



Development Team Review Comments

The following comments have been provided by reviewers of your land use application. At this time, a resubmittal of your application is required before this case is ready to be scheduled for public hearing.

To prepare your resubmittal, you will be expected to provide:

- A response to each comment with a description of the revisions and the page of the response on the site plan;
- Any revised plans or renderings; and
- A list identifying any additional changes made to the original submission other than those required by staff.

Resubmittal documents must be provided electronically through e-mail or a flash drive delivered to the One-Stop Customer Service Center. The following items will be expected by our One-Stop Customer Service Center:

- One digital copy of all new materials
 - All digital materials shall be in a single PDF document
 - The single PDF document shall be bookmarked
 - If a Subdivision Improvements Agreement, Legal Description, or Development Agreement is required, then an additional Microsoft Word version of these documents shall also be provided
 - Electronic copies can be emailed to epermitcenter@adcogov.org as a PDF attachment. If the files are too large to attach, the email should include an unlocked Microsoft OneDrive link. Alternatively, the resubmittal can be delivered to the One-Stop counter on a flash drive.

Commenting Division: ROW Review

1. Pending the route chosen, no pipelines can be installed with any future right-of-way expansion locations along Section Line Roads within 80' of the section line. This will provide a setback of 20' to the edge of the classification cross section for this road.

Response:

The Project design, as submitted, complies with this requirement.

2. No pipelines within county ROW, EXCEPT at 90 degrees crossings.

Response:

The Project design, as submitted, complies with this requirement.

3. Any segment of the pipeline project, including easements, that is parallel to an Adams County right-of-way, the pipeline shall be constructed a minimum of 5 feet from the edge of the maximum future right-of-way width, as designated in the Adams County Master Transportation Plan. If the location and existence of the easements precludes development within the maximum future right-of-way width as designated in the Master Transportation Plan, the overlapping easements shall be subordinate to accommodate Adams County's development.

Response:

The Project design, as submitted, complies with this requirement.

Commenting Division: Environmental Analyst Review

Questions for the applicant:

- (a) How will the pipeline benefit Adams County?
- (b) Will you have a bond to remove the pipelines when they stop service? And will that bond cover future costs?
- (c) Why not locate the distribution at the Space Port?
- (d) Will this new facility reduce the need to continue operating at DuPont?
- (e) How much jet fuel will this provide DIA?
- (f) Will the volume of fuel from this new pipeline sufficiently replace the need to rely on Suncor as a source for jet fuel?
- (g) Are you competing with or collaborating with Suncor?
- (h) Will this new pipeline allow delivery of lead-free fuel?
- (i) Have you talked to any other elected officials?

Response:

- (a) As we met with chambers of commerce in the region, they described our Project as one that will not only support growth of the airport but also confer benefits to Adams County and the region. For example, growth associated with the Project will contribute to increased property valuations, resulting in higher property tax revenues for Adams County. In addition to enhancing tax revenues collected by Adams County, the Project will benefit the Adams County economy by creating jobs that will, in turn, provide economic benefits to local businesses. For example, the Project will create construction jobs during the period of construction, and those construction jobs will generate increased revenues for Adams County businesses that provide goods and services to our company, contractors and employees. We estimate approximately 350 workers (including local and non-local workers) will be employed during the approximately 3- to 4-month construction period in Adams County. The ultimate number of construction personnel will be determined by the contractor prior to construction.
- (b) We will comply with all applicable laws relating to pipeline abandonment including local and state laws, federal laws outlined in 49 CFR Part 195, and any provisions of the ROW agreements with applicable landowners. A bond will be provided as required by applicable laws and provisions of agreements with landowners.
- (c) Because we are a third-party provider, we are obligated to work with our customers to determine connection locations. Our customers designated the connection location at the Denver International Airport to which they expect us to connect and deliver the aviation and sustainable aviation fuel that the Project will supply. We are open to connecting to the Space Port should our customers desire that we deliver product to the Space Port or that the Space Port be connected to the Project.
- (d) No. The Project will not reduce the need for us to continue operating our Dupont facility.
- (e) The Project will provide our customers at DIA with an additional 35,000 barrels per day of aviation and sustainable aviation fuel.

- (f) The Project, which will not be connected to Suncor, creates an additional source of aviation and sustainable aviation fuel for our customers, giving them greater flexibility to source incremental jet fuel from multiple out-of-state refineries to which our Project will be connected.
 - (g) We are a service provider focused on delivering the energy products that DIA and our DIA customers have asked us to provide.
 - (h) Yes. All products on this pipeline will be lead-free.
 - (i) Yes. From the Project origination point in Scott City, Kansas, to the delivery point at DIA, we have met with county commissioners in each of the ten counties across which the 230+ mile pipeline route will be constructed. We have also met with members of city councils along the route. We will continue to communicate with leaders along the pipeline route before, during, and after construction.
1. All federal and state regulatory permits, including those required by the United States Pipeline and Hazardous Materials Safety Administration (PHMSA) and Colorado Energy and Carbon Management Commission (ECMC), must be obtained and followed.

Response:

A table identifying all required federal and state regulatory permits, as well as current status, was provided in Appendix D with the initial application submission.

2. Applicant must submit an emergency response plan for referral to the responding Colorado Designated Emergency Response Authority (DERA) for the entire pipeline segment or various responding agencies for the specific jurisdiction in which the pipeline crosses. Please provide documentation to Adams County that this has been completed.

Response:

We currently operate a pipeline that delivers jet fuel to our customers at DIA, and we have an emergency response plan for the existing pipeline which has been provided to the responding Colorado Designated Emergency Response Authority (DERA) as required under applicable law. However, the Project is not part of the emergency response plan because it has not yet been constructed. An Emergency Response Plan for the Project has not yet been provided to the responding DERA, but will be provided prior to being placed in to service or as required by applicable law.

3. All plans shall be reviewed by the applicable fire districts prior to approval in order to determine existing services provide adequate protection. The fire districts determinations will be required for Adams County review.

Response: We submitted requested drawings to the Bennett Fire District and continue to await responses from the fire district.

4. The applicant/operator shall follow all applicable hazardous materials and waste management regulations to ensure proper management of hazardous materials and waste such that they do not present a significant actual or potential hazard to public health, safety, or environment.

Response:

Magellan will follow all applicable hazardous materials and waste management regulations to ensure proper management of hazardous materials and waste such that they do not present a significant actual or potential hazard to public health, safety, or environment.

5. Segments of the pipeline cross parcels within the Natural Resource Conservation Overlay (NRCO), which aims to protect important wildlife areas, designated floodplains, riparian corridors, and cultural resources. These parcels are also impacted by the 100-year floodplain, 500-year floodplain, and 100-year floodway, wetlands, Bear Gulch, Boxelder Creek, West Boxelder Creek, and their tributaries. See Sections 3-43 and 4-14-02 of the Adams County Development Standards and Regulations (ACDSR) for more details.

Response:

Comment noted.

6. All development must comply with the NRCO buffers/setbacks requirements for individual protected resources provided in ACDSR Section 4-14-02-04-02.

Response:

No permanent development will occur within the NRCO buffers/setbacks, and all Project activities will comply with applicable NRCO buffers/setbacks requirements. To the extent there are Project activities within the buffers specified in ACDSR Section 4-14-02-04-02, such activity will be temporary and limited to Project construction. Following completion of Project construction, contours will be restored, the areas reseeded and allowed to return to pre-existing conditions.

7. All recommendations and best management practices outlined in the Resources Review for cultural and environmental findings (Perennial Environmental Services, October 2024) and from Colorado Parks and Wildlife may be included as conditions of approval.

Response:

Magellan will implement and adhere to all recommendations and best management practices outlined in the Resources Review for cultural and environmental findings (Perennial Environmental Services, October 2024) and from Colorado Parks and Wildlife, with the exception of the 500-foot stream setback recommendation. Magellan plans to cross Box Elder creek

(intermittent) via bore and will install cross two ephemeral waterbodies via the conventional open-cut method. If possible, construction at the open-cut crossings of SP6005 and SP9006 will be conducted during low-flow periods to minimize sedimentation and turbidity, stream bank disturbances, and limit the time it will take to complete in-stream construction (24 to 48 hours). As a CM during construction, the Project team will monitor weather forecasts and daily weather conditions in the Project area. If a severe weather pattern is forecasted, or develops during construction, the Applicant can and will adjust the construction schedule to minimize potential impacts to the entire Project area, with particular attention to sensitive resources such as surface streams and wetlands. To further minimize sedimentation during construction, CMs will border spoil piles to prevent the spoil from flowing into nearby waterbodies. Once the pipeline has been placed into the trench, excavated material will be immediately replaced and the stream banks and stream bed will be restored to pre-construction contours to the maximum extent practicable. The stream banks will be revegetated using a pre-selected seed mix developed in consultation with state and local agencies. All of the CMs are meant to prevent sediment runoff from stormwater. With implementation of these measures, impacts to surface water quantity and quality will be minor and short-term. Project impacts on waterbodies will be minor, temporary and short-term, and are not anticipated to impact the meandering characteristics and limits of the streambeds.

8. There are multiple shut in, plugged and abandoned, abandoned, producing, and waiting on completion oil and gas wells, as well as oil and gas application locations, on the subject parcels.

Response:

Comment noted.

9. All known oil and gas well flow lines and/or easements shall be graphically depicted on the site-specific development plan. In the interest of public health and safety, Adams County recommends that the applicant locate and verify the status of the flowlines. Due to the age and status of the oil and gas wells along the pipeline route (and within the 200-foot buffer indicated around the pipeline), abandoned flowlines are likely still in place. Historic records review, buried utility location, and flowline identification are highly recommended to prevent encountering flowlines during proposed pipeline installation.

Response:

Magellan performed One Calls and conducted foreign buried utility line location surveys, which included oil and gas well flow lines and other buried utilities, reviewed county land records to help identify the existence and location of underground flow lines and utilities, and depicted all located lines on the Project Mapping previously provided in Appendix A.

10. Well details and location, as well as historical aerials and records, are available through the ECMC, formerly the Colorado Oil & Gas Conservation Commission (COGCC), website and map features: <https://ecmc.state.co.us/maps.html#gisonline>.

Response:

Comment noted.

11. All nuisance control measures as outlined in the permit application may be included as conditions of approval. The applicant shall adhere to all nuisance impact mitigation measures as identified in Section 2.12 of the submitted AASI application.

Response:

Comment noted.

12. An inert fill permit must be obtained prior to importing any volume of fill material onto the parcel as part of site development. The permit type will depend on the duration and total volume of fill imported to the site. The fill must meet the definition of clean, inert material.

Response:

Magellan does not currently plan to import any fill material for construction and operation of the Project facilities in Adams County.

13. Due to the proximity of the subject parcels to Denver International Airport (DIA), they are within the Airport Height Overlay (AHO), which restricts certain building height and development. More information can be found in Section 3-37 of the Adams County Development Standards and Regulations (ACDSR).

(a) Landowners may be required to install, operate, and maintain, at the owner's expense, such markers and lights which may be necessary to indicate to flyers the presence of a hazard which affects the aviation facility. This marking and lighting requirement may also extend to objects of natural growth (trees, primarily) on site.

(b) An FAA aeronautical study may be required to determine if the proposed development could be a hazard to air navigation.

The applicant shall communicate with the FAA regarding the proposed project and provide this information to Adams County for review with subsequent application(s).

Response:

Magellan has continued to coordinate with DIA throughout Project development. DIA has submitted a 7460 Permit Application to the FAA for the proposed Project. Additional information regarding DIA's communications with the FAA will be provided to Adams County upon receipt.

14. Due to the proximity of the subject parcels to DIA, they are within the Airport Noise Overlay (ANO). Please see ACDSR Section 3-39 for more information. In accordance with the ANO, a signed "Aircraft Activity Covenant with Disclosure" must be filed prior to issuance of a building permit.

Response:

The signed aviation easement has been sent to DIA, and we have confirmed with the Colorado Air & Space Center (Space Port) that the Aircraft Covenant with Disclosure is not required.

15. Due to the proximity to the airport, the subject parcels are within the Airport Influence Zone (AIZ), which restricts certain residential and commercial developments. See ACDSR Section 3-38 for more information.

Response:

Magellan has met with DIA and confirmed the AIZ restrictions do not apply to the Project.

16. Subject parcels are within the Front Range Restriction Area One, which does not allow any structures designed for full or part-time occupation for residential, commercial, institutional, or industrial uses. Refer to ACDSR Section 3-38-05 for details.

Response:

Comment noted.

Commenting Division: Planner Review

1. A Conditional Use Permit to allow a pipeline expansion for approximately 12 miles within Adams County. The pipeline will be 10 inches in diameter and will transport various transportation fuels, including aviation and sustainable aviation fuel.

Response:

Comment noted.

2. What is the proposed timeline for installation?

Response:

As stated in Section 1.1 of the previously submitted application, Magellan intends to begin construction of the Project in August 2025 in order to complete the Project by mid-2026. Construction of the overall Project is anticipated to take 8 to 9 months to complete, while Project construction activities within Adams County are anticipated to take 3 to 4 months to complete. Based on this Project schedule, construction within Adams County is anticipated to begin between late 2025 and early 2026.

3. Was there a Development Agreement submitted? If not, please provide with resubmittal.

Response:

A Development Agreement has been provided as Appendix M with the resubmittal.

4. Please address public comment from Mr. Richardson and provide a response with your resubmittal.

Response:

Magellan is currently and has been in contact with Mr. Richardson. Magellan will continue to negotiate in good faith and expects the landowner to do the same.

5. How many landowners are directly impacted by the pipeline? Are there agreements in place for those impacted?

Response:

In Adams County, a total of 19 properties, with 15 unique landowners, are directly impacted by the pipeline. Magellan has executed agreements with three of these landowners.

Two of the outstanding properties are located on DIA land, and Magellan anticipates reaching agreements with DIA by end of second quarter 2025.

Magellan is actively coordinating with the remaining landowners and anticipates reaching agreements with all affected landowners in Adams County by third quarter 2025.

Commenting Division: Development Engineering Review

1. It appears that the project crosses various floodplains. Depending upon construction techniques and the presence of surface structures, the applicant may be required to obtain a floodplain use permit. It is recommended that the applicant provide the alignment of the pipeline in Adams County superimposed with the data from all relevant floodplains.

Potential flood plains are shown on:

Flood Insurance Rate Maps FIRM Panels 08001C0390H, 08001C00680H, 08001C0690H, 08001C0688H,*08001C0670H, *08001C0951H & 08001C0950H, Published by the Federal Emergency Management Agency, January 204, 2016.

* Pipeline potentially lies within these FIRM. Data submitted was not sufficient to determine exact location of pipeline.

Response:

Project mapping with the locations of FEMA floodplains were provided in Appendix A of the initial application.

2. The project is located within the boundaries of the following regional drainage studies:
Lower Box Elder Creek OSP PH B 2001, Prepared for Adams County, City and County of Denver and Urban Drainage and Flood Control District. Prepared by Wright Water Engineers, Inc., October 2001.
Coyote Run and Upper Box Elder Creek OSP Ph B 1995, Prepared for City of Aurora, Arapahoe County, Adams County, and Urban Drainage and Flood Control District. Prepared by CH2M Hill., December 1995.

For the regional drainage facilities mentioned in the studies listed above, it is recommended that the applicant either avoid them or install the line to a depth below the facility to provide sufficient cover and avoid potential utility conflicts. Show these regional facilities on the plans.

Response:

Magellan has reviewed these regional drainage studies and will install the proposed pipeline to allow for a minimum of 4 feet of cover between the top of the pipe and the final land surface after backfilling at planned regional drainage facility locations to avoid potential utility conflicts.

3. The proposed pipeline crosses several County owned/maintained roadways. All roadway crossing must be perpendicular. It is also the County's preference for roadway crossing to be done with a bore.

Response:

The Project design, as submitted, complies with both the County requirement that roadway crossings must be perpendicular and preference that roadway crossings be done with a bore.

