize for the delayed response, as I was out of the office last week and am now catching up on emails.

Regarding the KMZ file you provided, it solely depicts the pipeline route. Our response includes an overview of the approximate locations of our facilities along that route. Please note that Lumen records do not contain exact coordinates of placement, nor do we disclose the depths of our cables, as most of our records contain proprietary information that cannot be shared.

We provide only an approximate overview of our facilities' locations, and it is incumbent upon the project owner to perform their due diligence based on the information provided by the facility owners.

Additionally, I have posed several questions that remain unanswered. These questions were sent both to you and in a separate email to Martino, who did not include you in the email chain. Lumen has provided sufficient information regarding our facilities, and it is essential that you communicate any proven conflicts you encounter. If you all would like to get a scheduled call together via TEAMS, I can most definitely get that organized.

Questions from Erin's Email:

- Could you please clarify what you mean by "one-call"? Are you referring to 811?
- If locates were requested recently, what is the ticket number, and how did USIC respond? The ticket you attached is a year old.
- Are you indicating that USIC did not mark any of our facilities in 2024?

Questions from Martino's Email:

- I requested site plans on June 26.
- Did you respond or provide all easement information, conflict details, and pothole data in another email?

Justin R Wallace

SR Network Implementation Engineer

5325 Zuni St, Denver Co 80221

Office - 303-382-0366

Email - justin.r.wallace@lumen.com



From: Jennings, Erin M. <Erin.Jennings@oneok.com>

Sent: Tuesday, July 8, 2025 8:26 PM

To: Wallace, Justin R <Justin.R.Wallace@lumen.com>

Cc: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Canary, Stephanie <Stephanie.Canary@lumen.com>; Martino Ruiz <mruiz@ufsrw.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>

Subject: RE: (External) Re: UASI25-002; Denver Pipeline Expansion

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Justin,

I wanted to follow up to see if you have had a chance to review the kmz and locate Century Link's existing facilities across the Magellan easement?

Please let me know if you have any questions.

Thank You,

Erin Jennings

Project Manager Engineer

One Williams Center, 31st Floor | Tulsa, Okla. 74172

www.oneok.com

Phone: 918-574-7083 | Mobile: 918-260-2451

Email: Erin.Jennings@oneok.com



From: Jennings, Erin M.
Sent: Wednesday, July 2, 2025 10:18 AM
To: Wallace, Justin R <Justin.R.Wallace@lumen.com>
Cc: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Canary, Stephanie <Stephanie.Canary@lumen.com>; Martino Ruiz <mruiz@ufsrw.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>
Subject: RE: (External) Re: UASI25-002; Denver Pipeline Expansion

Justin,

Attached is the kmz of the centerline in Arapahoe County along with the ticket for engineering locates. Please let me know if you can include the Century Link crossings to this kmz.

Thank You,

Erin Jennings

Project Manager Engineer

One Williams Center, 31st Floor | Tulsa, Okla. 74172

www.oneok.com

Phone: 918-574-7083 | Mobile: 918-260-2451

Email: Erin.Jennings@oneok.com



From: Wallace, Justin R <Justin.R.Wallace@lumen.com>
Sent: Friday, June 27, 2025 4:46 PM
To: Jennings, Erin M. <Erin.Jennings@oneok.com>
Cc: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Canary, Stephanie <Stephanie.Canary@lumen.com>; Martino Ruiz <mruiz@ufsrw.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>
Subject: Re: (External) Re: UASI25-002; Denver Pipeline Expansion
Importance: High

Dear Erin,

Could you please clarify what you mean by "one-call"? As you know, we utilize USIC for our locate services. Did you request Engineering locates?, and if so, are you indicating that they did not respond? If that is the case, kindly provide me with the ticket number issued, and I will reach out to the USIC leadership to address the matter. You may send the KMZ file, but it is crucial for USIC to fulfill their responsibilities in locating our facilities.

Justin R Wallace

SR Network Implementation Engineer

5325 Zuni St, Denver Co 80221

Office - 303-382-0366

Email - justin.r.wallace@lumen.com



From: Jennings, Erin M. <Erin.Jennings@oneok.com>

Sent: Friday, June 27, 2025 12:44 PM

To: Wallace, Justin R <Justin.R.Wallace@lumen.com>

Cc: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Canary, Stephanie <Stephanie.Canary@lumen.com>; Martino Ruiz <mruiz@ufsrw.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>

Subject: Re: (External) Re: UASI25-002; Denver Pipeline Expansion

Justin,

We are more than happy to send the drawings again but our understanding is Arapahoe County has already sent them. Would it be easier if I sent you a KMZ of the existing easement and proposed new pipeline right now? The issue we're having is Lumen didn't respond to the one-call during survey staking so we can't identify exactly where the crossings are on our drawings. We think we know where the crossings but appreciate your confirmation. This is going to be a secondary pipeline pursuant of the terms of a senior easement.

