



## Memorandum

**To:** EagleVail Board of Governors  
**From:** Diane Johnson, Communications and Public Affairs Manager  
**Date:** January 16, 2014  
**Re:** Resolution Endorsing the West Slope Principles and Adopting the Eagle River Basin Principles for the Colorado Water Plan

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**Summary:** As a member of the Colorado Basin Roundtable, and on behalf of the Eagle River Water & Sanitation District (ERWSD) and Upper Eagle Regional Water Authority (UERWA), I will request that the Board approve the attached Resolution with its Exhibits.

**Background:** The Colorado Water Conservation Board (CWCB) is drafting the Colorado Water Plan as stipulated by executive order from Governor Hickenlooper (attached). The Plan will address the gap in water supply and water demand because Colorado's population is expected to double by 2050. The draft of the Colorado Water Plan is to be completed by December 10, 2014, and the final document is to be completed by December 10, 2015.

The Northwest Colorado Council of Governments' Water Quality/Quantity Committee (QQ) collaborated with the Colorado Basin Roundtable to draft the West Slope Principles for the Colorado Water Plan that are intended to clearly state western slope interests and concerns regarding water supply development that should be included in the Colorado Water Plan. Also, the Eagle River Water and Sanitation District and Upper Eagle Regional Water Authority drafted the Eagle River Basin Principles for the Colorado Water Plan, which supplement the West Slope Principles; they address protecting specific agreements important to the Eagle River and the importance of local water leadership on regional water plans.

Colorado Basin Roundtable members and QQ representatives are working towards endorsement of the Principles by Western Slope entities; jurisdictions that have officially endorsed the Principles – to date – are as follows:

- **Counties:** Eagle, Grand, Gunnison, Pitkin, Park, Routt, Summit
- **Towns:** Avon, Breckenridge, Crested Butte, Dillon, Frisco, Fraser, Grand Lake, Gypsum, Kremmling, Silverthorne, Vail, Yampa
- **Local Governments:** Copper Mountain Consolidated Metro District, Eagle River Water & Sanitation District, Edwards Metropolitan District, Middle Park Water Conservancy District, Upper Eagle Regional Water Authority, Winter Park Ranch Water and Sanitation District

Resolutions and endorsements of the Principles are being provided to CWCB staff and other groups involved in the Colorado Water Plan process as part of the Plan's development.

I will provide a summary of the Executive Order, the Colorado Water Plan, the West Slope Principles, and the Eagle River Basin Principles, as well as answer any questions that board members may have.

### Attachments:

- Executive Order D 2013-005 Directing the Colorado Water Conservation Board to Commence Work on the Colorado Water Plan
- Resolution Endorsing the West Slope Principles and Adopting the Eagle River Basin Principles for the Colorado Water Plan (with Exhibits A and B)

# STATE OF COLORADO

## OFFICE OF THE GOVERNOR

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John W. Hickenlooper  
Governor

**D 2013-005**

## EXECUTIVE ORDER

### DIRECTING THE COLORADO WATER CONSERVATION BOARD TO COMMENCE WORK ON THE COLORADO WATER PLAN

Pursuant to the authority vested in the Governor of the State of Colorado, and in particular, pursuant to powers vested in the Governor pursuant to article IV, section 2 of the Colorado Constitution, I, John W. Hickenlooper, Governor of the State of Colorado, hereby direct the Colorado Water Conservation Board to commence work on the Colorado Water Plan.

#### **I. Background**

Colorado has long been on the leading edge of water innovation and solutions. We are the home of the “Colorado Doctrine” of prior appropriation and the birthplace of the interstate water compact, of which we have nine. We are a headwater state – vital rivers and streams begin here, provide water to Colorado uses, and exit to water 18 downstream states as well as the United Mexican States. Colorado has benefited much from its water and has taken seriously its responsibilities as a headwater state. The creation of a Colorado Water Plan is in keeping with Colorado’s water heritage and continued responsibility.

The Colorado Water Conservation Board (CWCB) was created in 1937 “[f]or the purpose of aiding in the protection and development of the waters of the state, for the benefit of the present and future inhabitants of the state.” C.R.S. § 37-60-102. More than 75 years later, we reaffirm this purpose and seek to tap Colorado collaboration and innovation in addressing our water challenges. The Board’s recently-adopted strategic framework is consistent with this mission.

We also recognize the important role the Office of the State Engineer has played throughout Colorado’s water history. This office administers water rights, issues water well permits, represents Colorado in certain interstate water compact proceedings, monitors streamflow and water use, approves construction and repair of dams and performs dam safety inspections, assures the safe and proper construction of water wells, and maintains numerous databases of state water information.

The Interbasin Compact Committee and Basin Roundtable processes, established by House Bill 05-1177, have produced more than eight years worth of important discussion and information about the basins from Coloradans in each basin.

In addition, many state agencies, lead by DNR, play important roles in Colorado water including:

- The Colorado Department of Public Health and Environment that includes the Colorado Water Quality Control Division and the Commission, the administrative agency responsible for developing specific state water quality policies, in a manner that implements the broader policies set forth by the Legislature in the Colorado Water Quality Control Act. The Commission adopts water quality classifications and standards for surface and ground waters of the state, as well as various regulations aimed at achieving compliance with those classifications and standards.
- The Colorado Water Resources and Power Development Authority that provides low-cost financing to governmental agencies in Colorado primarily for water and wastewater infrastructure development.
- The Colorado Department of Agriculture that works to strengthen and advance Colorado's largest consumptive use of water, its agriculture industry.
- The Colorado Energy Office that maintains information helpful in understanding Colorado's water-energy nexus as well as state agency water use.