4. The applicant shall be responsible to ensure compliance with all Federal, State, and Local water quality construction requirements. The project site is within the County's MS4 Stormwater Permit area. In the event that the disturbed area of the site exceeds 1 acre, or disturbing less than 1 acre but belonging to a larger subdivision (over 1 acre), the applicant shall be responsible to prepare the SWMP plan using the Adams County ESC Template, and obtain both a County SWQ Permit and State Permit COR400000.

Response:

The Project will be constructed in accordance with all applicable federal, state, and local water quality requirements. Magellan intends to apply for and obtain a Construction Stormwater Discharge permit (Permit No. COR400000) from the Colorado Department of Public Health and Environment and a Stormwater Quality Permit from Adams County.

5. All necessary paperwork such as Commissioners Resolutions, Development Agreements, Collateral Agreements, BOA decisions, easements, etc. will be on file with the Adams County Department of Public Works/ Construction Management Section prior to the issuance of any construction or building permits.

Response:

We will work with the appropriate Adams County entities to be sure all necessary paperwork is on file in a timely manner.

6. The Adams County boundaries are not clearly identified on any of the construction plan sheets. Jurisdictional boundaries need to be identified with ownership labels on either side of the boundary line. See example below:

Response:

Magellan has updated the Project Mapping provided in Appendix A to more clearly identify the Adams County boundaries.

7. The majority of the project appears to be within the jurisdictional boundary of the City of Aurora. The applicant will need to approvals and construction permits from the City of Aurora for any portions of the pipeline that are within the City limits.

Response:

Comment noted. Magellan has or will submit a permit application to the City of Aurora.

8. Pipelines running parallel to Adams County road Right-of-Way must be located outside of all current and future road right-of-ways (ROW).

Response:

The Project design, as submitted, complies with this requirement.

9. The applicant will be required to obtain Adams County construction permits for any crossing of Adams County road right-of-ways or, easements or properties owned by Adams County. To obtain construction permits, the applicant will be required to submit for an Engineering Review (EGR case) to have all construction plans reviewed and approved. Construction permits will be issued by the County after the construction plans are approved and any additional permits are obtained; such as stormwater permits and land use approvals.

Response:

Comment noted.

10. In the event that Adams County performs a roadway or drainage project that requires adjustment or relocation of the pipeline within the right-of-way, the Public Works Department will require that the applicant perform any adjustments or relocations, at their own expense, upon receiving notification from the County.

Response:

Comment noted.

Commenting Division: ROW Review

1. Pending the route chosen, no pipelines can be installed with any future right-of-way expansion locations along Section Line Roads within 80' of the section line. This will provide a setback of 20' to the edge of the classification cross section for this road.

Response:

The Project design, as submitted, complies with this requirement.

2. No pipelines within county ROW, EXCEPT at 90 degrees crossings.

Response:

The Project design, as submitted, complies with this requirement.

3. Any segment of the pipeline project, including easements, that is parallel to an Adams County right-of-way, the pipeline shall be constructed a minimum of 5 feet from the edge of the maximum future right-of-way width, as designated in the Adams County Master Transportation Plan. If the location and existence of the easements precludes development within the maximum future right-of-way width as designated in the Master Transportation Plan, the overlapping easements shall be subordinate to accommodate Adams County's development.

Response:

The Project design, as submitted, complies with this requirement.

Commenting Division: Neighborhood Services Review

1. Code compliance have a case open at this property VIO2024-01544 for the following violations:
3-34-02 MINIMUM REQUIREMENTS A P.U.D.
3-34-02-02 PERMITTED PRINCIPAL, ACCESSORY, CONDITIONAL, SPECIAL AND PROHIBITED USES
3-34-02 & 3-34-02-02 Per this Code. Please cease any auto repair, clean up any junk and debris, remove any outside storage, remove any expired vehicles, any livestock must be removed. Per the P.U.D. (planned unit development) these uses are not allowed and require an amendment to the PUD.

Response:

Per the comment review meeting held with Adams County on January 8, 2025, this comment is not applicable to Magellan's proposed Denver Expansion Project.

Commenting Entity: 27J Schools

1. School District 27J has no concerns about the proposed pipeline.

Response:

Comment noted.

Commenting Entity: Colorado Department of Public Health and Environment

1. 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.

Response:

Although this is a small development project that does not require the permit referenced by the Colorado Department of Public Health and Environment (CDPHE), Magellan will implement the fugitive dust control measures as necessary.

Commenting Entity: Colorado Department of Public Health and Environment

2. The federal General Conformity rule applies to federally funded projects in federal nonattainment and air quality maintenance areas, such as the Denver Metro/North Front Range severe ozone nonattainment area.

Response:

The Project is not federally funded and, therefore, General Conformity does not apply.

Commenting Entity: City of Aurora

1. Please note that the Aurora Borealis Solar project is approved, via Site Plan, along Hudson Road between E 26th Avenue and E 38th Avenue. Per the approved Site Plan, a 50-foot permanent Right-of-Way is shown for pipeline and communication purposes along Hudson Road (Reception Number 2015000104169). Please refer to Plan Views 22, 27, and 32 of the approved Site Plan. The approved Site Plan can be found at the following link. Please note that the project is located within the Airport Influence Districts of both the Denver International Airport and Colorado Air and Space Port.

Response:

Comment noted.

Commenting Entity: City of Aurora

2. Please note that the project is located within the Airport Influence Districts of both the Denver International Airport and Colorado Air and Space Port.

Response:

Comment noted.

Commenting Entity: City of Aurora

3. Planning Staff recommends that coordination with the City of Aurora's Public Works and Easements Departments occur during the construction of the project.

Response:

Comment noted.

Commenting Entity: U.S. Department of Agriculture

1. WS recommends against the establishment of any landscaping or vegetation in the 5-mile separation buffer which may attract wildlife. The document suggests in the future that sodding or seeding might be needed. WS recommends utilizing the DEN WHMP approved seed mix for any seeding projects. We also recommend any future seeding mixes be controlled for purity to not add undesirable weeds. Any grass species not currently listed in the DEN WHMP approved seed mixes is not recommended for use within the 5-mile separation buffer. The use of hardscaping such as large rocks, crushed stone, and other landscaping features which do not attract birds should replace plants to the greatest extent possible.

Response:

Unless requested otherwise by an individual landowner, Magellan will utilize the DEN WHMP approved seed mix during restoration of the Project area. In addition, any future seed mixes will be controlled for purity to prevent the introduction and spread of noxious weeds.

2. For future landscaping, WS generally discourages introducing trees and shrubs into the 5-mile separation zone. If this recommendation cannot be adhered to, tree and shrub species should be significantly spaced as to prevent the establishment of a continuous canopy or dense cover. Long-term plant growth should also be considered when spacing. Introduced plants should also be of species or varieties which do not produce seed, fruit, or any other food attractant.

Response:

Magellan will not plant the Project area with tree and shrub species following the completion of construction.

3. Plans within the Magellan Pipeline document have the potential to increase wildlife abundance and strike risk in the project area and should be reconsidered within the 5-mile separation zone. While WS recognizes the importance of aesthetically pleasing landscaping, aviation safety is paramount and should be prioritized within the FAA designated safety zones. Given the geographic orientation of the Magellan Pipeline, WS recommends that any landscaping plan be modified and specifically reference practices which will mitigate the potential to increase avian wildlife hazards near DEN.

Reference the USDA General Project Review 2024 document for additional information on wildlife attractants which are common to development projects near DEN.

Response:

Unless requested otherwise by an individual landowner, Magellan will utilize the DEN WHMP approved seed mix during restoration of the Project area. The Project does not include the construction of new buildings or structures. The proposed RMV has minor aboveground

components, measuring approximately 7 to 10 feet in height. Therefore, no landscaping plan is warranted or proposed.

Commenting Entity: Winston C. Cho

1. The fuel line proposed, indicated by the turquoise colored solid line. The line seems to extend North past 96th Ave. into areas (land) that is owned by Denver International Airports (DIA). My concern is that this affected area may be Accidental Potential Zones (APZ) of the airport. How far will the pipe be dug into this area to minimize damage should there be any crashes? Will the pipes be brand new piping, or shielded /protected from surface penetration of a plane crash?
 - a. In the letter received, there is a copy of a letter from Perennial Environmental Services by Virginia Steen. In this is particular letter, it states the following:

"Following construction, a 30-foot-wide permanent easement centered on the new pipeline will be retained in Adams County."

How and who will this easement be maintained by and how often? Are there protocols placed in case of fire or gas line rupture? Are there protocols in place to contain leaks or spillage? If contractors are being used - who are they and how far are they to anticipate a reasonable response time?
 - b. The acres affected by this proposed gas line runs through dry farming areas. Fire mitigation and containing environmental damage for the sake of the farmlands and homes here is a concern for all the residents in this valley. Imboden street is 0.3 miles from the proposed gas line, why is that established road not a consideration for the gas line to run parallel until 56th ave? Paralleling Imboden Avenue would eliminate the need for an easement and also serve a ready road way for fire departments, DIA emergency teams, ambulances, and the residents to access and exit during emergencies.
 - c. FEMA floodplain and water runway. Directly South of map marker 457.5 is Bear Gulch Creek. The proposed pipeline would go through the creek. What plans do you have for the pipeline to minimize obstruction of this creek? Will it be buried under? Will a culvert construction be done? Will you have to reroute waterways from Bear Gulch? Will FEMA have to be involved for such an operation? These same questions apply to the easement that will need to run through or over the creek center of the gas line? Bear Gulch Creek is incidental to Box Elder creek, which lies less than 0.2 miles West of this proposed gas line. Any alterations to Bear Gulch could affect Boxelder where homes and farmland are in between these two creeks.
 - d. We're hoping for invitations to a town hall meeting regarding this project. As of current, we've not received any other letters from OneOak, Perennial or Magellan regarding this pipeline project. I think it would be a good opportunity for all the parties involved to be educated on how extensive this pipeline will be.

Response:

Magellan has reached out to Mr. Cho and understands his concerns. There have been recorded attempts to reach him, unfortunately unsuccessfully. Magellan continues to attempt contact and will set an in person meeting as soon as possible. Magellan plans to address each of his concerns; however, notes that Mr. Cho is not a directly impacted landowner by construction and was originally contacted because of the larger scope required during Environmental and Archaeological surveys.



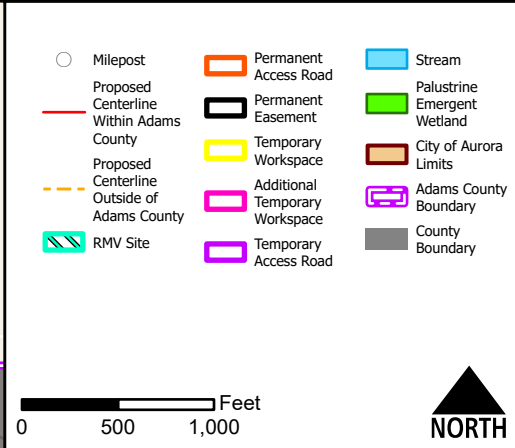
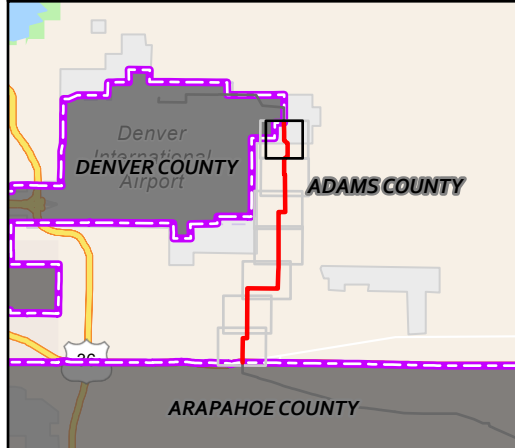
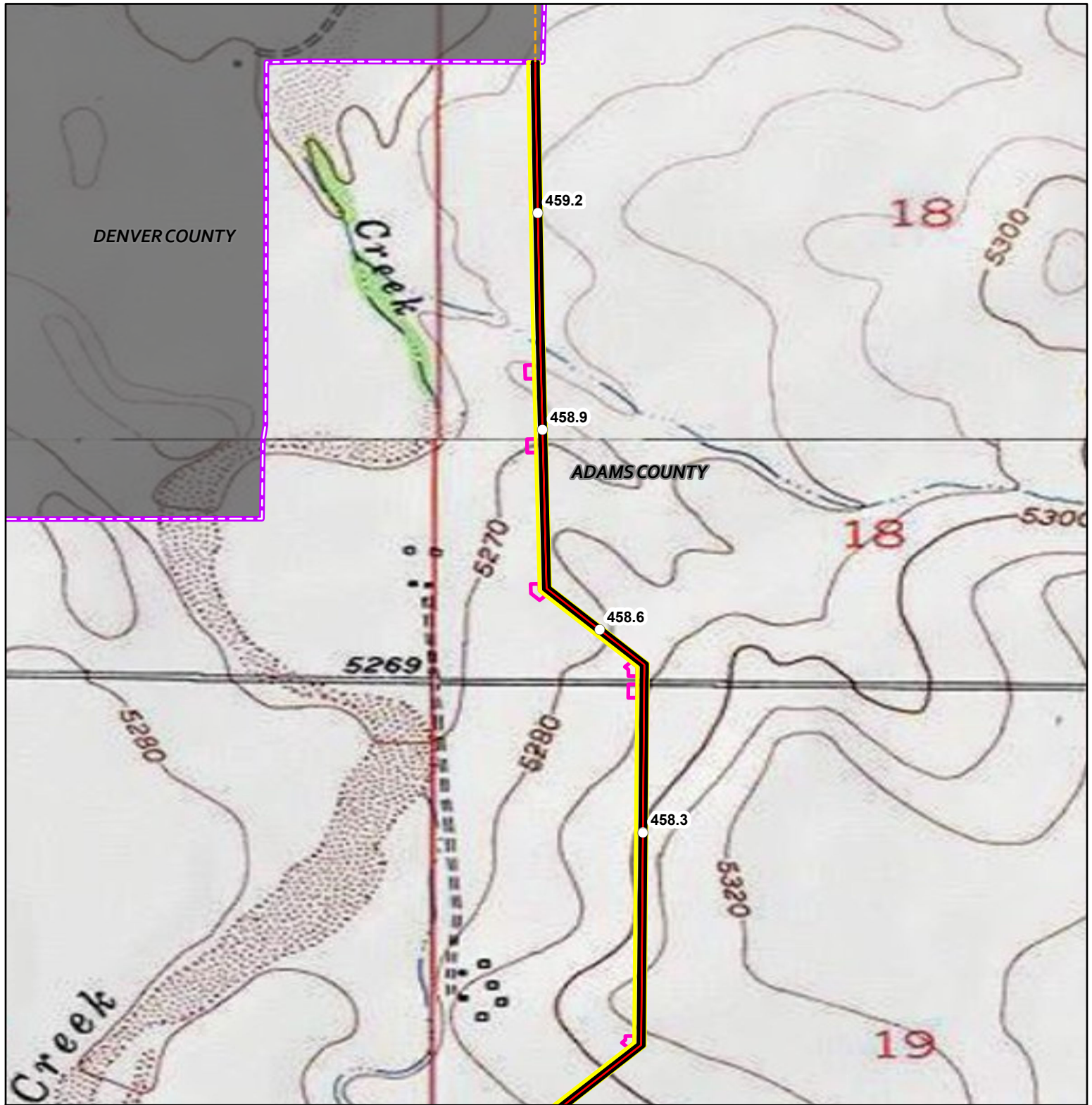
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Appendix A