Thank you,

Erin

Sent from my iPhone

On Jun 27, 2025, at 8:06 AM, Wallace, Justin R
<Justin.R.Wallace@lumen.com> wrote:

Good morning Erin,

To streamline our communication and avoid multiple email chains, could you please confirm the single point of contact for this pipeline project? I also request that we consolidate all discussions, questions, and information sharing into one email chain. Your Engineer for Lumen is Jerry Mulunda but am here to support Jerry on this.

In a separate email to Ruiz Martino, I instructed him to provide us with a complete set of site plans, if available, along with any easement or right-of-way information concerning this pipeline project. If we have previously shared the locations of Lumen facilities along this route, it is the responsibility of the project owners to locate and pothole these facilities. Should a conflict arise after this process, we can then arrange a call to discuss potential relocation or adjustments if necessary.

I hope this clarifies the next steps.

Justin R Wallace

SR Network Implementation Engineer

5325 Zuni St, Denver Co 80221

Office - 303-382-0366

Email - justin.r.wallace@lumen.com

<Outlook-2jqvqg1n.png>

From: Jennings, Erin M. <Erin.Jennings@oneok.com>

Sent: Thursday, June 26, 2025 11:35 PM

To: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Canary, Stephanie <Stephanie.Canary@lumen.com>

Cc: Martino Ruiz <mruiz@ufsrw.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>; Wallace, Justin R <Justin.R.Wallace@lumen.com>

Subject: RE: (External) Re: UASI25-002; Denver Pipeline Expansion

Thank you Jerry for including Justin on the email chain.

Justin, please let me know when you are available to discuss the crossing locations? My understanding is Arapahoe County submitted our route to CenturyLink to review. We received some drawings showing the possible crossing locations, but it is hard to determine exactly where those locations are. Magellan has an existing pipeline within this easement corridor and that existing pipeline coexists with CenturyLink's utility line crossings. In the meeting, we could share the route and confirm where the potential crossings are, or you can share a kmz of the CenturyLink lines crossings. The construction and operation of the Project is not anticipated to unreasonably interfere with CenturyLink's utility lines.

Thank You,

Erin Jennings

Project Manager Engineer

One Williams Center, 31st Floor | Tulsa, Okla. 74172

www.oneok.com

Phone: 918-574-7083 | Mobile: 918-260-2451

Email: Erin.Jennings@oneok.com

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<image005.jpg>

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From: Mulunda, Jerry M <Jerry.Mulunda@lumen.com>

Sent: Thursday, June 26, 2025 10:03 AM

To: Canary, Stephanie <Stephanie.Canary@lumen.com>; Jennings, Erin M.

<Erin.Jennings@oneok.com>

Cc: Martino Ruiz <mruiz@ufsrw.com>; Lisa Chavers <lchavers@ufsrw.com>; Anthony, Rebekah <Rebekah.Anthony@lumen.com>; Wallace, Justin R

<Justin.R.Wallace@lumen.com>

Subject: (External) Re: UASI25-002; Denver Pipeline Expansion

Adding Justin.

Thanks.

Jerry Mulunda

Associate Engineer-OPS Academy

5325 Zuni St Denver, CO 80221

Mobile: 720-957-3815

Email: jerry.mulunda@lumen.com

<image007.jpg>

From: Canary, Stephanie <Stephanie.Canary@lumen.com>

Sent: Wednesday, June 25, 2025 7:47 PM

To: Jennings, Erin M. <erin.jennings@oneok.com>

Cc: Martino Ruiz <mruiz@ufsrw.com>; Cc: Lisa Chavers <lchavers@ufsrw.com>;

Mulunda, Jerry M <Jerry.Mulunda@lumen.com>; Anthony, Rebekah

<Rebekah.Anthony@lumen.com>

Subject: Fw: UASI25-002; Denver Pipeline Expansion

Hello Erin,

Jerry Mulanda is the Lumen Engineer who was on that Conference Call and is assigned to the project. Please contact him by Email at

Jerry.Mulunda@lumen.com.

He's been copied on all the emails from Mr. Ruiz and other emails as well.

I will contact him & ask when he's available for a meeting although without the locations possibly in conflict I don't know how far we'd get.