Throughout our state's history, other water plans have been created by federal agencies or for the purpose of obtaining federal dollars. We embark on Colorado's first water plan written by Coloradans, for Coloradans. Nevertheless, our past and current data and studies will aid in developing a plan for the future.

## **II. Purpose and Need**

The Colorado Water Plan is necessary to address the following:

- A. The gap between our water supply and water demand is real and looming. The Statewide Water Supply Initiative forecasts that this gap could exceed 500,000 acre feet by 2050. Moreover, our largest regional gap is set to occur in the South Platte Basin, our most populous as well as our largest agriculture-producing basin.
- B. Colorado's drought conditions threaten to hasten the impact of the water supply gap. Indeed, the past two decades have been Colorado's warmest on record, dating back to the 1890s.
- C. Coloradans find that the current rate of purchase and transfer of water rights from irrigated agriculture (also known as "buy-and-dry") is unacceptable. We have witnessed the economic and environmental impacts on rural communities when water is sold and removed from an agricultural area. For example, projected reduction in irrigated acreage in the South Platte Basin alone is currently estimated at 20% of agricultural land under production.

- D. The Interbasin Compact Committee and Basin Roundtables have worked for the past eight years to engage in a visioning process and to discuss long-standing intrabasin and interbasin challenges by defining scenarios, portfolios, and strategies. These efforts have produced informed discussions, provided a forum for building consensus, and generated momentum that the Colorado Water Plan should utilize.
- E. Colorado's water quantity and quality questions can no longer be thought of separately. Each impacts the other and our state water policy should address them conjunctively.
- F. Our interstate water concerns are as pressing as ever and require Colorado to be vigilant in protecting its interstate water rights pursuant to its nine interstate compacts and two equitable apportionment decrees.
- G. CWCB is well-positioned to conduct this work given its duties and history, statewide representation, and expertise.

### **III. Declaration and Directives**

- A. Colorado's water policy must reflect its water values. The Basin Roundtables have discussed and developed statewide and basin-specific water values and the Colorado Water Plan must incorporate the following:
  - a productive economy that supports vibrant and sustainable cities, viable and productive agriculture, and a robust skiing, recreation, and tourism industry;
  - efficient and effective water infrastructure promoting smart land use; and
  - a strong environment that includes healthy watersheds, rivers and streams, and wildlife.
- B. The CWCB is directed to commence the work necessary to submit a draft Colorado Water Plan for review by the Governor's Office no later than December 10, 2014. The CWCB will work with the Governor's Office to complete the final plan no later than December 10, 2015.
- C. The CWCB is directed to align state water projects, studies, funding, and other efforts as part of the Colorado Water Plan to the greatest extent possible. As part of this alignment, the CWCB is directed to develop an inventory of water rights held by state agencies and evaluate the opportunities for those rights. The CWCB is also directed to ensure that financial assistance for water funding activities is in accordance with the Colorado Water Plan.
- D. The CWCB is directed to align the state's role in water project permitting and review processes with the water values included in the Colorado Water Plan and to streamline the state role in the approval and regulatory processes regarding water projects. The

Colorado Water Plan should place an emphasis on expediting permitting processes for projects that stress conservation, innovation, collaboration, and other criteria as determined by the CWCB. Efficient infrastructure promoting smart land use, healthy watersheds that support Colorado's rivers and streams, and smart water conservation practices that utilize demand-management are examples of criteria to be considered.

- E. In drafting the Colorado Water Plan, the CWCB is directed to utilize the Interbasin Compact Committee and the Basin Roundtables. The CWCB is also directed to review and build upon discussions and points of consensus that have emerged as part of the Interbasin Compact Committee and Basin Roundtable processes so as to capitalize on the momentum generated by these grassroots efforts.
- F. When drafting the Colorado Water Plan, the CWCB is directed to work with its sister agencies within the Colorado Department of Natural Resources as well as the Colorado Department of Public Health and Environment, the Colorado Water Resources and Power Development Authority, the Colorado Department of Agriculture, the Colorado Energy Office, and other relevant state agencies as needed. Each of these agencies is directed to cooperate with the CWCB as needed on the Colorado Water Plan.
- G. The CWCB is directed to assemble ad-hoc panels of Coloradans and inter-agency water working groups to develop recommendations regarding specific topics as it deems necessary.
- H. The Colorado Water Plan will reaffirm the Colorado Constitution's recognition of priority of appropriation while offering recommendations to the Governor for legislation that will improve coordination, streamline processes, and align state efforts.

#### IV. Duration

This Executive Order shall remain in full force and effect until modified or rescinded by future Executive Order of the Governor.



GIVEN under my hand and the  
Executive Seal of the State of  
Colorado this fourteenth day of  
May, 2013.