Project Mapping

Vicinity Map

Topographic Map



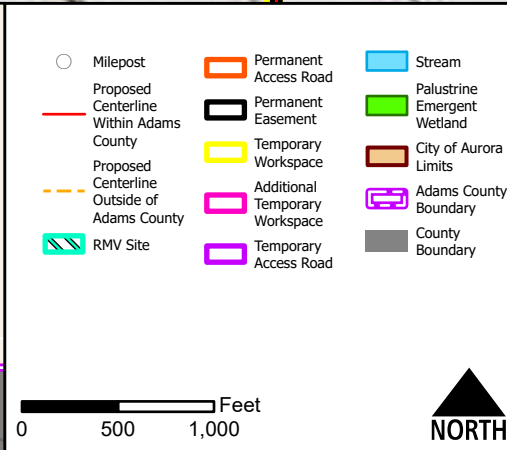
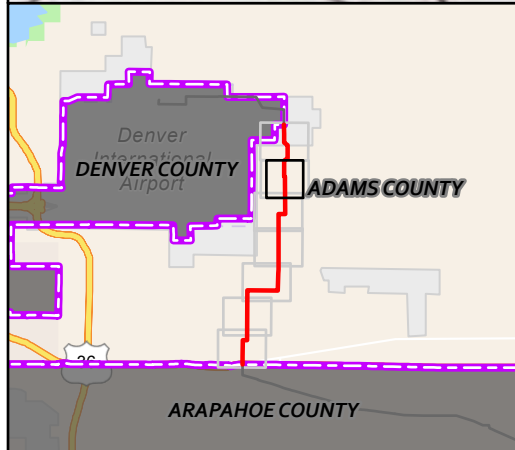
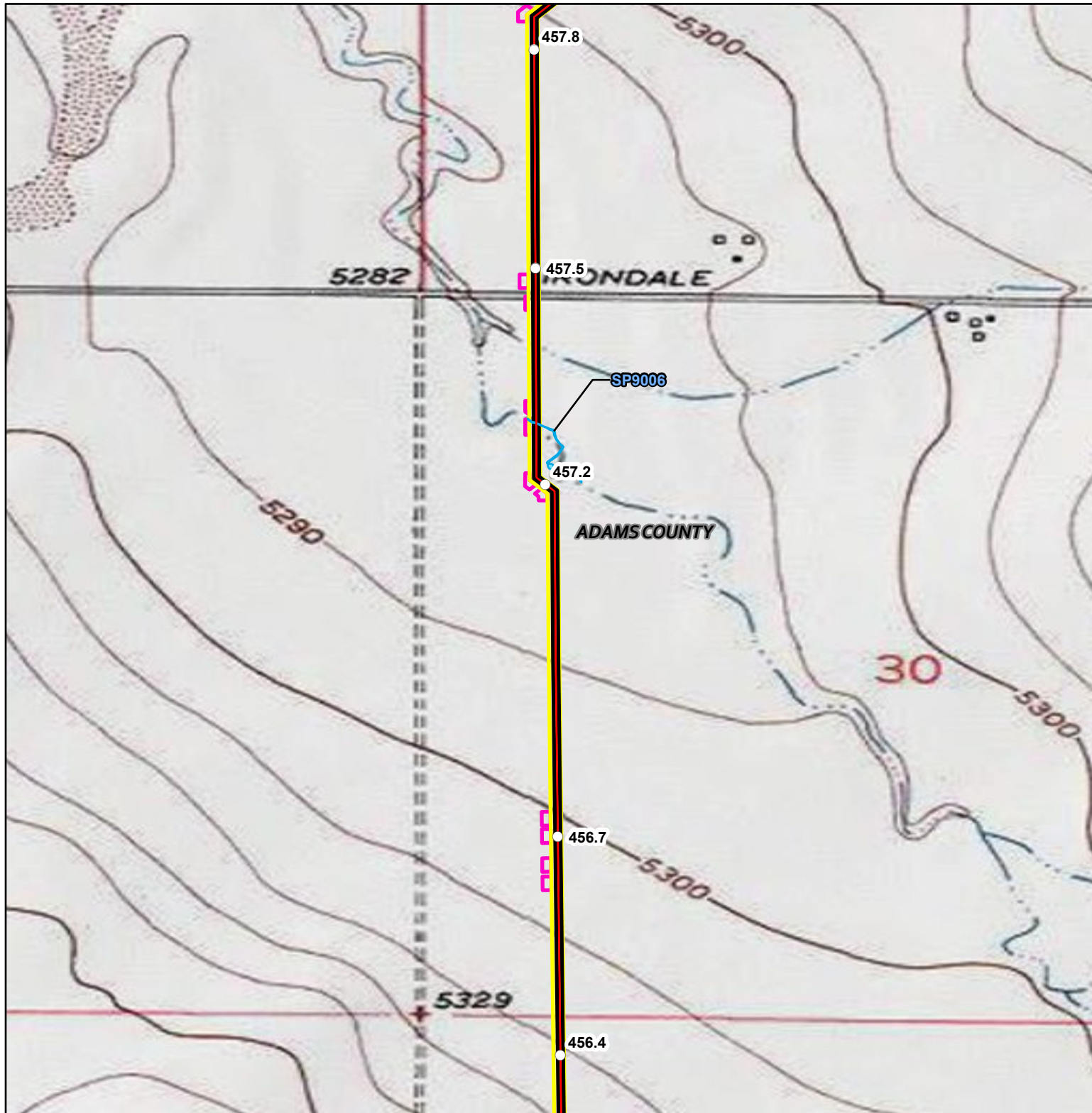



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Topographic Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
Adams County, Colorado

Page 1 of 7	Scale: 1:12,000
NAD83 BLM Zone 13N	Date: March, 2025



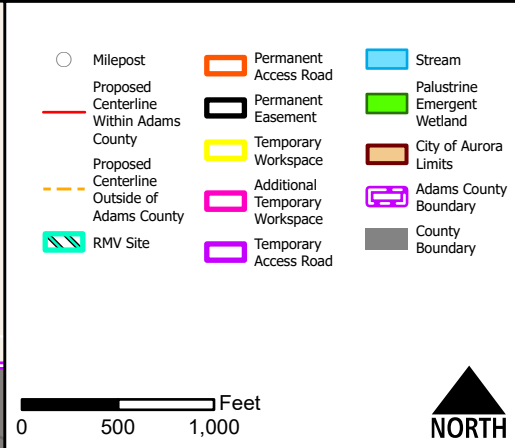
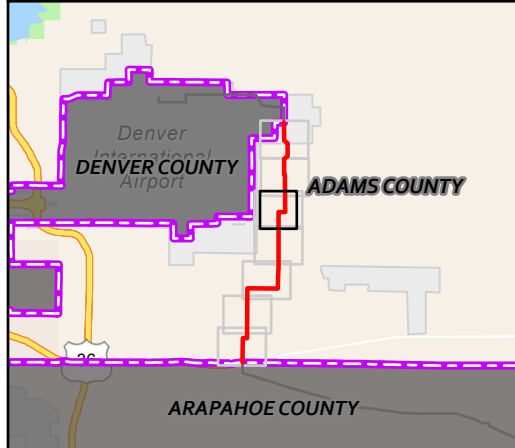
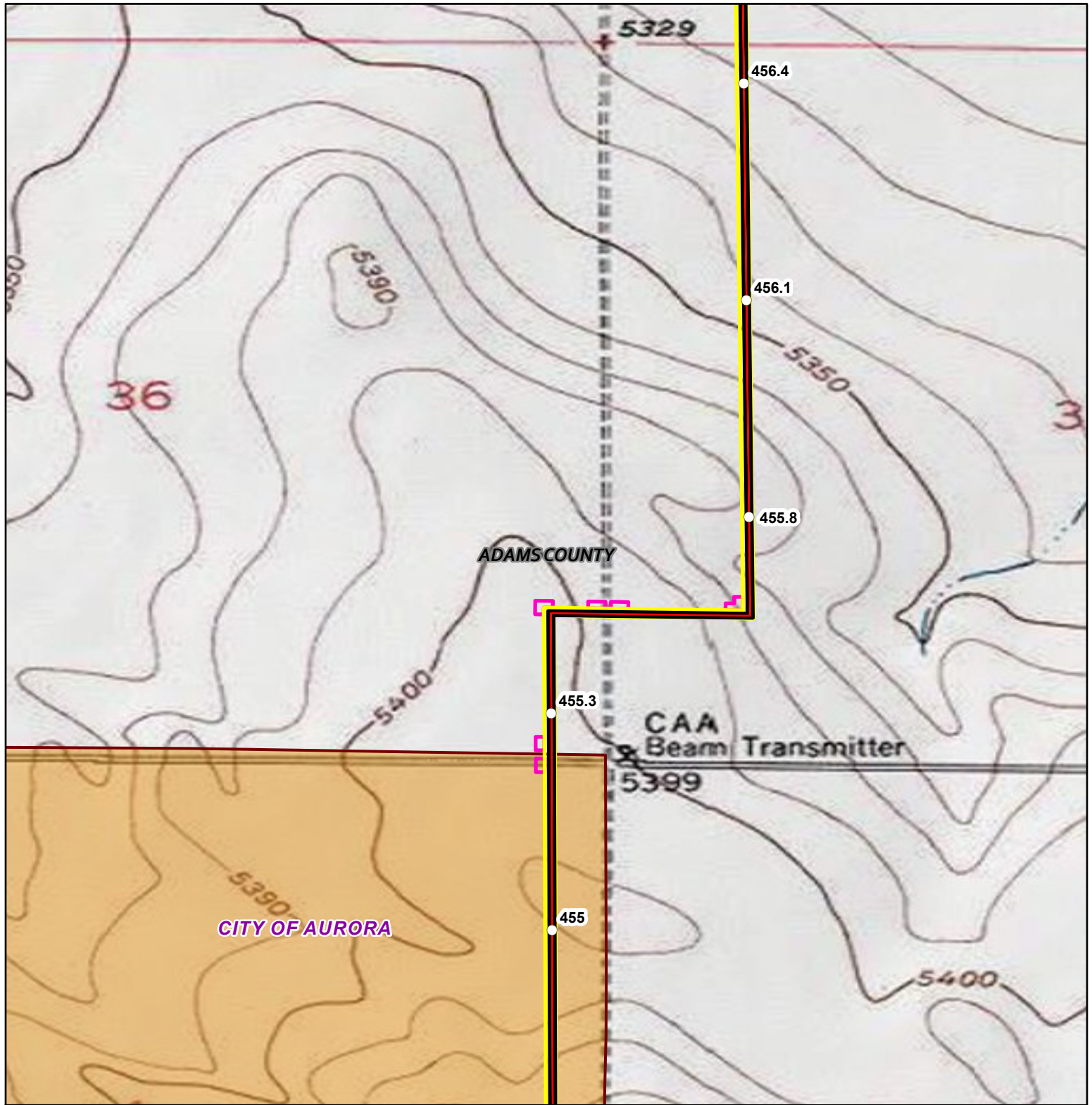



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Topographic Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
Adams County, Colorado

Page 2 of 7	Scale: 1:12,000
NAD83 BLM Zone 13N	Date: March, 2025



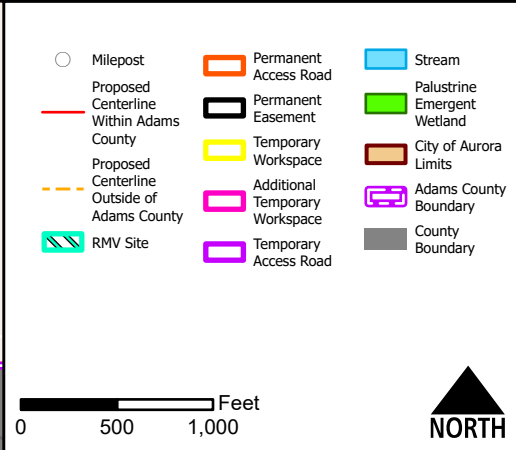
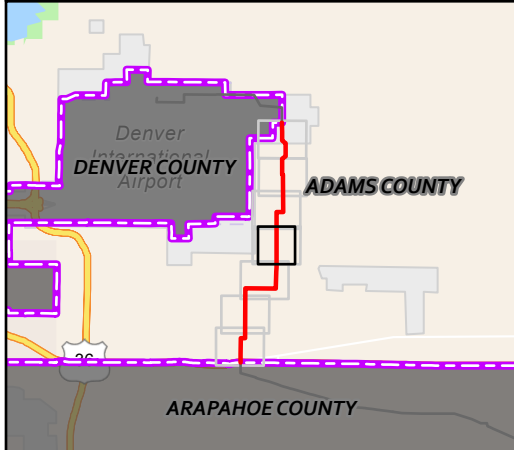
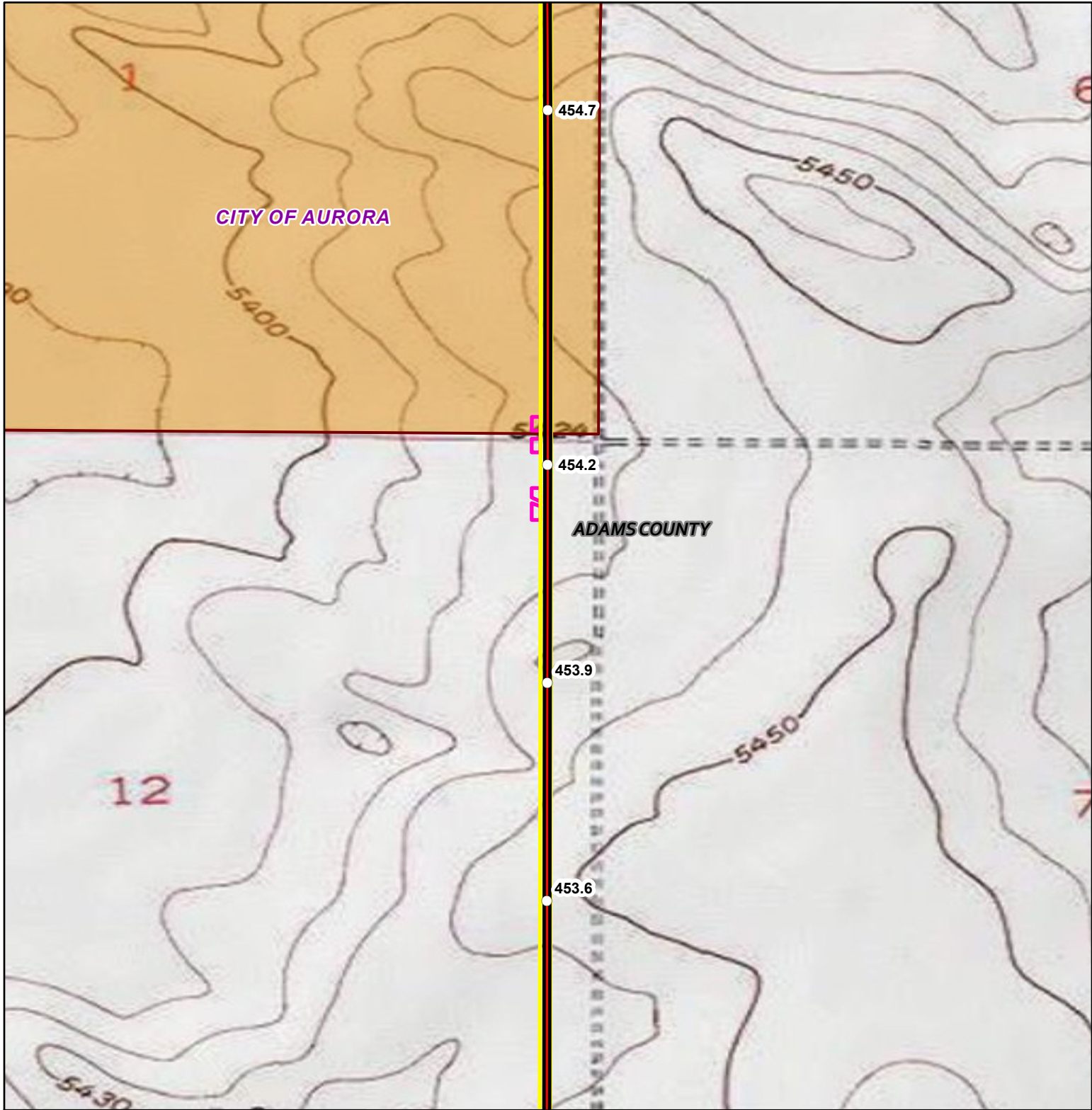