Thank you,

Stephanie

Stephanie Canary

ROW Agent/Contractor

Lumen/Faulk and Foster

stephanie.canary@lumen.com

352-425-8763

From: Jennings, Erin M. <Erin.Jennings@oneok.com>

Sent: Wednesday, June 25, 2025 5:17 PM

To: Canary, Stephanie <Stephanie.Canary@lumen.com>

Cc: Lisa Chavers <lchavers@ufsrw.com>

Subject: UASI25-002; Denver Pipeline Expansion

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Good Afternoon Stephanie,

We met with you & Arapahoe County on June 3rd, 2025 to review the comments received from the County and third-party agencies. There was an engineer that was also on the call and it was discussed we reach out to him to coordinate the crossing locations. We have not been able to get his contact info. Is it possible you can send

it to me? We are working on our responses back to the County and would like to have this item addressed prior to the resubmittal.

Thank You,

Erin Jennings

Project Manager Engineer

One Williams Center, 31st Floor | Tulsa, Okla. 74172

www.oneok.com

Phone: 918-574-7083 | Mobile: 918-260-2451

Email: Erin.Jennings@oneok.com

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Magellan has obtained the attached (provided after this page) letter from CenturyLink dated August 8 approving Magellan's encroachment within CenturyLink's easement in Arapahoe County. Magellan commits to adhering to the terms and conditions specified by Century Link in the August 8 letter.



August 8, 2024

Ernie Rose
Senior Planner
Public Works & Development
6924 S. Lima Street
Centennial CO 80112

Sent To: erose2@arapahoegov.com; Erin.Jennings@oneok.com
Copied To: mruiz@ufsrw.com; Jerry.Mulunda@lumen.com;
Justin.R.Wallace@lumen.com

SUBJECT: APPROVAL TO PROCEED / ENCROACHMENT

Project Number & Location: PRN 866304/ Watkins Road & North Hudson Road,
Watkins, CO /Encroachment- UASI25-002 Megellan Oil Pipeline, Arapahoe County CO

Dear Mr. Rose:

Qwest Corporation, d/b/a CenturyLink QC ("CenturyLink") has reviewed your request for the Landowner to proceed with improvements as shown on Exhibit "A" ("Improvements"), said Exhibit "A" attached hereto and incorporated by this reference, within the Easement Tract and has no objections providing, however, the following terms and conditions are agreed to, and met, by the Land Owner:

1. Locates must be performed by a state recognized organization (i.e. Call Before You Dig, Blue Stake, etc.).
2. A minimum of three feet of cover above CenturyLink facilities is maintained at all times and the final grade provides for no less than three feet of cover.
3. If any CenturyLink facilities are damaged or require relocation as a result of said Improvements, or the act of installing, maintaining or removing said Improvements, Land Owner agrees to notify Lumen and bear the cost of repair and/or relocation of said CenturyLink facilities.
4. No buildings or structures are to be placed within the Easement Tract other than those, if any, that are approved by this APPROVAL TO PROCEED.

It is the intent and understanding of CenturyLink that this action shall not reduce our rights to any existing easements or rights we have on this site or in the area.

If you have any questions or would like to discuss this action further, please contact Stephanie Canary at 352-425-8763 or stephanie.canary@lumen.com.

Sincerely yours,

CenturyLink Right of Way Team

EXHIBIT A P866304 PG 1 OF 4

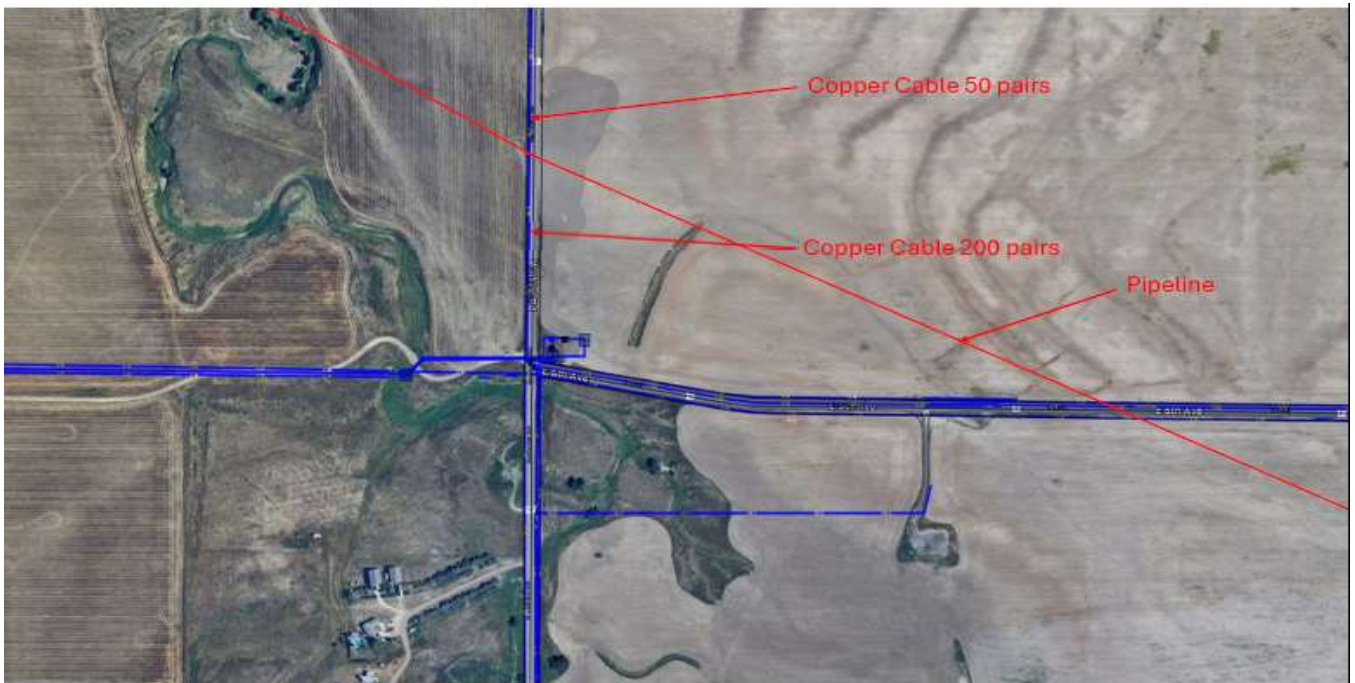
Oil Pipeline Route & Existing Lumen Facilities