John W. Hickenlooper  
Governor



**EAGLEVAIL BOARD OF GOVERNORS**  
**RESOLUTION ENDORSING THE WEST SLOPE PRINCIPLES AND**  
**ADOPTING THE EAGLE RIVER BASIN PRINCIPLES FOR THE COLORADO WATER PLAN**

**WHEREAS**, the EagleVail Metropolitan District ("District") is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to the provisions of Article 1, Title 32, C.R.S. ("Special District Act"); and

**WHEREAS**, the EagleVail Property Owners Association, Inc. ("Association") is a duly organized Colorado non-profit corporation operating pursuant to Title 7, C.R.S. and the Colorado Common Interest Ownership Act ("CCIOA"); and

**WHEREAS**, the District and Association have formed a third board of directors to serve as an executive committee, the EagleVail Board of Governors to manage the community of EagleVail ("EagleVail"); and

**WHEREAS**, EagleVail receives water services from the Upper Eagle Regional Water Authority ("Authority"), which is authorized and empowered to supply water for domestic and other public and private purposes; and

**WHEREAS**, EagleVail benefits from Authority planning that has provided efficient, effective, and reliable water to the Authority's service area, ranging from EagleVail through Cordillera, through development of the public water system, including water rights, storage and treatment facilities; and

**WHEREAS**, the Governor of the State of Colorado issued executive order D 2013-005, directing "the Colorado Water Conservation Board to commence work on the Colorado Water Plan" in May 2013; and

**WHEREAS**, according to the executive order, "Colorado's water policy must reflect its water values," including a "productive economy," efficient water infrastructure "promoting smart land use," and a "strong environment that includes healthy watersheds, rivers and streams, and wildlife;" and

**WHEREAS**, the west slope headwaters are the source of much of the water supply for the Front Range as well as an epicenter of Colorado's recreation economy and wildlife resources; and

**WHEREAS**, local governments, water districts, watershed groups, basin roundtables, and other west slope water leaders have a deep understanding of the relationship between water resource development and the healthy watersheds, rivers and streams, and wildlife; and

**WHEREAS**, west slope organizations have been engaged in land use and water planning both locally and with Front Range water interests for many years and desire that this experience inform the Colorado Water Plan process; and

**WHEREAS**, Eagle River basin water providers have led cross-basin negotiations that have protected local rivers and streams, thereby providing for municipal water supply, recreational uses, environmental flows, and healthy watersheds; and

**WHEREAS**, Eagle River basin water providers developed principles to assure the certainty of existing and planned future water supply; and

**WHEREAS**, the District and Authority support the Northwest Colorado Council of Governments' Water Quality/Quantity Committee, which developed the *West Slope Principles* in collaboration with members of the west slope Basin Roundtables and the communities they represent; and

**WHEREAS**, the EagleVail Board of Governors supports these principles and believes that the Governor and the Colorado Water Conservation Board should adhere to these principles in preparing the Colorado

Water Plan.

**NOW, THEREFORE, BE IT RESOLVED** BY THE BOARD OF GOVERNORS OF THE COMMUNITY OF EAGLEVAIL, THAT:

Section 1. The Board hereby endorses the West Slope Principles and adopts the Eagle River Basin Principles for the Colorado Water Plan in the same form attached hereto as Exhibit A and Exhibit B.

Section 2. This Resolution shall take effect immediately upon its passage.

INTRODUCED, PASSED, AND ADOPTED at a regular meeting of the Board of Governors of the community of EagleVail held this 16<sup>th</sup> day of January 2014.

**EAGLEVAIL BOARD OF GOVERNORS**

By: \_\_\_\_\_  
Louise Funk, Chair

ATTEST:

By: \_\_\_\_\_  
Jane Ross, Secretary

***West Slope Principles for the Colorado Water Plan***

1. **Solutions in the Colorado Water Plan (CWP) to supply water for growth and development in one part of the state should not over-ride land use plans and regulations adopted by local governments in the part of the state from which water will be taken.** <sup>1,2,3,4,5,6,7</sup>
  - 1.1 No new water supply projects or major changes in operation of existing projects should be planned unless agreed to by the county, conservancy district, and conservation district in the area from which water would be diverted. <sup>1,3,5,6,7</sup>
  - 1.2 The CWP must take into account pending projects, water supply plans, comprehensive land use plans, local regulatory authority, water quality plans (208 Plans), watershed plans, multi-party water agreements and related documents adopted by local governments in the area from which water would be taken. <sup>1,2,3,4,5,6,7</sup>
  - 1.3 Both the legislative basis and the legal impact of local government regulatory tools adopted to mitigate impacts of water projects should be recognized and protected. <sup>3,6,7</sup>
  - 1.4 The CWP should never elevate the agricultural interests in one part of the state over the agricultural interests in another part of the state to meet the demands of Front Range development. Agriculture is an important segment of the state's economy as a whole. Agriculture provides food independence, open space, wildlife habitat, cultural value, and economic activity wherever it is located.
  - 1.5 Any new supply projects taking water from one area of the state to another should include funding for "compensatory projects" to serve the area from which the water is taken. <sup>7</sup>
2. **The CWP should protect and not threaten the economic, environmental, and social well-being of the west slope.** <sup>1,2,3,5,6</sup>
  - 2.1 The cornerstones of the west slope's economy are tourism, recreation, agriculture, and resource development, all of which are highly dependent upon water to be successful. The CWP should not facilitate additional diversions that could threaten the region's environmental, social and economic well-being. <sup>1,2,3,6</sup>
  - 2.2 To educate the public about existing conditions on the west slope, the CWP should identify the location and amounts of water that are already diverted every year from the west slope to the east slope, and discuss the historic and current consequences of those diversions. <sup>1,2,3,6,9</sup>