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Topographic Map
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Magellan Pipeline Company, L.P.
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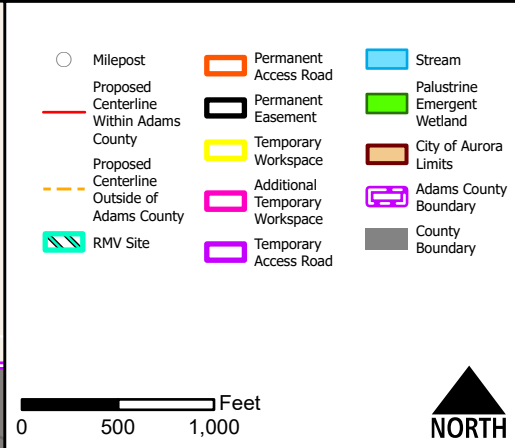
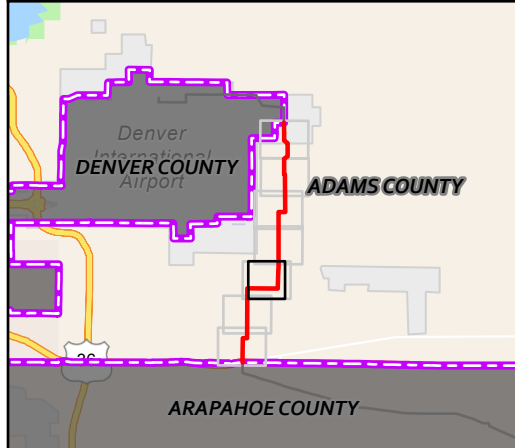
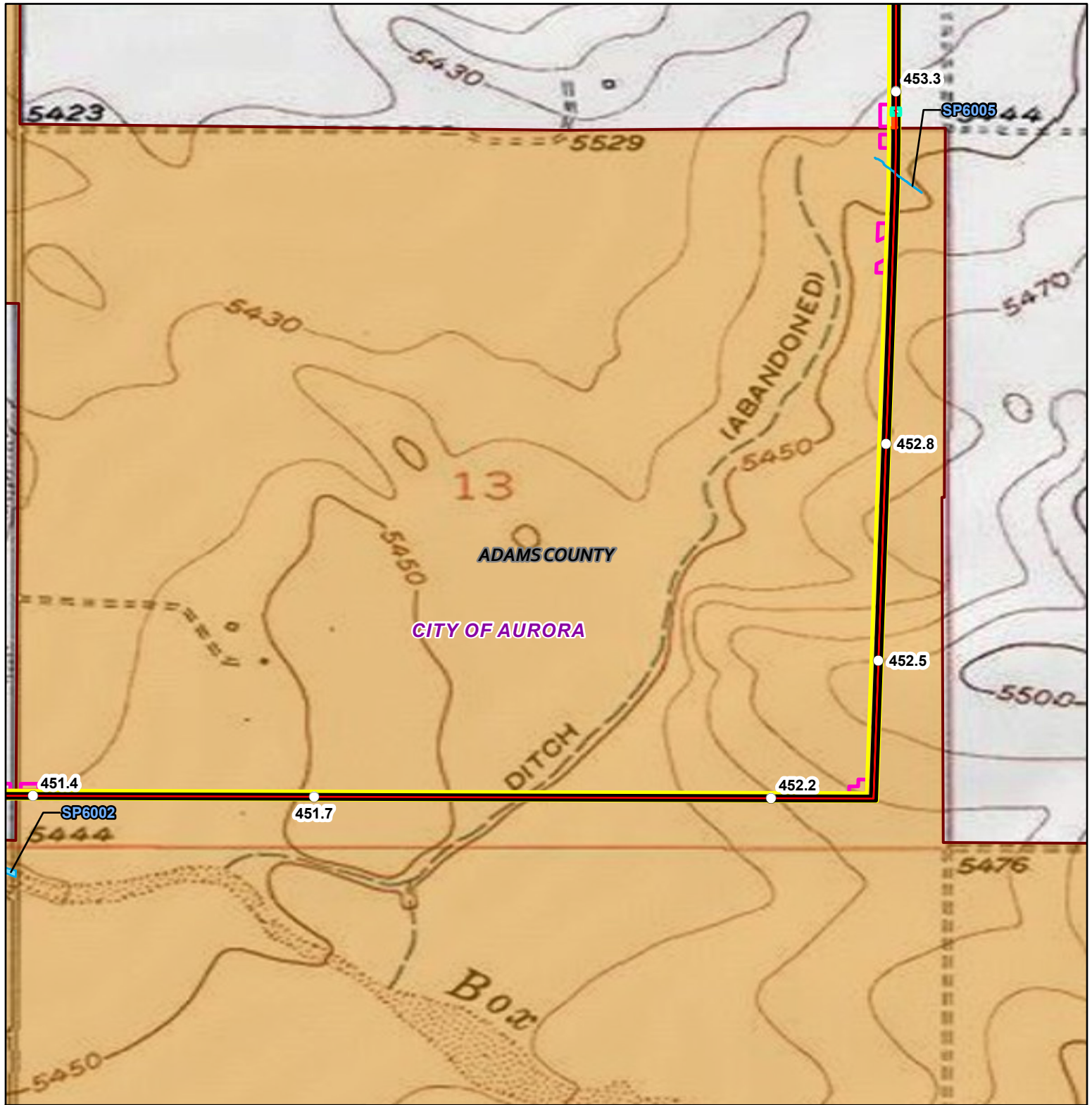



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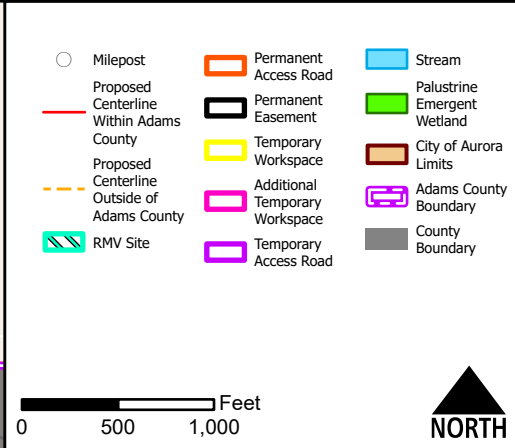
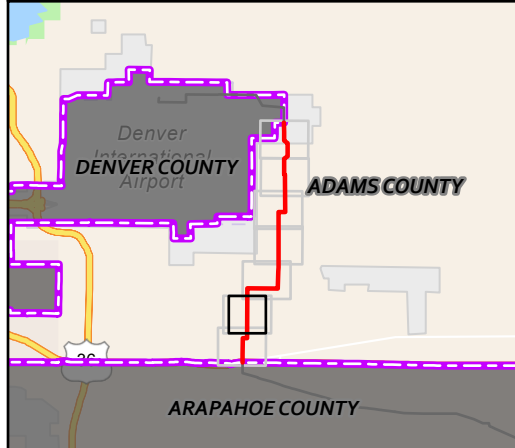
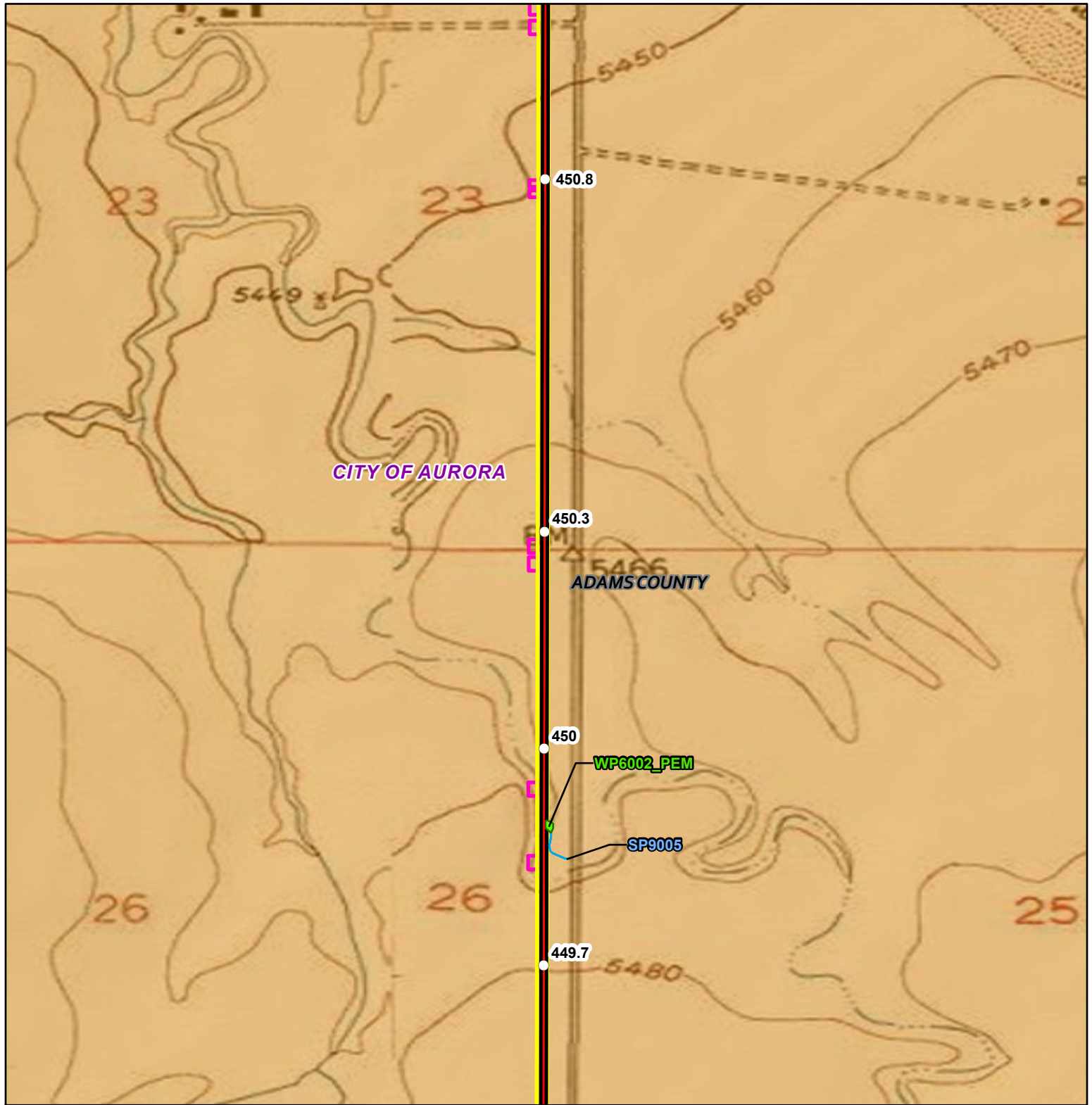
Topographic Map


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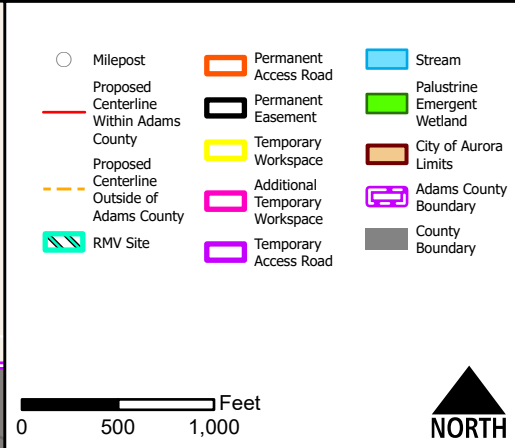
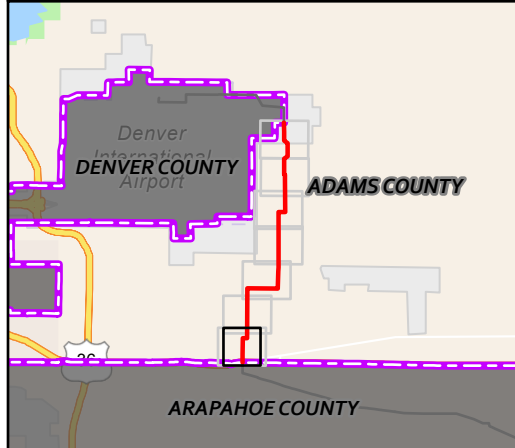
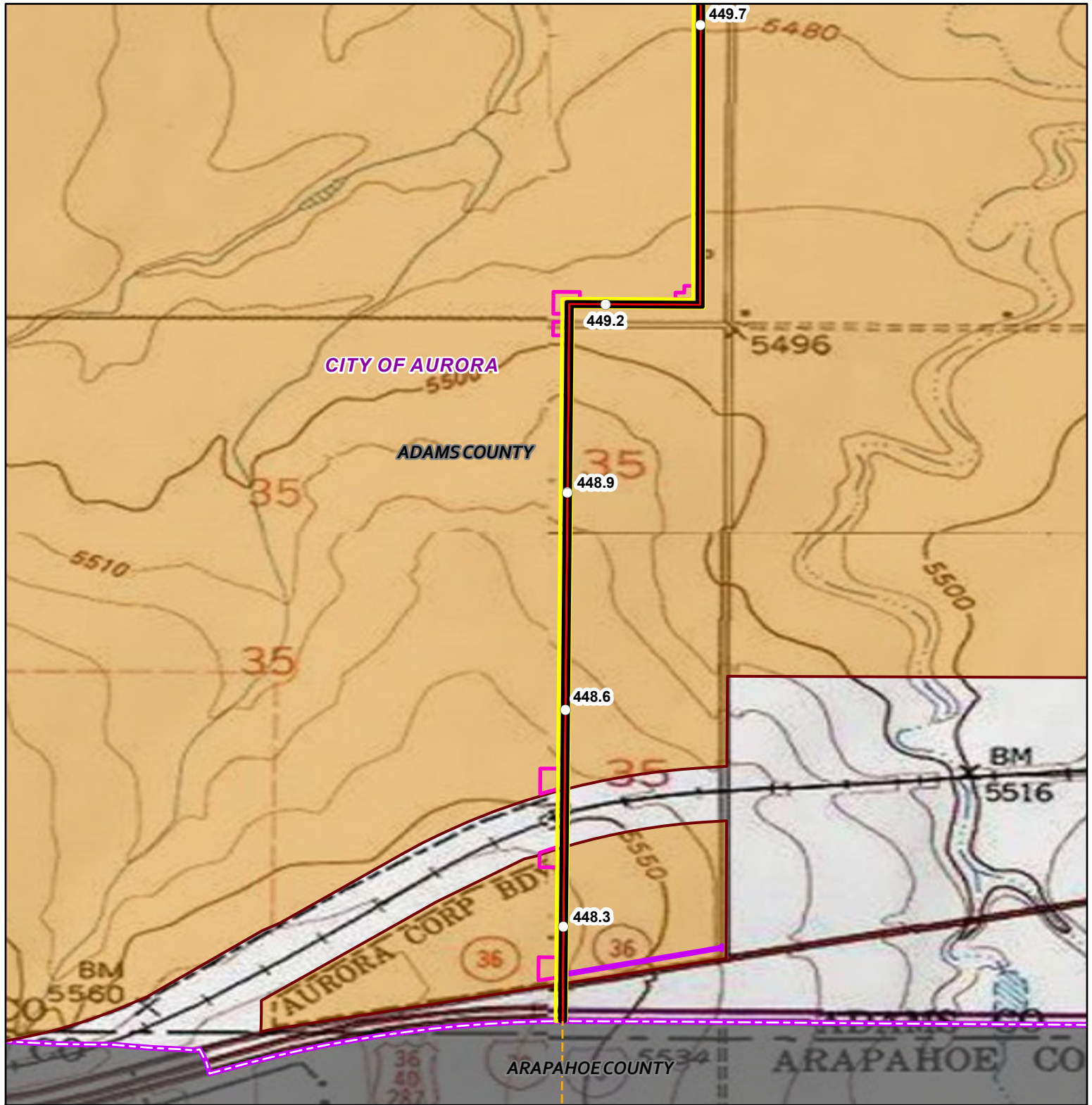