NOT TO SCALE – FOR ILLUSTRATION ONLY

EXHIBIT A P866304 Pg 2 of 4

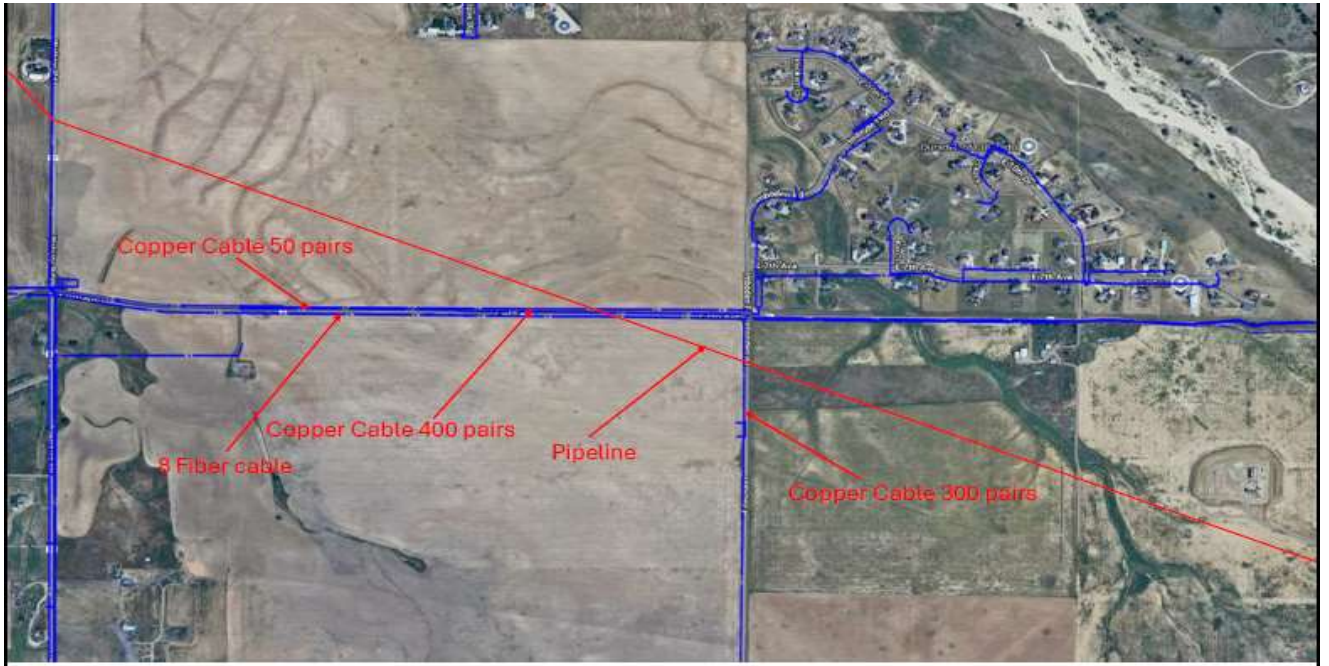
Oil Pipeline Route & Existing Lumen Facilities



NOT TO SCALE – FOR ILLUSTRATION ONLY

EXHIBIT A P866304 Pg 3 of 4

Oil Pipeline Route & Existing Lumen Facilities



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EXHIBIT P866304 Page 4 of 4

Oil Pipeline Route & Existing Lumen Facilities



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