- 2.3 The state should not facilitate, politically, financially, or legally, any new water supply projects from the Colorado, Yampa/White or Gunnison River Basins to the Front Range without the consent of the county, conservancy district, and conservation district in the basin of origin, and unless impacts are avoided and mitigation is provided. <sup>1,2,3,6,7</sup>
- 2.4 New supply projects that involve storage on the west slope must make a significant amount of water available to west slope water uses. New supply projects that involve storage of west slope water in an east slope storage project must provide compensatory storage to protect existing and future west slope water uses, as well as the environmental and non-consumptive needs of the basin of origin. <sup>7</sup>
- 2.5 The CWP must protect investments in public water and wastewater facilities by ensuring that costs to upgrade and operate these facilities do not increase because of Front Range water projects. <sup>5</sup>
- 2.6 The CWP must afford recreational in-channel diversions and CWCB instream flows the same status as other water rights that are protected under Colorado law. <sup>3,6</sup> Other west slope non-consumptive water needs must be factored into the CWP.
- 2.7 Water quality protection efforts of the west slope must be respected and enhanced by the CWP. <sup>4,5,6</sup>
- 2.8 The historic use of west slope agricultural water rights provides a river flow regime that is relied upon by all west slope users and must be maintained. <sup>8</sup>
3. **The CWP should identify a process and requirements for each basin to exhaust available water supply within its own basin before planning diversions from another area of the state.** <sup>1,2,3,7</sup>
  - 3.1 Transmountain diversion water should be re-used to extinction to the extent allowed by law, before any proposed new supply development focuses on further west slope water supply. <sup>1,2,3,6,7</sup>
  - 3.2 Re-allocation of existing supplies in areas that need more water should be evaluated (e.g. rotational fallowing, changing to new uses, deficit irrigation). <sup>1,3,6,7</sup>
  - 3.3 Front range infrastructure and water should be shared to meet future demands (e.g. WISE). Laws and regulations that improve such sharing should be considered.
  - 3.4 New Front Range in-basin projects should be pursued to fully utilize in-basin supplies (e.g. Chatfield Reallocation, SDS, Arkansas Conduit, indirect and direct

re-use, gravel pit storage projects), including maintaining and enhancing existing storage facilities. The CWP should encourage and facilitate dredging to keep capacity, and streamline efforts to enlarge storage by dredging when practical.<sup>3,6</sup>

- 3.5 The CWP should promote mechanisms to reduce demand through agricultural or municipal efficiency/conservation, land use and smart growth policies that further water conservation, and controls on water usage.<sup>3,6,7</sup> Under no circumstances should agriculture be penalized for switching to more efficient water use methods.
  - 3.6 The CWP should reject proposals for water to supply new development when and where there are insufficient water resources available to support them under all hydrologic conditions without creating risks for other water users.<sup>1,3,6,7</sup> Any new supply projects that rely on diversions from the west slope should be developed within the existing water rights system and not afforded special status.
  - 3.7 Front Range areas with present and future projected water shortages should pursue collectively financing projects that provide water resources to their areas.
4. **The CWP should outline mechanisms to mitigate the risk of potential Compact curtailment of the Colorado River. For example, the CWP should adopt low-risk legal and hydrologic assumptions related to Colorado's obligations under the Colorado River Compact and the Upper Colorado River Basin Compact in order to minimize the risk of curtailment on existing uses of Colorado River basin water.<sup>7</sup>**
    - 4.1 There is disagreement on how much, if any, additional consumptive use water is available from the Colorado River. Because of justifiable reliance and financial investment, existing uses and users should be protected and not put at risk by new development.
    - 4.2 The facilities and methodologies for protecting existing users from a compact curtailment, as well as for mitigation, must be in place prior to any new project or methodology that would take additional water out of the Colorado River Basin.
    - 4.3 The CWP must disclose that fully developing the state's Colorado River compact entitlement will increase the chance of a compact curtailment that would impact existing users.
    - 4.4 New projects in the Colorado River Basin should be supported and approved, if at all, only on conditions that will allow diversion and storage at times and in amounts that will not increase the risk of compact curtailment of other post-Compact water rights.

5. **The State should not assume a role as a proponent of a water project until the State regulatory process has been completed and the project has been agreed to by the impacted counties, conservancy districts and conservation districts in the area from which water would be diverted.**

The above principles are taken from many sources of earlier water principles around the state. The numbers in the above principles indicate in which documents a similar principle may be found, including:

- <sup>1</sup> Colorado 58 *Water Principles*. In approximately 1999, 58 Colorado Counties, signed onto these Water Principles, which were passed as a House Resolution as well.
- <sup>2</sup> Colorado River Water Conservation District Policy Statement: Existing Transmountain Diversions, Adopted July 15, 2008, readopted July 2011. [http://www.crwcd.org/media/uploads/20110719-policies\\_TMD\\_Existing\\_Projects.pdf](http://www.crwcd.org/media/uploads/20110719-policies_TMD_Existing_Projects.pdf)
- <sup>3</sup> Colorado River Water Conservation District Policy Statement: Transmountain Diversions, adopted March 16, 2000, revised and readopted July 2011. [http://www.crwcd.org/media/uploads/20110719-policies\\_TMDs.pdf](http://www.crwcd.org/media/uploads/20110719-policies_TMDs.pdf)
- <sup>4</sup> Colorado River Water Conservation District Policy Statement: Water Quality, adopted July 2010. [http://www.crwcd.org/media/uploads/20100720\\_policy\\_water\\_quality.pdf](http://www.crwcd.org/media/uploads/20100720_policy_water_quality.pdf)
- <sup>5</sup> NWCCOG Water Quality/ Quantity Committee Policies, readopted November 2012.
- <sup>6</sup> 2012 NWCCOG Regional Water Quality Management Plan (208 Plan). [http://nwccog.org/docs/wss/rwqmp\\_2012/Vol%201\\_Policy%20Plan%202012%20208%20Plan.pdf](http://nwccog.org/docs/wss/rwqmp_2012/Vol%201_Policy%20Plan%202012%20208%20Plan.pdf)
- <sup>7</sup> Colorado Basin Roundtable Vision Statement (Nov. 2010).
- <sup>8</sup> Orchard Mesa Check Case, 91CW247, Water Division No. 5.
- <sup>9</sup> i.e. Senate Document No. 80, Windy Gap Project, Windy Gap Firing Project, Colorado River Cooperative Agreement