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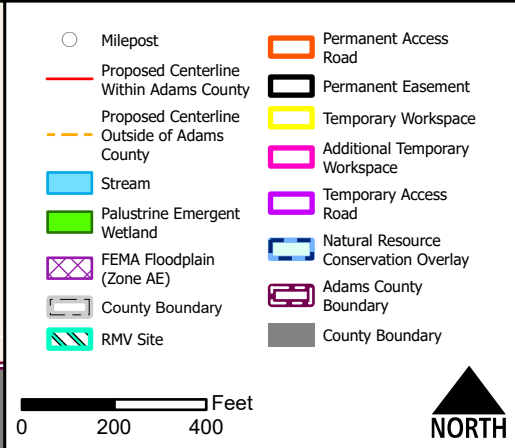
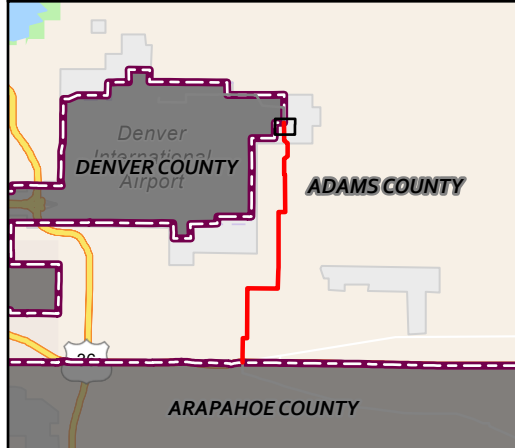
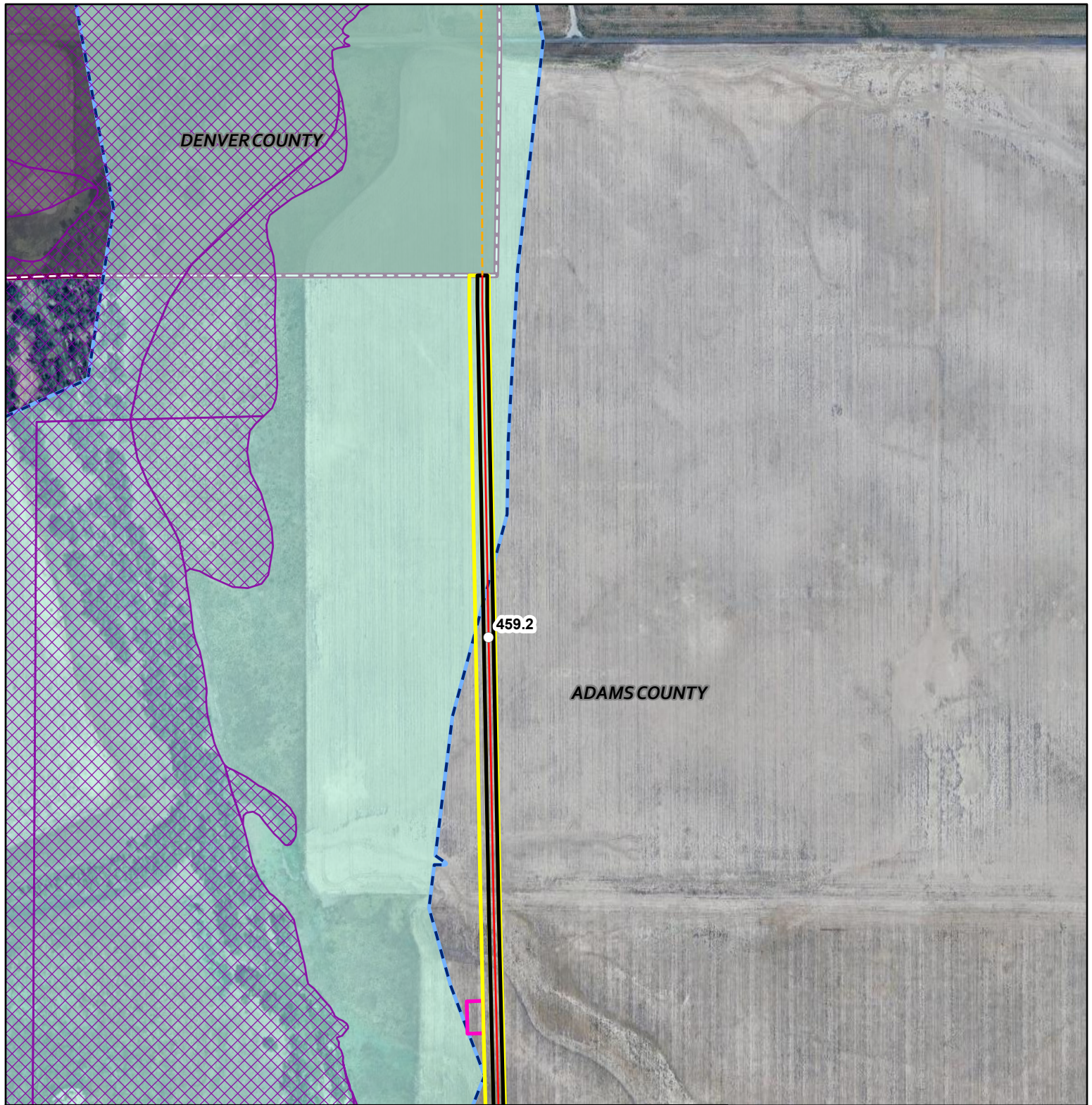
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Environmental Features Map

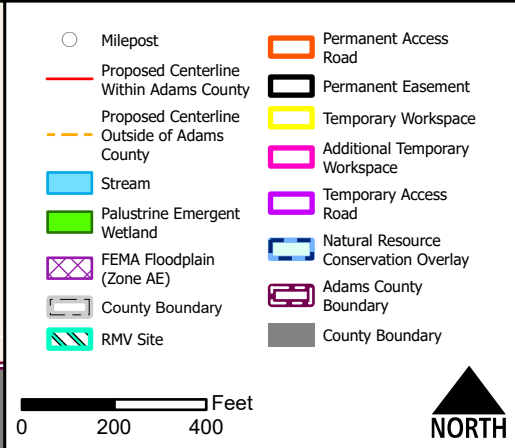
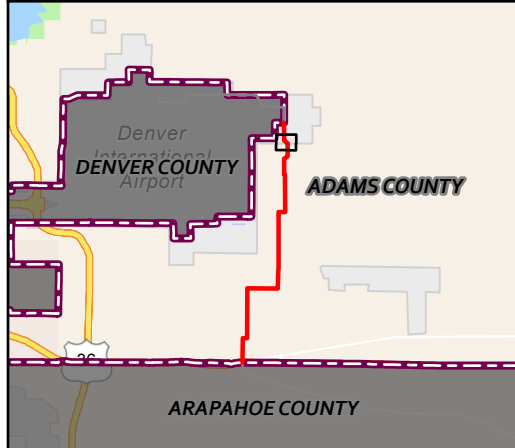
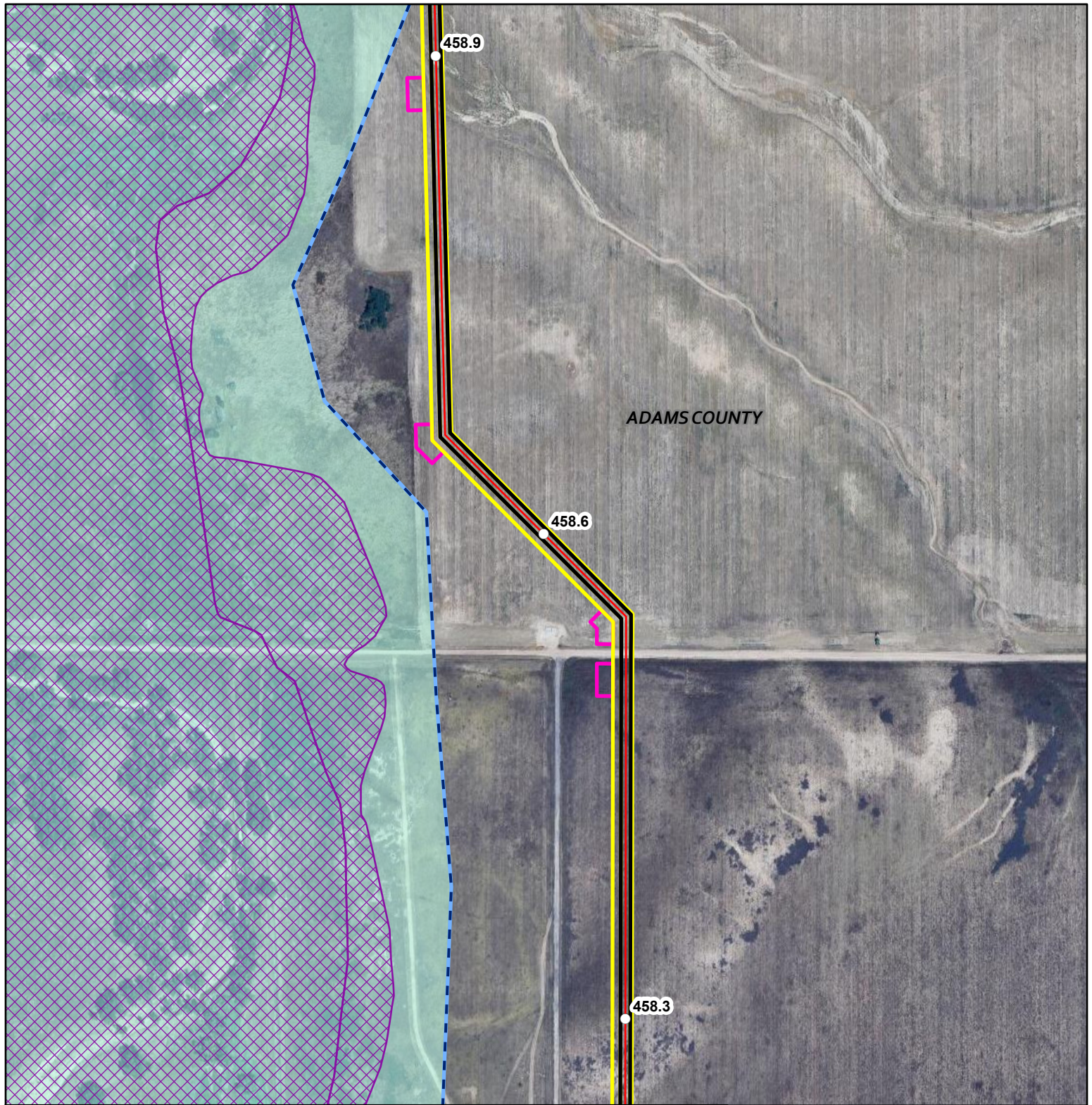




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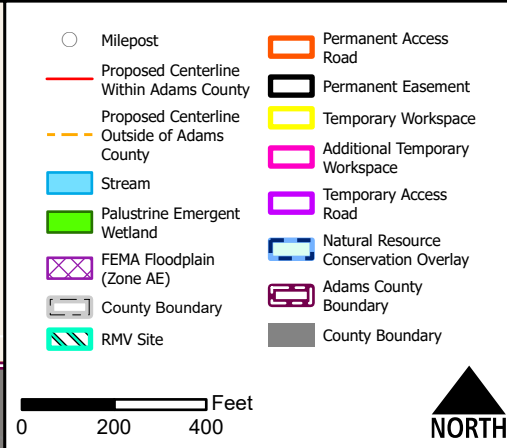
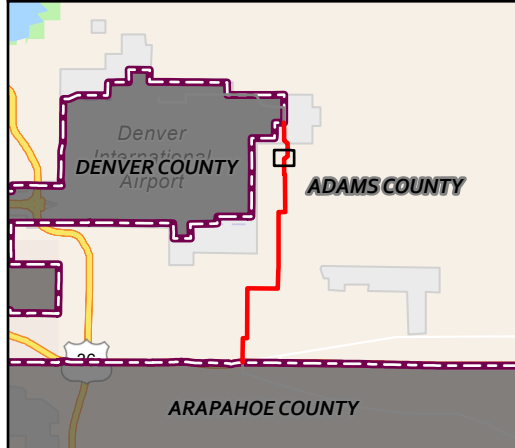
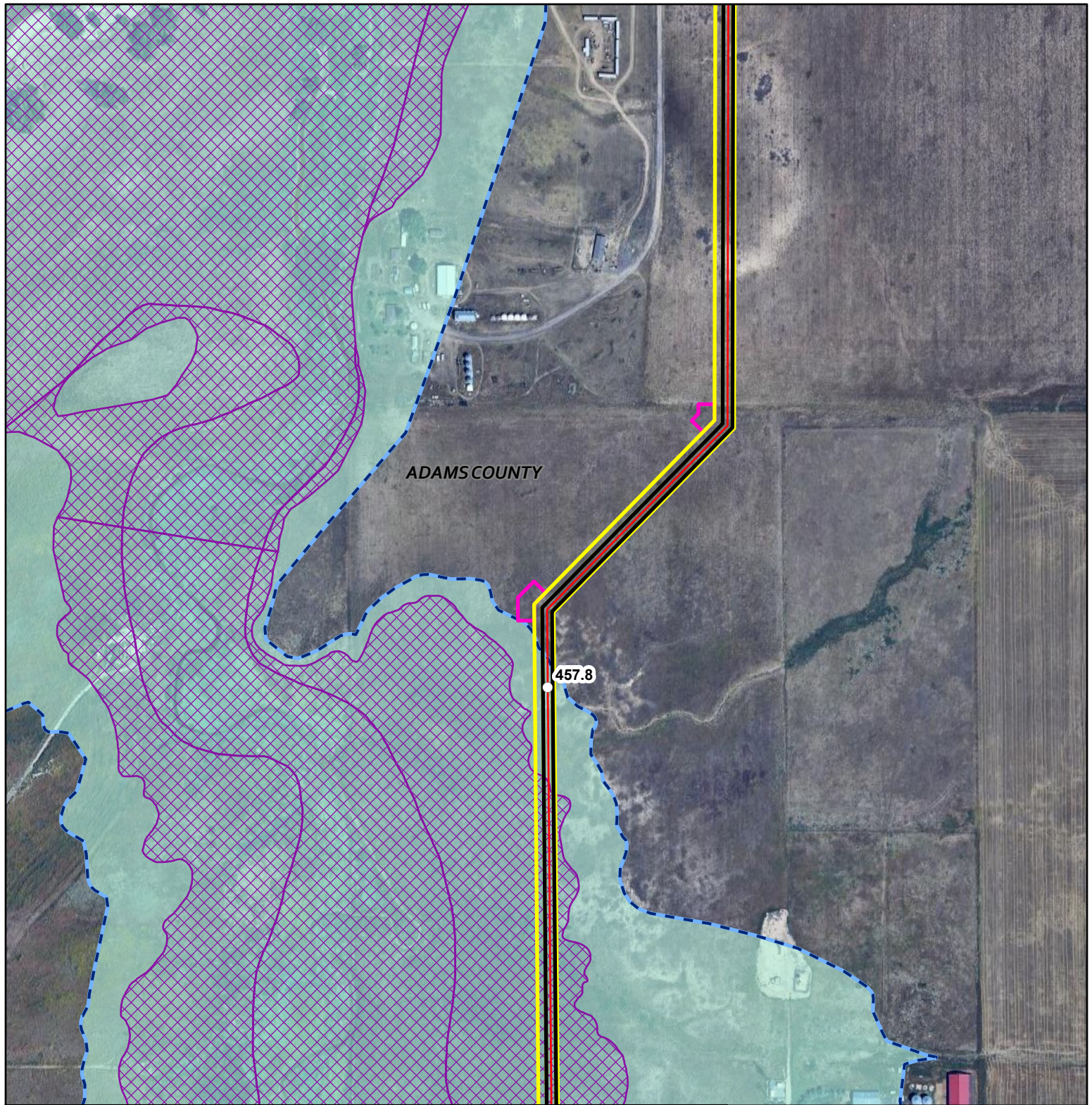
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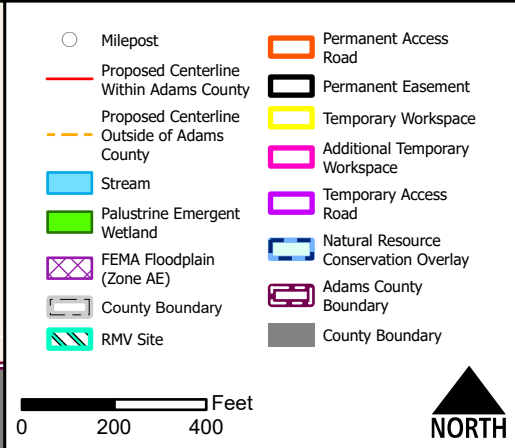
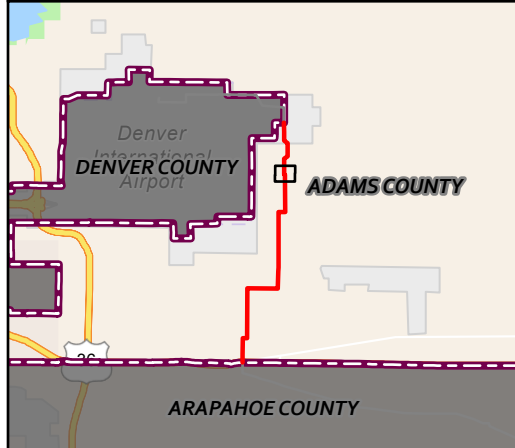
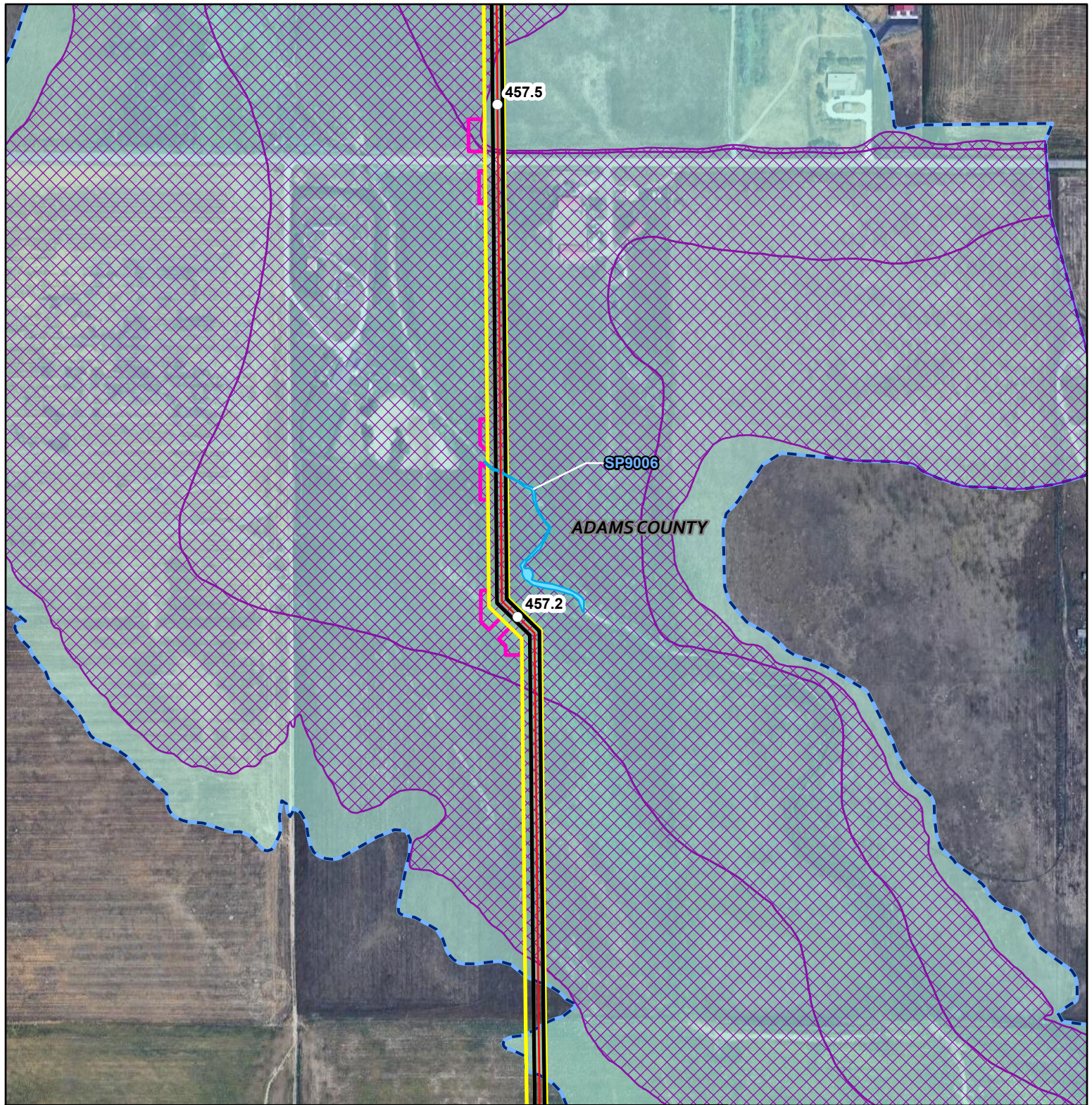



