



## COLORADO

Department of Public  
Health & Environment

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

Jennier Schuller  
Acting District Ranger  
USDA Forest Service

### VIA EMAIL

RE: Opportunity to Comment: Twin Peaks Project

Dear Jennier Schuller,

The Colorado Department of Public Health and Environment's Air Pollution Control Division (APCD or Division) received a request for an air quality administrative review concerning the proposed Twin Peaks project as described in your correspondence dated January 29, 2026. The Division has reviewed the project letter and respectfully offers the following comments. Please note that the following Air Quality Control Commission (AQCC) regulations may not be inclusive of the regulations the proposed project will be subject to. It is the responsibility of the involved parties to determine what regulations they are subject to and follow them accordingly.

### Land Development

We also note that projects similar to this proposal often involve land development. Under Colorado air quality regulations, land development refers to all land clearing activities, including but not limited to land preparation such as excavating or grading, for residential, commercial or industrial development. Land development activities release fugitive dust, a pollutant regulated by the Division. Small land development activities are not subject to the same reporting and permitting requirements as large land activities. Specifically, land development activities that are less than 25 contiguous acres and less than 6 months in duration do not need to report air emissions to the Division. It is important to note that even if a permit is not required, fugitive dust control measures including the Land Development APEN Form APCD-223 must be followed at the site. Fugitive dust control techniques commonly included in the plan are included in the table below.

| Control Options for Unpaved Roadways                           |                                       |
|----------------------------------------------------------------|---------------------------------------|
| Watering                                                       | Use of chemical stabilizer            |
| Paving                                                         | Controlling vehicle speed             |
| Graveling                                                      |                                       |
| Control Options for Mud and Dirt Carry-Out Onto Paved Surfaces |                                       |
| Gravel entry ways                                              | Washing vehicle wheels                |
| Covering the load                                              | Not overfilling trucks                |
| Control Options for Disturbed Areas                            |                                       |
| Watering                                                       | Application of a chemical stabilizer  |
| Revegetation                                                   | Controlling vehicle speed             |
| Compaction                                                     | Furrowing the soil                    |
| Wind Breaks                                                    | Minimizing the areas of disturbance   |
|                                                                | Synthetic or Natural Cover for Slopes |



Please refer to the website <https://cdphe.colorado.gov/apens-and-air-permits> for information on land use APENs and permit forms. Click on “Land Development” to access the land development specific APEN form. Please contact KC Houlden, Construction Permits Unit Supervisor, at 303-691-4092, [kenneth.houlden@state.co.us](mailto:kenneth.houlden@state.co.us) if you have any specific questions about APENs and permit forms.

If you have any other questions or need additional information, please use the contact info listed above, or e-mail or call me directly. Thank you for contacting the Air Pollution Control Division about your project.

Sincerely,  
Brendan Cicone  
Air Quality and Transportation Planner  
General SIP Unit  
Air Pollution Control Division  
Colorado Department of Public Health and Environment  
303-691-7486 // [brendan.cicone@state.co.us](mailto:brendan.cicone@state.co.us)