## **EAGLE RIVER BASIN PRINCIPLES for the Colorado Water Plan**

1. Introduction. Local water districts, cities and towns, individual water users, and area water conservation and conservancy districts are the entities and individuals that own, use and develop water rights for municipal, domestic, agricultural, industrial, and recreation uses on the west slope of Colorado. As evidenced by the recent historic Colorado River Cooperative Agreement between Denver Water and the west slope of Colorado, these are the parties that know their needs, the area and regional water supplies, and what cooperative water plans and agreements are possible. It is essential that any state based water plan not attempt to supplant the role of west slope water users or seek to supersede constitutionally based Colorado water law, 1041 and local land use permit authority, water supply plans or pre-existing agreements between water rights owners. To assure Colorado's water future, the State should: assist with funding of water supply projects needed to meet locally-determined needs; support a healthy west slope (and state-wide) economy by protecting watersheds, stream flows and water quality; and abide by local land use and water plans.

2. Future Transmountain Diversions. Any future transmountain diversions from the Eagle River basin must comply with the express terms of the Eagle River Memorandum of Understanding with Colorado Springs and Aurora, the settlement with Denver Water in Case Nos. 02CW125 and 07CW126, the Colorado River Cooperative Agreement with Denver Water, Eagle County 1041 permit authority and regulations, and the Colorado water right priority system under the State Constitution. Pursuant to the foregoing agreements, any future transmountain diversion projects must result in net benefits to the Eagle River Basin.

3. Compact Calls. Any Colorado River compact call must comply with and be administered according to Colorado's constitutionally based priority system and the existing transmountain diversions of the Northern Colorado Water Conservancy District, Denver, Colorado Springs and Englewood must be subject to and comply with the terms of Senate Document 80, the Blue River Decree, and the decree for the Windy Gap Project.

4. Water Leadership. Leadership on any regional water plans that affect the Eagle River basin should come from the local water providers, the Eagle Park Reservoir Company, which owns and controls the largest storage facilities and water rights used in the Eagle River basin, and water rights owners who depend on water to support the recreational economy, such as the Vail and Beaver Creek ski areas. Any state or regional water plan must be acceptable to these entities. Additionally, Eagle County and local municipalities (the towns of Vail, Avon, Minturn, Red Cliff, Eagle, and Gypsum) are important stakeholders in water issues, and as such are represented on the Colorado Basin Roundtable, as water is integral to land use issues, the local environment, and the economy of these communities.

5. Reallocation of Water Supplies. Any effort to reallocate the area municipal, irrigation, snowmaking, and recreation water supplies and water rights to new uses and new regions must be summarily rejected.

6. New Supply Projects. Any new water supply projects must first serve the local and regional water supply needs, and fully protect the region's economic activities, area water quality, and stream health.



COMMITTEE REPORT : DESIGN REVIEW COMMITTEE UPDATE

Craig Snowdon, EVDRC Professional Consultant/Administrator

ISSUE :

Update the Boards on the activity of the EVDRC for 2013.

BACKGROUND/DISCUSSION :

The EVDRC has had 63 applications FOR 2013 (25 tree removal, 9 re-paint, 5 re-roof, 1 fence, 21 remodel/addition/deck/other, and 1 new residence. 2 applications are still pending).

Consultant fees for 2013 are 12 months @ \$900/month (\$10,800) in addition to \$7080 in application fees (\$2248 to EVPOA/\$4780 to CS). I have spent approximately 160 hours administrating the EVDRC process in 2013. The EVPOA is presently holding deposits on 3 applications from 2011 and 2012. I took over the position of Administrator with the passing of Ken Wentworth in December of 2012.

The present membership of the DRC is:

Pavan Krueger (Architect), Chairman  
Nancy Sweeney (Art Consultant), Board member  
Matt Lee (Architect), Board member  
John Halloran (Contractor), Board member  
Brice Jackson (Contractor), Board member

Projects that may be undertaken by the DRC in 2014:

Better define "natural or native" vegetation and maintenance procedures.  
Work with Eagle County and the EVPOA/EVMD on fire mitigation.  
Work with the EV DAC to establish an updated Highway 6 fencing standard.  
Work with the EVPOA and the applicant for new fencing and landscaping at Hwy 6 and Stone Creek Drive (MET Town homes).  
Work with Sun River Condominiums and the Shop and Hop Owner(s) to improve screening and landscaping along Hwy 6.

During the past year the Board has reviewed most applications thru "electronic communications". We have had a few meetings when needed, but this process seems to be working well for a majority of the projects, which have been smaller in nature. This also allows the Board/Staff to respond faster to the needs of the Community. Tree removal continues to be an issue with homeowners. Removal of "dead" trees still requires an application, and many homeowners are starting to request removal of "live" trees, which have out grown their yards or are infringing on views. This is something that I think will become a bigger issue within the Community. Homeowners without permission are still doing small projects and continuous code enforcement needs to be on going. Some of these take place or are initiated on weekends when enforcement is not possible. This goes for re-painting, re-roofing and new window installations as well. There have been some complaints about the increase in application fees this past year, but I am not aware of any projects not proceeding because of it. There were 21 applications that were reviewed that required no fee. I did receive a recent inquiry about how the DRC would deal with a "tear-down and re-build". This may be an indication of an improved real estate market.