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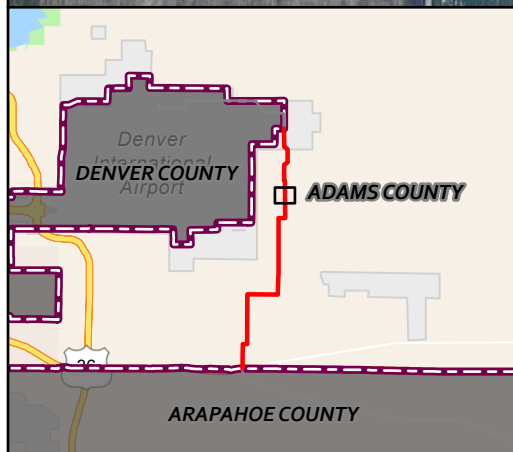
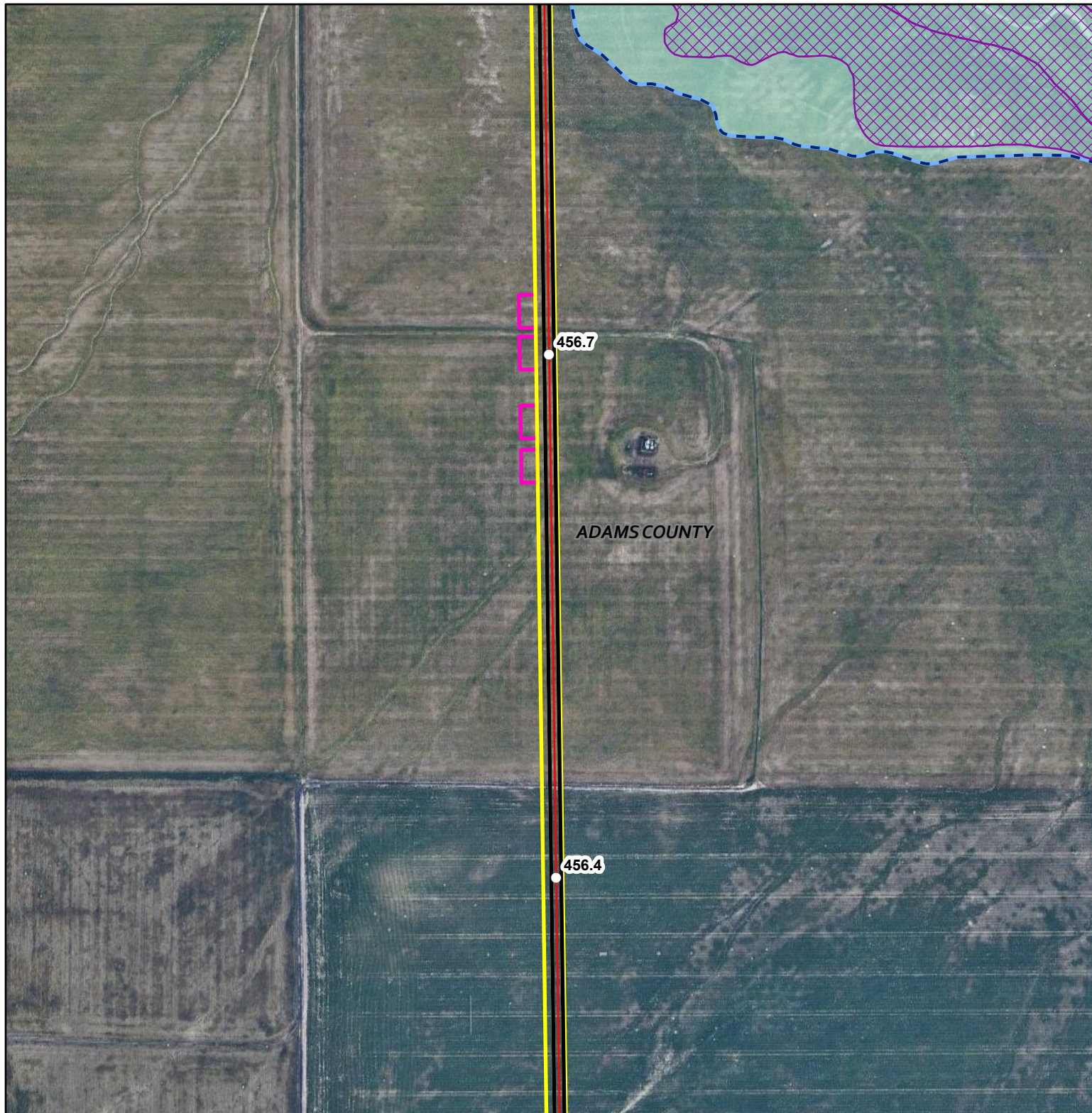
Aerial Imagery Map

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- Milepost
- Proposed Centerline Within Adams County
- - - Proposed Centerline Outside of Adams County
- Stream
- Palustrine Emergent Wetland
- FEMA Floodplain (Zone AE)
- County Boundary
- RMV Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- Natural Resource Conservation Overlay
- Adams County Boundary
- County Boundary

0 200 400 Feet



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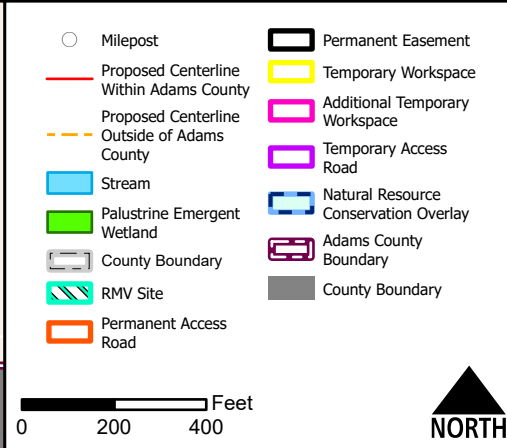
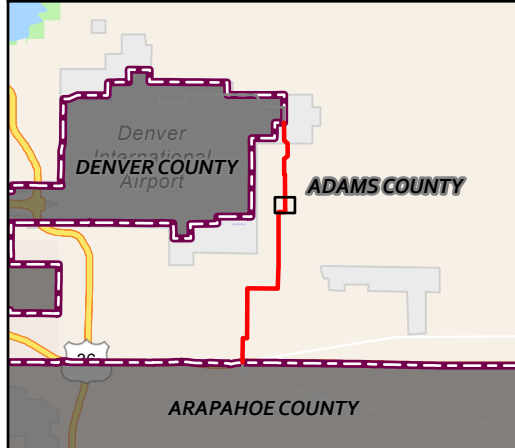
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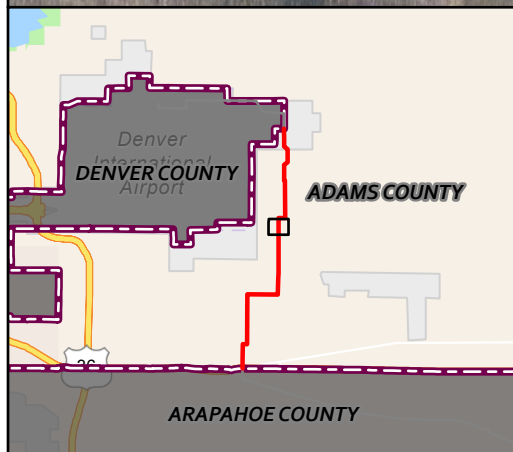
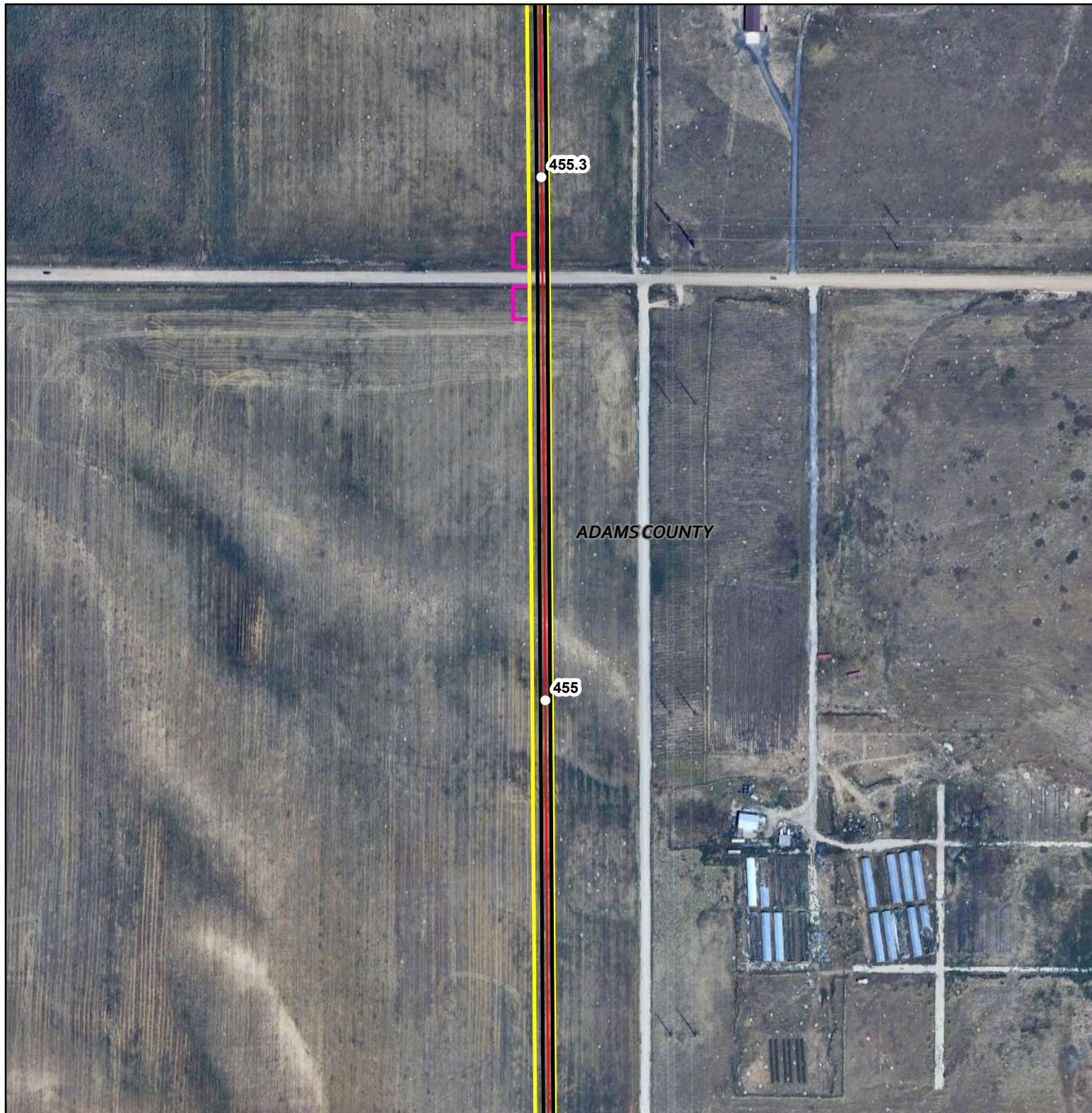
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- Milepost
- Proposed Centerline Within Adams County
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- Palustrine Emergent Wetland
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- Additional Temporary Workspace
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- Natural Resource Conservation Overlay
- Adams County Boundary
- County Boundary

