



Outlook

Re: KPK release/Eagle nesting

From: Cullen Chew <cchew@kpk.com>
Date: Thu 4/3/2025 7:58 AM
To: Priest - DNR, Erin <erin.priest@state.co.us>; Marette - DNR, Brandon <brandon.marette@state.co.us>
Cc: Daniel Motisi <dmotisi@kpk.com>

Erin and Brandon,

Thank you both for your guidance on this. Would you recommend monitoring for the duration of the day or for a shorter period? I believe at the Milton Nelson site I completed surveys of a 1 or 2 hour duration. And monitor every day KPK is on site? I'm prepared to survey as needed I just want to clarify.

Thanks,
Cullen

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From: Priest - DNR, Erin <erin.priest@state.co.us>
Sent: Wednesday, April 2, 2025 10:50:24 PM
To: Marette - DNR, Brandon <brandon.marette@state.co.us>
Cc: Cullen Chew <cchew@kpk.com>; Daniel Motisi <dmotisi@kpk.com>
Subject: Re: KPK release/Eagle nesting

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Hello,

I think that as long as there is a biological monitor with stop-work authority there to pause things if they notice any BAEA disturbance, then it is appropriate to move forward with the clean-up as described. I would recommend monitoring the nest closely during times of inclement weather, especially with snow expected at the end of the week.

Additionally- I will be out of town starting tomorrow morning through Monday night. If you have any further questions or concerns during that time, Brandon can point you in the right direction, or you can reach out to our Assistant Area Wildlife Manager Chris Mettenbrink.

Thank you,
Erin Priest

On Wed, Apr 2, 2025 at 4:55 PM Marette - DNR, Brandon <brandon.marette@state.co.us> wrote:
Cullen,

Unless Erin disagrees, and since kids are nearby, I would recommend working through the cold weather + weekends, given the site context you described.

Regards,

Brandon B. Marette, CWB®
Northeast Region Energy Liaison



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THINK SAFETY FIRST!



[Upcoming leave: 4/25]

On Wed, Apr 2, 2025 at 4:47 PM Cullen Chew <cchew@kpk.com> wrote:

Brandon,

I am the bio monitor for KPK. I can be on site as regularly as I need to be, whether that is each day that construction equipment is in use, or every other day. Happy to fulfill the role as needed with CPW guidance. KPK can hold off on construction during the colder weather days. The nest is located approximately 2200' from the nest with a busy roadway and other farming equipment running in the area between the nest and our site. I do not expect that the level of disturbance generated from our equipment will impact the eagles compared to the other noise generated in the area by factors unrelated to our operations. As far as human health is concerned, the site is on private property near where children are present, and we believe that removing the contamination ASAP is of the greatest importance. We appreciate CPW's guidance on this matter.

Best,

Cullen Chew

From: Marette - DNR, Brandon <brandon.marette@state.co.us>

Sent: Wednesday, April 2, 2025 12:48 PM

To: Daniel Motisi <dmotisi@kpk.com>

Cc: Cullen Chew <cchew@kpk.com>; Erin Priest - DNR <erin.priest@state.co.us>

Subject: Re: KPK release/Eagle nesting

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Thanks Daniel. Two follow-up questions:

- 1) Just because KPK employs a bio monitor, does that mean they'll be on this site regularly?
- 2) If there's inclement/cold weather (as is forecasted for Thurs/Fri), can KPK hold off on activities until next week / warmer weather?
Wondering how this release affects public health?

Regards,

Brandon B. Marette, CWB®

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[Upcoming leave: 4/25]

On Wed, Apr 2, 2025 at 12:11 PM Daniel Motisi <dmotisi@kpk.com> wrote:

Brandon

My best guess is work will continue (weather pending) into late spring. Other activities will follow if groundwater impacts are encountered. KPK does employ an experienced biological monitor with stop work authority. Thanks.

Dan Motisi, CHMM

Environmental Geologist

1700 Lincoln Street, Suite 4550

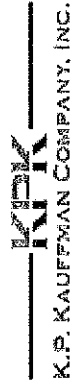
Denver, CO 80203

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Office 720-868-9848 x 0120

Cell 303-909-0875



From: Marette - DNR, Brandon <brandon.marette@state.co.us>

Sent: Wednesday, April 2, 2025 12:01 PM

To: Daniel Motisi <dmotisi@kpk.com>

Cc: Cullen Chew <cchew@kpk.com>; Erin Priest - DNR <erin.priest@state.co.us>

Subject: Re: KPK release/Eagle nesting

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Good afternoon Daniel,

Thanks for your email for this spill location within 1/2-mile of a BAEA nest, but outside the 1/4-mile.

A couple of questions: (*Erin - feel free to chime in*)

- 1) How long is this work proposed to last?
- 2) Will KPK have a biological monitor with stop-work authority if they notice any BAEA disturbances?

Regards,

Brandon B. Marette, CWB[®]

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[Upcoming leave: 4/25]

On Wed, Apr 2, 2025 at 11:31 AM Daniel Motisi <dmotisi@kpk.com> wrote:

Brandon

This is to notify the CPW that KPK is actively removing source material regarding a spill that occurred on March 28, 2025 at the following coordinates: 40.1074510 - 104.8501320. KPK notified the ECMC and the CPW regarding this spill on March 29, 2025 via email and the submittal of Form 19 (404145889). This location is within a 1/2-mile radius of a bald eagle active nest site and activities will be on-going. Please advise if the CPW will require any work stoppage or observations to determine if excavation activities interrupt the mating/fledgling process. Thank you.

Dan Motisi, CHMM

Environmental Geologist

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