**EagleVail Golf Club**  
**January 16, 2014**  
**Golf Report – Ben Welsh**

I do not have much official business to report as we are in the heart of winter and in the middle of many of the off season projects. I have been occupied lately with changing our website to a new provider learning the ins and outs of our new email blast system. Please go onto [www.eaglevailgolfclub.com](http://www.eaglevailgolfclub.com) and let me know what you think of our new site!

I met with Katie Campbell last week to go over our first draft of the 2014 Marketing Budget and we have started evaluating each ad spend individually to make sure that we take the right approach for this upcoming season. In general, we plan to spend less in print advertising and focus mainly on internet advertising while still using local radio and the occasional Vail Daily ad to engage the locals. I will share more of the budget and marketing approach as we get things put together.

Dave Thompson and I will be leaving for Florida on the 20<sup>th</sup> of January for a few days at the PGA Merchandise Show. We have placed most of the normal orders, but will be meeting with all of our company reps again at the show to see summer lines and update any previously placed orders. We also are always on the lookout for new products, ideas or promotions that will save us money or help us bring in more business.

I have been working with all of the PGM Programs at different Universities trying to recruit our crop of Interns for the new season. We will be meeting with some of the schools at the PGA Show to follow up, hopefully finding 3 or 4 good employees for the season.

Thank you for your continued support in the future of the golf course operation and our marketing strategies. I am looking forward to another great season, and will be as anxious as you are to see how much or how little snow we receive the rest of this winter and spring, and how soon we can have the course open again to make some money!

Respectfully Submitted,

Ben Welsh, PGA  
Director of Golf

**EagleVail Golf Courses & Parks**  
**Management Report**  
January 9, 2014

To All Board Members:

Not much has changed regarding the golf courses and parks since my last report. Snow totals for EagleVail are above what we've seen over the past few years. Snowpack for our area is about 95% of average. However, it's still too early to predict how this will impact our recreational facilities and the numerous water ways throughout the district. I will be sure to keep you posted when we approach spring runoff.

***Snow Total Comparisons***

<b><u>2011</u></b>	<b><u>2012</u></b>	<b><u>2013</u></b>
October 9"	October 3.5"	October 15.5"
November 10"	November 8.5"	November 15"
December 15.5"	December 27.5"	December 20"
<b>3 Month Total 34.5"</b>	<b>3 Month Total 39.5"</b>	<b>3 Month Total 50.5"</b>

The EagleVail Nordic Track is fully opened and groomed on a regular basis. The Nordic Track is maintained every Tuesday, Thursday, Saturday, Sunday, and after each snow. We provide Nordic enthusiasts more than 8K of groomed and set track. The use of the track seems to have increased yet again this winter. We have received positive feedback from the community and from the Homestake Peak School's Nordic program. The EagleVail Nordic Track continues to be a great asset to the community.

We continue to maintain the 33 dog "poopy- stations" and trash receptacles throughout the district twice per week. Additional winter responsibilities include: collecting Christmas trees for recycling, plowing district parking lots, maintaining bike path along south side of highway 6, organizing our facilities, updating MSDS sheets, cleaning/servicing all golf course related equipment and planning for the 2014 season.

If you have any questions or concerns please feel free to contact me. I am looking forward to seeing all of you next week.