0 200 400 Feet



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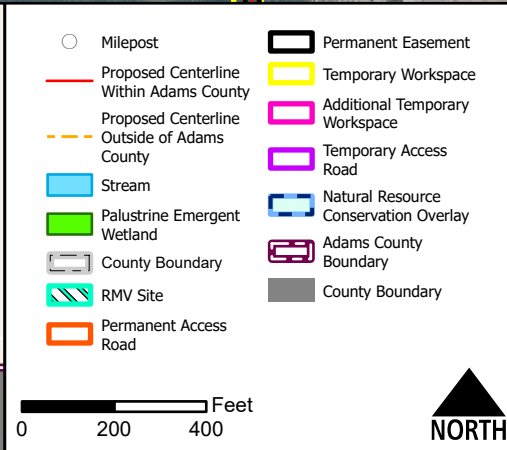
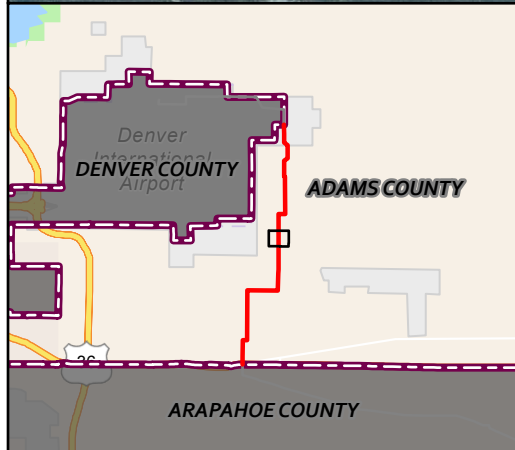
**Aerial Imagery Map
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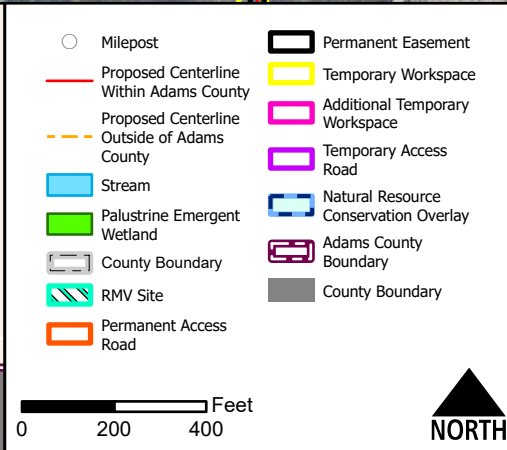
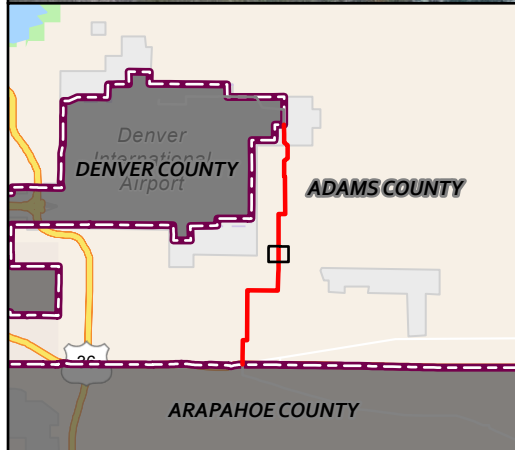





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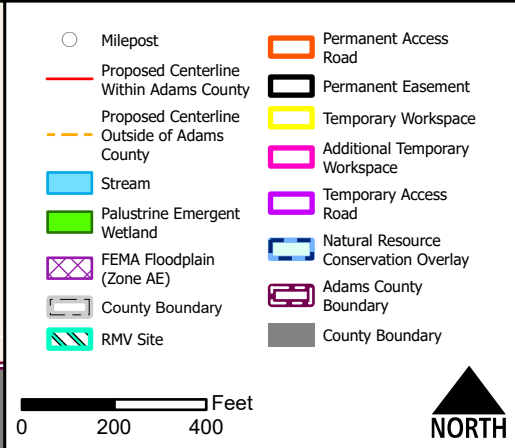
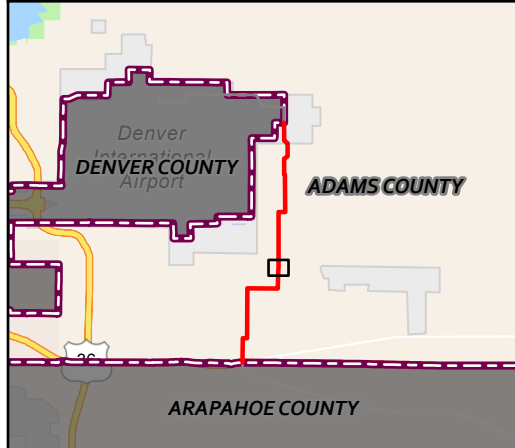
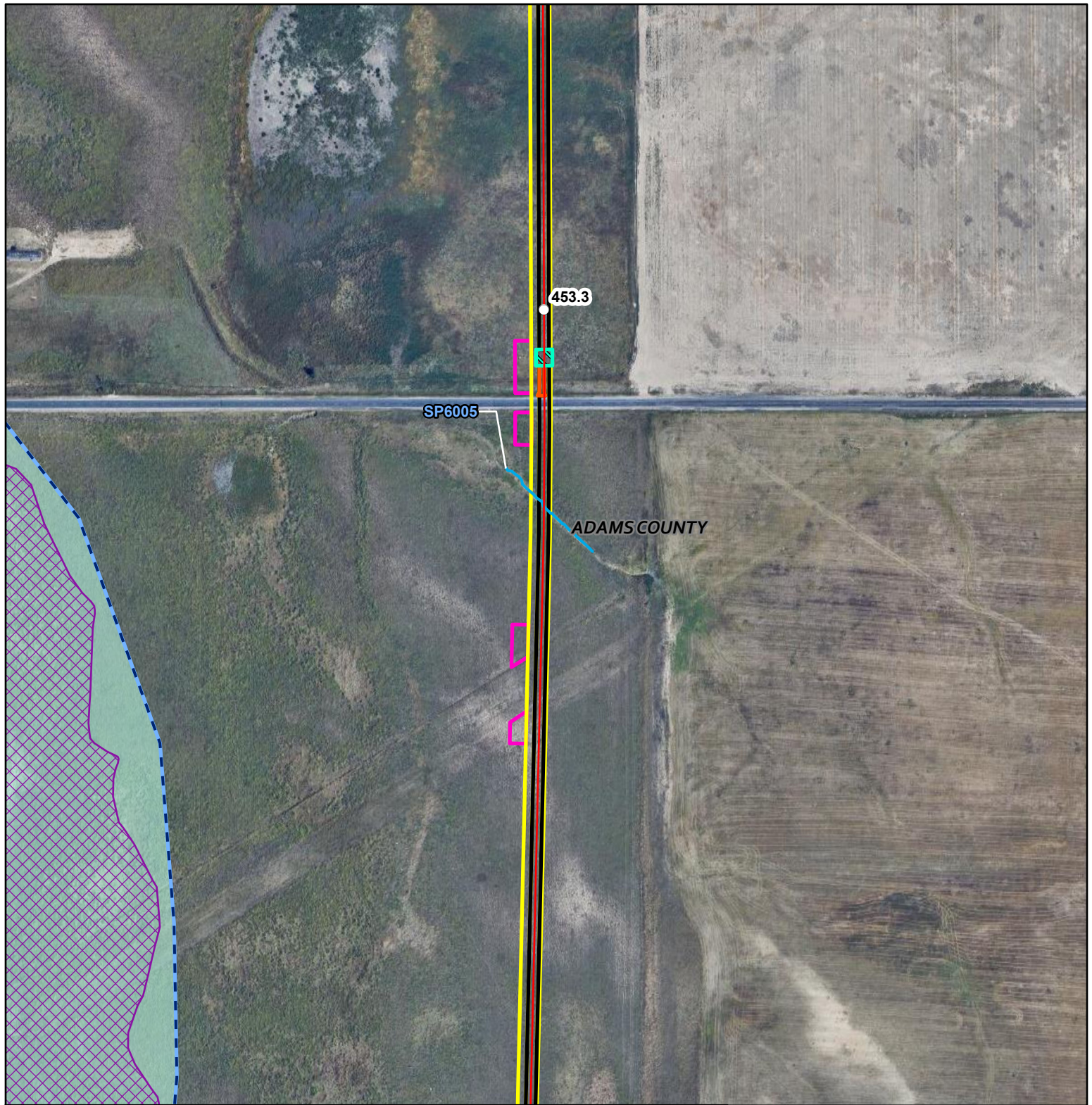





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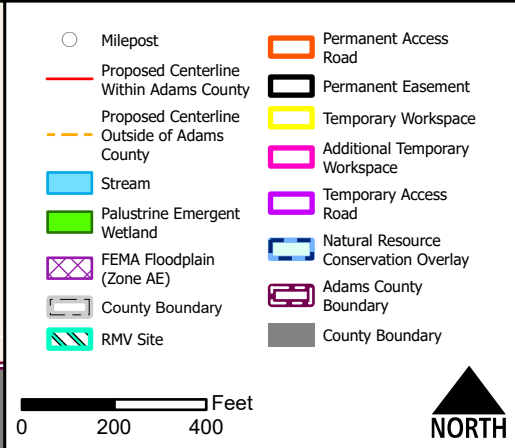
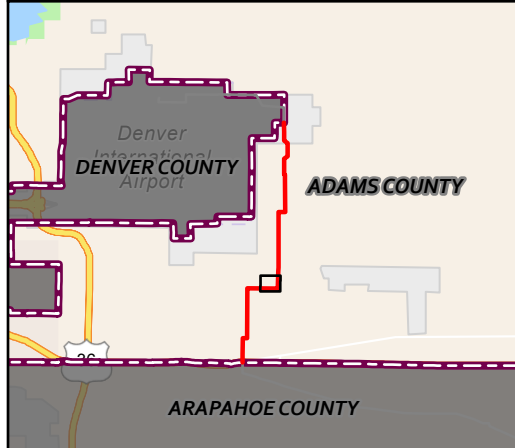
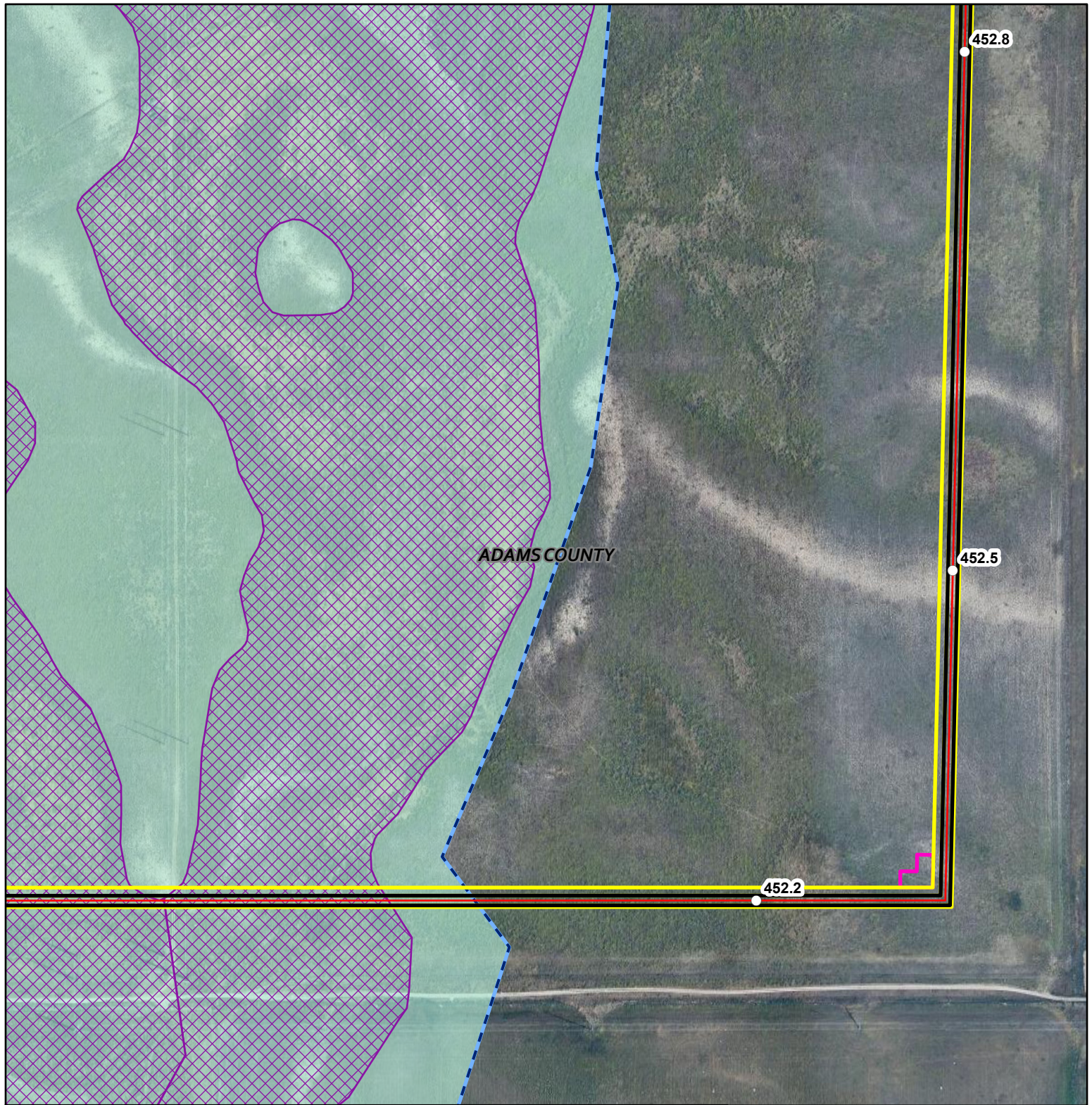





