



COLORADO

Hazardous Materials
& Waste Management Division

Department of Public Health & Environment

Dedicated to protecting and improving the health and environment of the people of Colorado

July 5, 2019

Mr. Shawn Temple
CCD Miller's Landing, LLC
9375 Station St.; Suite 307
Lone Tree, CO 80124-68838

RE: Addendum to No Action Determination Approval for Former Citadel Landfill, Castle Rock, CO

Dear Mr. Temple:

A No Action Petition (the Petition) was submitted on behalf of CCD Miller's Landing, LLC (the Applicant) to the Colorado Department of Public Health and Environment (the Department) pursuant to C.R.S. 25-16-307(2) of the Colorado Voluntary Cleanup and Redevelopment Act. The Petition was submitted for the applicant's property identified in the Petition and listed here generally as the Former Citadel Landfill, in Castle Rock, Colorado ("the property").

The Department conducted a review of the environmental data collected on the above-referenced property. Based on this review and pursuant to C.R.S. 25-16-307(2), the Department approves the applicant's Petition and makes the following determinations:

- The environmental assessment submitted by the applicant and performed by qualified environmental professionals indicates that there is no evidence of contamination released into the environment present from the applicant's property, which exceeds applicable promulgated state standards or which poses an unacceptable risk to human health and the environment.
- The following uses will be allowed once an addendum is submitted with a revised MMP for reused soils: Apartment, including for sale and condominium units; Mixed-use, allowing both commercial and residential functions within the same or multiple buildings; Live-work, allowing both commercial and residential functions within the same unit; and Row houses, so long as the row houses are no less than 100 feet from areas soil reuse areas.



Mr. Temple
June 11, 2019
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Based on the information provided by the applicant concerning property identified in the Petition and listed here generally as the Former Citadel Landfill, in Castle Rock, Colorado, it is the opinion of the Colorado Department of Public Health and Environment that no further action is required to assure that this property, when used for the purposes identified in the No Action Petition (Commercial/Residential), is protective of existing and proposed uses and does not pose an unacceptable risk to human health or the environment at the site.

The approval of the applicant's Petition by the Department applies only to conditions on the property and state standards that exist as of the time of submission of the Petition. In addition, this approval applies only for the land use specified in the application, which is Commercial/Residential. This approval shall be considered void if it is determined that materially misleading information has been submitted by the applicant. Nothing in this letter shall be construed to limit the Department's authority to take actions under existing statutes as necessary, should new information come to the attention of the Department.

If you have any questions, please contact me at (303) 692-3411.

Sincerely,



Fonda Apostolopoulos
Voluntary Cleanup Program

File: RV190429-1