Respectfully,

Steven H. Barber  
Superintendent of Golf Courses & Parks

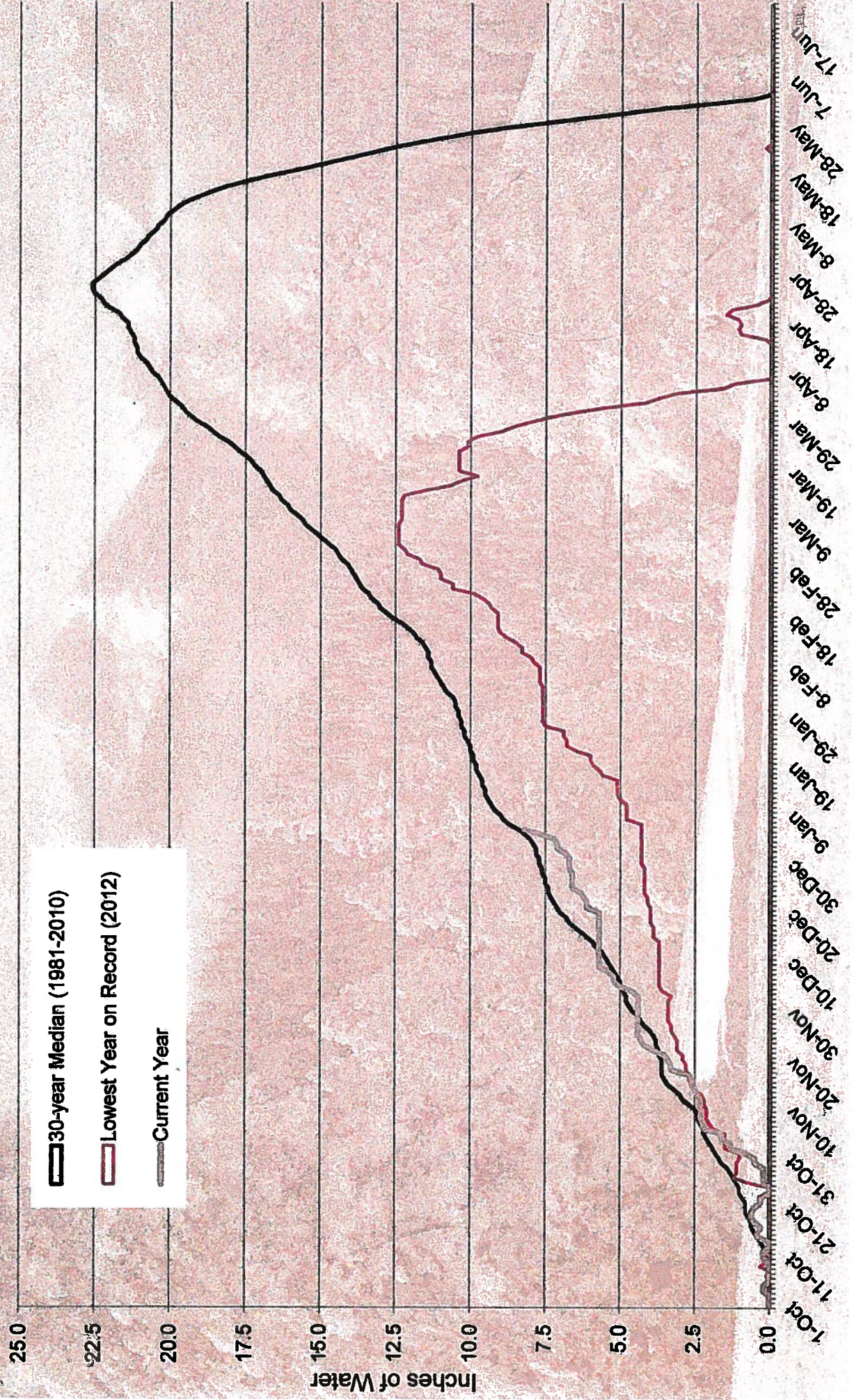


# USDA SNOTEL SITE: Vail Mountain

Snow Water Equivalent: 01/06/2014



**EAGLE RIVER**  
WATER & SANITATION  
DISTRICT





## **Administrative Staff**

Manager's Report  
January 16, 2014

### **POA Update:**

- There are thirty seven (37) homeowners that still owe dues for 2013 and prior years. Thirty five (35) homeowners owe for 2013 only. Ten (10) homeowners only owe late fees and seventeen (17) homeowners have payment arrangements.
- 2014 Dues Assessments will be mailed out on January 15, 2014. There is a short newsletter extra that will be sent out to explain the 2014 dues increase.

### **Other Administrative Business:**

- The EagleVail Community Holiday Party, 'Santa & Smores', was a lot of fun and the food provided by Gourmet Cowboy was wonderful! The music was provided by Mountain Harmony and they were great. They even enlisted Mike Kieler's help at one point while they sang 'Santa Baby' (he was wearing a Santa hat).
- Caroling through EagleVail went well. We didn't have the same turn out this year but we may not have done as good a job of getting the word out this time. We will see if we can improve on that for 2014.
- I told everyone at the January work session but I just wanted to remind everyone that our new Administrative Assistant will start on Monday, January 13, 2014. I plan on having her make a quick appearance on Thursday to be introduced at the beginning of the meeting.
- All meetings, regular and work sessions, will now be held at the Clubhouse through the winter.

Our next meeting will be the Work Session on February 6, 2014 at 4:30pm at the **Golf Course Clubhouse.**

Respectfully,

Kris O'Neill

Administrative Manager

## EagleVail Community Relations/ Compliance

### Board Report

January 16, 2014

#### Priorities:

- Garbage Cans
- Holiday Lighting Contest
- 2013 Violations
- Metro Facilities

Garbage cans continue to be focused on during the early part of 2014. The bike and pedestrian path has garnered a lot of attention with the snow falling and local children walking to school. Owners and residents have had notices posted to their cans as well as face to face communications to let them know to keep the bike lane clear. Several owners or residents have learned that the plow will happily remove their cans if placed in the bike lane. In addition violations will continue to be written for having trash cans out early or leaving them out after trash day.

2013 saw a new contest sponsored by the EVPOA. A Holiday Lighting Contest was developed this year for owners and residents. 3 or 4 Community members were gathered to drive through EagleVail one night during mid-December to view all of the Holiday Lighting that was on display. 1<sup>st</sup> – 5<sup>th</sup> place were decided along with 7 honorable mentions. Prizes were awarded for the first and second place displays. Winners and honorable mentions were posted in an E-Blast.

2013 had its fair share of Notice of Violations written to owners. Compared to last year the number of violations went down from 119 in 2012 to 83 in 2013. In 2011 there were 86 Notices of Violations written. A copy of the latest violations will accompany my staff report. If anyone would like a full copy of the spread sheet for 2011, 2012 or 2013 please let me know and I will get that to anyone interested.

I have been checking all metro facilities for the last month or so and have not seen any vandalism or serious issues at any of the facilities. Regular checks on these facilities will continue through the winter until the golf course reopens in the Spring.

As always, if you have any questions or concerns please feel free to contact me at anytime.

Respectfully submitted,

Ted Hanley



# EagleVail Violations

1/9/2014

EagleVail Violation Log Sheet					
Violation #	Date	Address	Violation/Observation	Timeframe	# of violations
13-073	11/20/2013	346 #1 Eagle Rd	Garbage - Refuse Disposal / Out Early		1
13-074	11/27/2013	39377 US 6	Multiple Violations See Comments	10 Days	1
13-075	11/27/2013	39377 US 6	Design Review Guidelines	10 Days	1
13-076	12/6/2013	274 (E) Eagle Rd	Garbage - Refuse Disposal / Bear Proof	5 Days	1
13-077	12/9/2013	30 Coyote Ct	Property to be Maintained / Yard	10 Days	1
13-078	12/9/2013	153 Cottonwood Rd	Restrictions on Parking /Snowmobiles / AT	10 Days	2
13-079	12/9/2013	128 (E) Stone Creek Dr	Restrictions on Parking /Snowmobiles / AT	10 Days	2
13-080	12/9/2013	106 Deer Run	Restrictions on Parking /Snowmobiles / AT	10 Days	1
13-081	12/9/2013	332 (W) Larkspur Ln	Property to be Maintained / Yard	10 Days	1
13-082	12/12/2013	103 (W) Deer Blvd	Restrictions on Parking /Trailers	10 Days	1
13-083	12/12/2013	601 (W) Deer Blvd	Property to be Maintained / Yard	10 Days	1



