



PUEBLO COUNTY

C O L O R A D O

BOARD OF COUNTY COMMISSIONERS

Terry A. Hart
District 1

Garrison M. Ortiz
District 2

Chris Wiseman
District 3

December 6, 2019

Colonel Michael Cobb, Commander
Pueblo Chemical Depot
45825 Highway 96 East
Building 1
Pueblo, Colorado 81006

Walton Levi, PCAPP Site Project Manager
Assembled Chemical Weapons Alternative Program (ACWA)
45825 Highway 96 East
Process Support Building (PSB)
Pueblo, Colorado 81006

Ken Harrawood, Bechtel Pueblo Team Project Manager
45825 Highway 96 East
Process Support Building (PSB)
Pueblo, Colorado 81006

RE: Waste Permit No. CO-13-12-23-01
Certificate of Designation (COD) No. 2019-001

Gentlemen:

Pueblo County has reviewed the information submitted by the Pueblo Chemical Depot (PCD) regarding the request for Temporary Authorization (TA) to continue with early construction of the Pueblo Chemical Agent-Destruction Pilot Plant (PCAPP) Static Detonation Chamber (SDC) site (EXHIBIT 1). The temporary authorization will allow for continued early construction of infrastructure associated with the PCD Class 3 modification (19-005) for the three (3) SDC units. The temporary authorization request allows the SDC infrastructure construction to continue while the Colorado Department of Health and Environment, Hazardous Materials and Waste Management Division (the Division) performs a Class 3 Permit Modification review relating to the SDC site and operation, and while Pueblo County continues with its review of Certificate of Designation No. 2019-001.

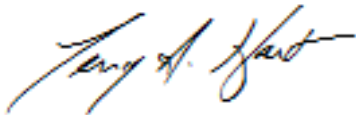
The Division has reviewed and has granted approval, with conditions, for Temporary Authorization #4 for construction associated with the SDC site. Early site construction associated with TA#4 proposes the following: construct the Environmental Enclosure, place elements of the IONEX 1000, 4000, and 16000 Filters as well as install the above ground lighting protection system at the SDC site. The placement of the IONEX Filters cannot occur, however, until CDPHE has received and approved certifications specific to the foundations for the IONEX Filters. In addition, the placement of the sprung structures cannot occur until CDPHE acceptance of the certifications for the foundations/coatings for sites 1 and 3.

Pueblo County staff and Irene Kornelly (Kornelly and Associates Professional Consulting Services) have reviewed Temporary Authorization #4 and have held discussions with the Board of County Commissioners. With the approval of Temporary Authorization #4, with conditions, by the Colorado Department of Health and Environment Hazardous Materials and Waste Management Division, Pueblo County hereby approves Temporary Authorization #4 for construction as are set forth by the CDPHE Temporary Authorization #4 dated December 2, 2019, a copy of which is attached hereto as EXHIBIT 1 and made a part hereof by reference.

Pueblo County approval of Temporary Authorization #4 as set forth herein is not indicative of its decision to approve COD No. 2019-001 nor shall this approval form the basis of an inference that such final approval will be forthcoming. The decision of the applicant to proceed with SDC early infrastructure construction work is undertaken at its risk.

If you have questions or if I may be of further assistance, please contact me at 719-583-6105. We look forward to proceeding with our review of the COD application and to working with you in finalizing the review for presentation to the Pueblo Board of County Commissioners.

Sincerely,



Terry A. Hart
Pueblo County Commissioner

c: Board of County Commissioners
Cynthia Mitchell, County Attorney
Marci Day, Assistant County Attorney
Gary Raso, Special Assistant County Attorney
Terry Hart, CAC Vice Chair
Irene Kornelly, CAC Chair
Kevin Mackey, Unit Leader, Hazardous Waste Permitting Unit, CDPHE
Chris Pulskamp, Pueblo Chemical Depot
Mike Saupe, Bechtel Pueblo Team
Rick Workentine, Bechtel Pueblo Team
Pat Sullivan, ACWA
Jody Carillo, Pueblo Department of Public Health and Environment

Attachments:

EXHIBIT 1 – CDPHE Approval Letter, d. 7-8-19