



## COLORADO

Department of Public  
Health & Environment

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

January 27, 2016

Vicki Susan Crawford, Registered Agent  
Crawford Design Build, LLC  
PO Box 471224  
Fort Worth, TX 76147

Certified Mail Number: 7014 2870 0000 7699 5887

**RE: Expedited Settlement Agreement, Number ES-160127-1  
Facility / CDPS Permit Number: COR03M389**

Dear Ms. Crawford:

Enclosed for your records you will find Crawford Design Build, LLC's copy of the recently executed Expedited Settlement Agreement ("ESA"). Please be advised that the first page of the ESA was changed in order to place the correct ESA Number on the final document. The ESA is now fully enforceable and constitutes a final agency action.

As specified in paragraph ten (10) of the enclosed ESA, Crawford Design Build, LLC, within fifteen (15) calendar days, submit a certified or cashier's check for the amount specified in paragraph four (4) of the ESA to the Water Quality Control Division in order for this matter to be resolved.

If you have any questions, please do not hesitate to contact Eric Mink at 303.692.2312 or by electronic mail at [eric.mink@state.co.us](mailto:eric.mink@state.co.us).

Sincerely,

Eric T. Mink, Enforcement Specialist  
Clean Water Enforcement Unit  
WATER QUALITY CONTROL DIVISION

*Enclosure(s)*

cc: Enforcement File

ec: Michael Boeglin, EPA Region VIII  
Kurt Dahl, Pitkin County Public Health Agency  
Nicole Rowan, Watershed Section, CDPHE  
Michael Beck, Grants and Loans Unit, CDPHE  
Amy Zimmerman, Engineering Section, CDPHE  
Heather Drissel, Field Services Section, CDPHE  
Lillian Gonzalez, Permits Section, CDPHE  
Mike Harris, Clean Water Enforcement Unit, CDPHE  
Tania Watson, Data Management, CDPHE  
Nathan Moore, Clean Water Compliance Unit, CDPHE  
Rik Gay, Clean Water Compliance Unit, CDPHE





Colorado Department of Public Health & Environment  
Water Quality Control Division

## EXPEDITED SETTLEMENT AGREEMENT

Number: ES-160127-1

The Colorado Department of Public Health and Environment (“Department”), through the Water Quality Control Division (“Division”), issues this Expedited Settlement Agreement (“ESA”), pursuant to the Division’s authority under §§25-8-602, 25-8-605 and 25-8-608, C.R.S. of the Colorado Water Quality Control Act (the “Act”) §§25-8-101 to 703, C.R.S., and its implementing regulations, with the express consent of Crawford Design Build, LLC (“Crawford Design Build”). The Division and Crawford Design Build may be referred to collectively as “the Parties.”

1. Crawford Design Build is a “person” as defined under the Water Quality Control Act, §25-8-103(13), C.R.S. and its implementing permit regulation, 5 CCR 1002-61, §61.2(73).
2. Crawford Design Build was/is conducting construction activities to build a single family residence, located at the 1759 McLain Road, Aspen, Pitkin County, Colorado (the “Project”).
3. Crawford Design Build, as described in the attached inspection report, failed to comply with the provisions of its Colorado Discharge Permit System General Permit for Stormwater Discharges Associated with Construction Activity (the “Permit”), Certification Number COR03M389.
4. The parties enter into this ESA in order to resolve the matter of civil penalties associated with the violation(s) alleged herein and in the attached inspection report for a penalty of \$ 6,750.00.
5. By accepting this ESA, Crawford Design Build neither admits nor denies the violations or deficiencies specified herein and in the attached inspection report.
6. Crawford Design Build certifies that all deficiencies identified in the attached inspection report have been corrected and that the Project is currently in full compliance with the terms and provisions of the Permit. Additionally, Crawford Design Build has attached to this ESA: (1) a written description detailing how the deficiencies were corrected; and (2) representative photographs documenting the current conditions and the associated BMPs implemented at the Project.
7. Crawford Design Build agrees to the terms and conditions of this ESA. Crawford Design Build agrees that this ESA constitutes a notice of alleged violation and an order issued pursuant to §§25-8-602, 25-8-605 and 25-8-608, C.R.S., and is an enforceable requirement of the Act. By signing the ESA, Crawford Design Build waives: (1) the right to contest the finding(s) specified herein and in the attached inspection report; and (2) the opportunity for a public hearing pursuant to §25-8-603, C.R.S.
8. This ESA is subject to the Division’s “Public Notification of Administrative Enforcement Actions Policy,” which includes a thirty-day public comment period. The Division and Crawford Design

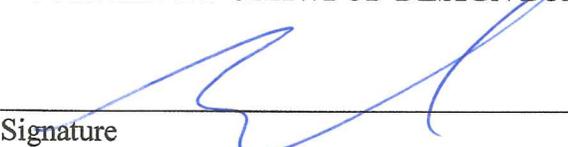
Build each reserve the right to withdraw consent to this ESA if comments received during the thirty-day period result in any proposed modification to the ESA.

9. This ESA constitutes a final agency order or action upon the date when the Executive Director or his designee signs the ESA and effectively imposes the civil penalty.
10. Crawford Design Build agrees that within fifteen (15) calendar days of receiving the signed and final ESA from the Division, Crawford Design Build shall submit a certified or cashier's check drawn to the order of the "Colorado Department of Public Health and Environment," for the amount specified in paragraph 4 above, to:

Eric T. Mink  
Colorado Department of Public Health and Environment  
Water Quality Control Division  
Mail Code: WQCD-CWE-B2  
4300 Cherry Creek Drive South  
Denver, Colorado 80246-1530

11. Notwithstanding paragraph 5 above, the violations described in this ESA will constitute part of Crawford Design Build's compliance history for purposes where such history is relevant. This includes considering the violations described above in assessing a penalty for any subsequent violations against Crawford Design Build. Crawford Design Build agrees not to challenge the use of the cited violations for any such purpose.
12. This ESA, when final, is binding upon Crawford Design Build and its corporate subsidiaries or parents, their officers, directors, employees, successors in interest, and assigns. The undersigned warrant that they are authorized to legally bind their respective principals to this ESA.

**ACCEPTED BY CRAWFOD DESIGN BUILD, LLC:**

 \_\_\_\_\_  
Signature Date: 11-2-15

BRAND CRAWFORD \_\_\_\_\_  
Name (printed) Title: CONTRACTOR

**FOR THE COLORADO DEPARTMENT OF PUBLIC HEALTH & ENVIRONMENT:**

 \_\_\_\_\_  
Patrick J. Pfaltzgraff, Director Date: 27 Jun 16  
WATER QUALITY CONTROL DIVISION