EagleVail  
Board of Governors  
2014 Meeting Schedule

Regular Meetings

January 16, 2014	July 17, 2014
February 20, 2014	August 21, 2014
March 20, 2014	September 18, 2014
April 17, 2014	October 16, 2014
May 15, 2014	November 20, 2014
June 19, 2014	December 18, 2014

Work Sessions

February 6, 2014	September 4, 2014
March 6, 2014	October 2, 2014
April 3, 2014	November 6, 2014
May 1, 2014	December 4, 2014

January						
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28	29	30	31			

RESOLUTION

REGARDING POSTING NOTICES FOR MEETINGS

WHEREAS, Special Districts are required by Subsection 24-6-402(2)(c), C.R.S., to designate annually at the District's Board of Directors' first regular meeting of each calendar year, the place at which notice will be posted at least 24 hours prior to each meeting.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE EAGLE-VAIL METROPOLITAN DISTRICT AS FOLLOWS:

1. Notices of meetings of the District's Board of Directors required pursuant to Section 24-6-401, et. seq., C.R.S., shall be posted within the boundaries of the District at least 24 hours prior to each meeting at the following locations:

Eagle-Vail Golf Course Club House  
459 Eagle Drive, Eagle-Vail, CO

2. Notices of regular or special meetings required to be posted at three public places within the District and at the office of the County Clerk and Recorder at least 3 days prior to said meeting shall continue to be made pursuant to Section 32-1-903(2), C.R.S.

ADOPTED this 16th day of January, 2014.

EAGLE-VAIL METROPOLITAN DISTRICT

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**EAGLE VAIL METROPOLITAN DISTRICT  
A RESOLUTION CALLING FOR THE  
2014 REGULAR DISTRICT ELECTION**

WHEREAS, the terms of office of Directors Leah Mayer, Steven Kirchner and Jane Ross shall expire after their successors are elected at the regular special district election to be held on May 6, 2014 ("Election") and have taken office; and

WHEREAS, in accordance with the provisions of the Special District Act ("Act") and the Uniform Election Code of 1992 ("Code"), the Election must be conducted to elect three (3) Directors to serve for a term of four (4) years.

NOW, THEREFORE, be it resolved by the Board of Directors of the Eagle Vail Metropolitan District in the County of Eagle, State of Colorado that:

1. The regular election of the eligible electors of District shall be held on May 6, 2014, between the hours of 7:00 a.m. and 7:00 p.m. pursuant to and in accordance with the Act, the Code, and other applicable laws. At that time, three (3) Directors will be elected to serve a four-year term.

2. There shall be one election precinct for the convenience of the eligible electors of the District, the boundaries of which shall be identical to the boundaries of the District, and there shall be one (1) polling place(s) at the following location(s):

Eagle-Vail Pavilion, 538 Eagle Road, Avon, Colorado

situated in the County of Eagle, State of Colorado. The polling place located at 538 Eagle Road, Avon, Colorado shall also be the polling place for disabled electors and for eligible electors not residing within the District. If the Designated Election Official deems it to be more expedient for the convenience of the eligible electors of the District (who are also eligible electors in other special districts with overlapping boundaries which are conducting elections on the Election day), the Election may be held jointly with such special districts in accordance with coordinated election procedures as set forth in an agreement between all participating special districts. In such event, the election precincts and polling places shall be as set forth in such agreement. The Designated Election Official is authorized to execute such agreement on behalf of the District, which agreement shall include provisions for the allocation of responsibilities for the conduct and reasonable sharing of costs of the coordinated Election.

3. The Board of Directors hereby designates Matt Jones as the Designated Election Official and Kris O'Neill as the Assistant Designated Election Official of the District, who are hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of the Act, the Code, or other applicable laws. The Election shall be conducted in accordance with the Act, the

Code, and other applicable laws. Among other matters, the Designated Election Official shall publish the call for nominations, appoint election judges as necessary, appoint the Canvass Board, arrange for the required notices of election, and printing of ballots, and direct that all other appropriate actions be accomplished.

4. Applications for absentee ballots may be filed with the Designated Election Official at 538 Eagle Road, Avon, Colorado no later than the close of business on the Friday immediately preceding the election (Friday, May 2, 2014).

5. Self-Nomination and Acceptance forms are available at the Designated Election Official's office located at the above address. All candidates must file a Self-Nomination and Acceptance form with the Designated Election Official no later than the close of business on Friday, February 28, 2014.

6. If the only matter before the electors is the election of Directors of the District and if, at the close of business on March 4, 2014, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than March 3, 2014, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with the Code.

7. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.

8. Any and all actions previously taken by the Designated Election Official or the Secretary of the Board of Directors or any other persons acting on their behalf pursuant to the Act, the Code or other applicable laws, are hereby ratified and confirmed.

9. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

10. The provisions of this Resolution shall take effect immediately.

ADOPTED AND APPROVED this 16th day of January, 2014.

EAGLE VAIL METROPOLITAN DISTRICT

By \_\_\_\_\_  
Chairman

ATTEST:



By \_\_\_\_\_  
Secretary