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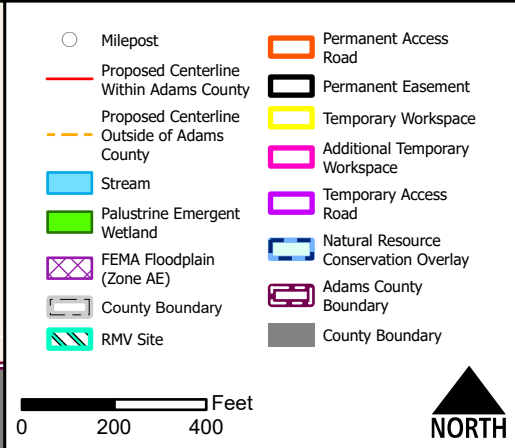
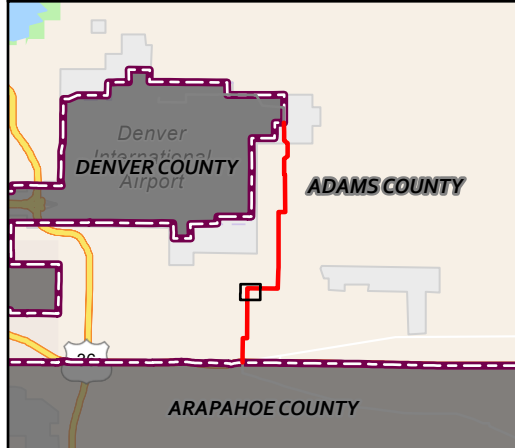
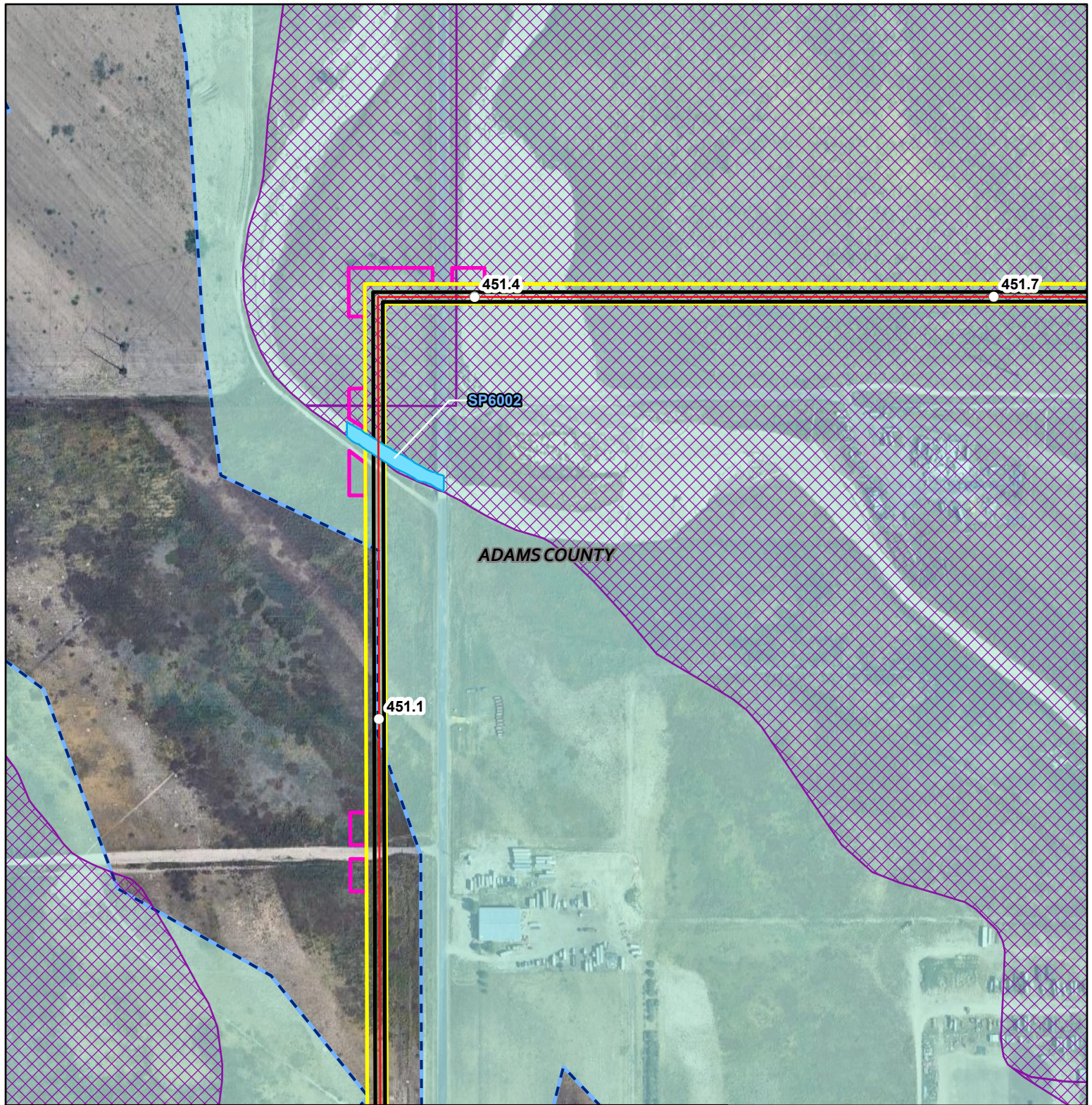
Aerial Imagery Map


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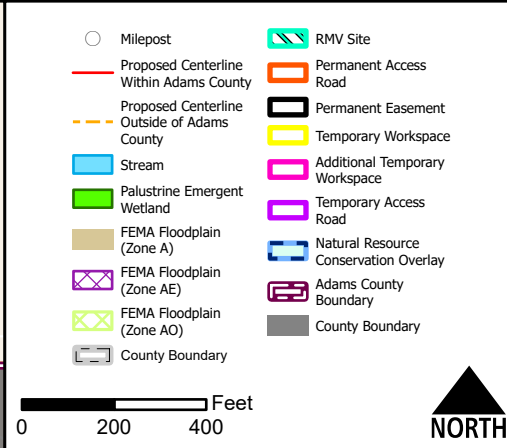
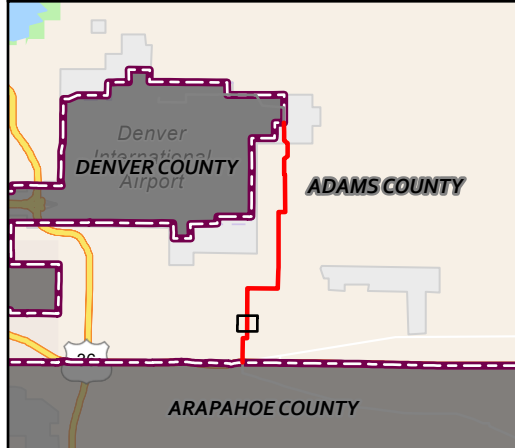
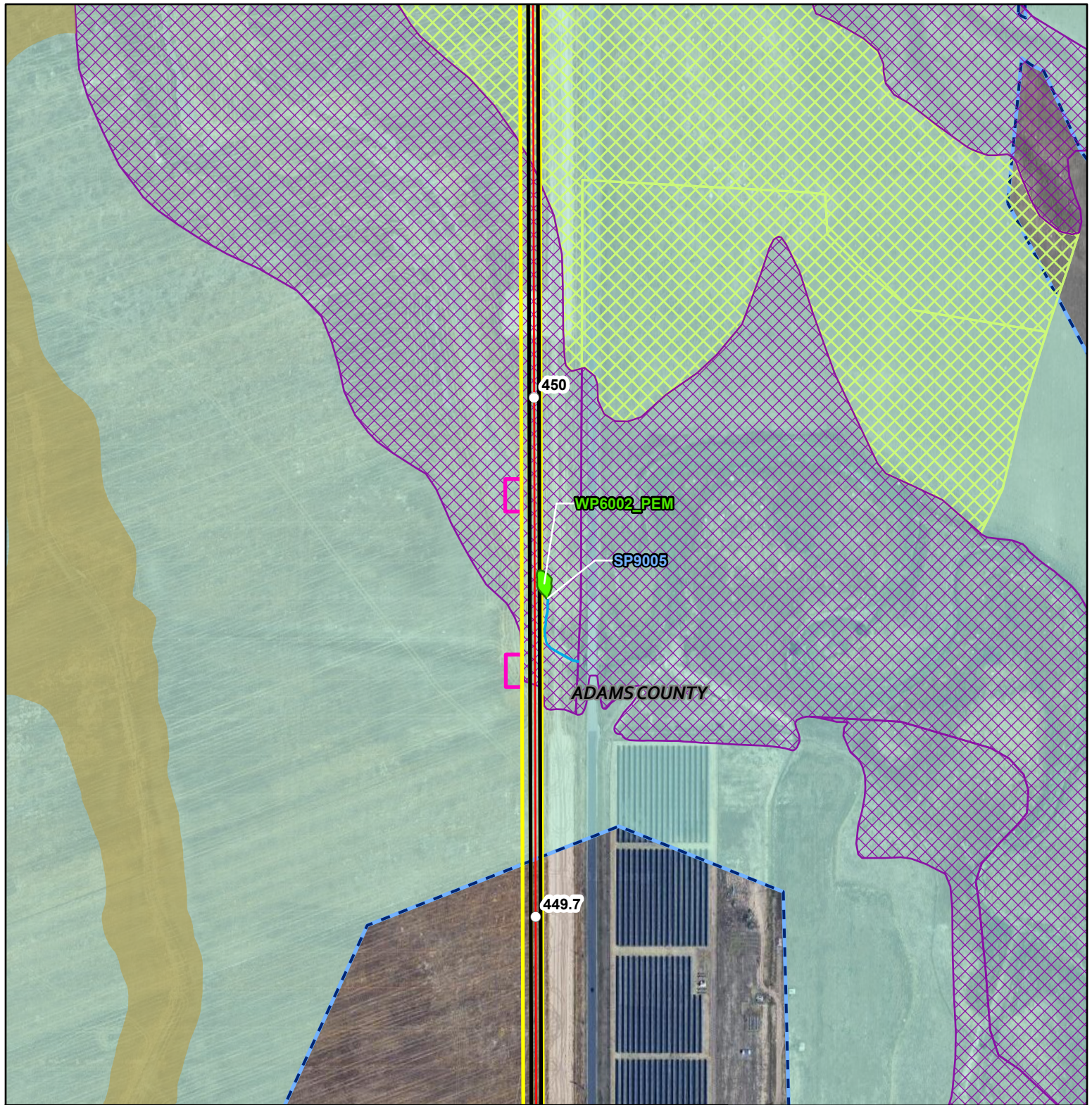





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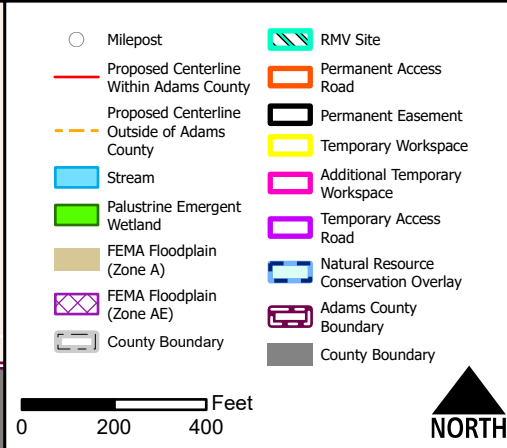
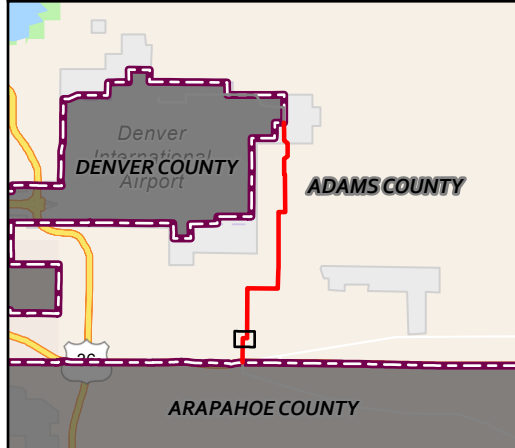
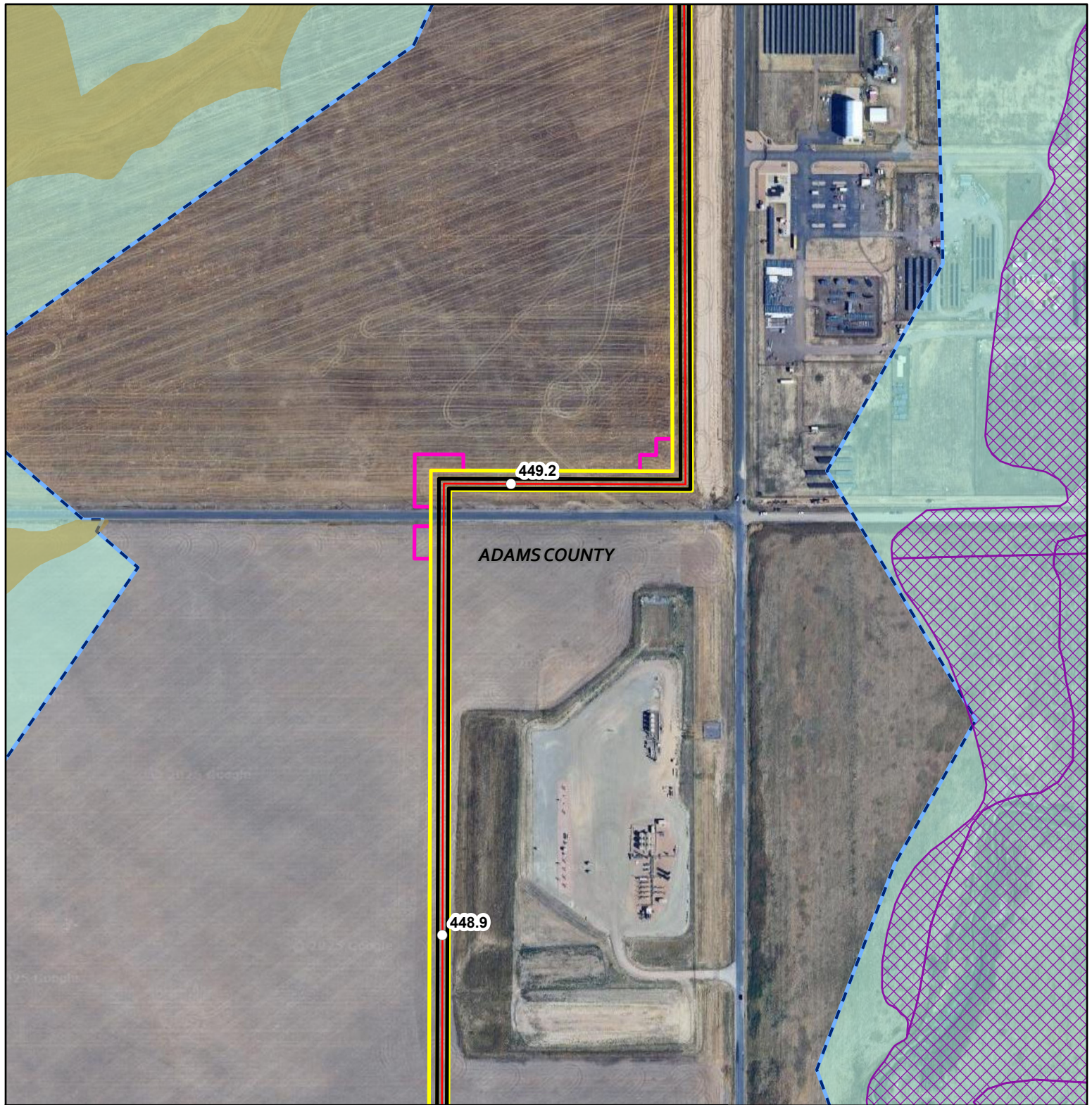





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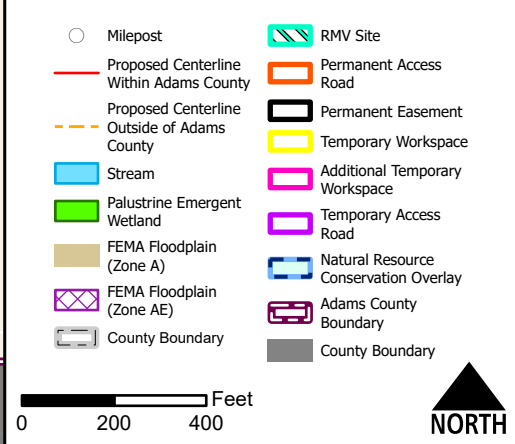
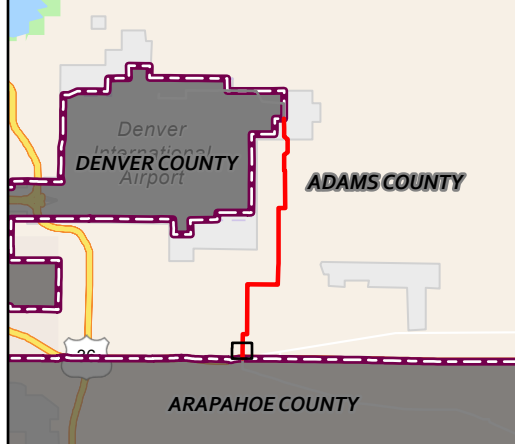
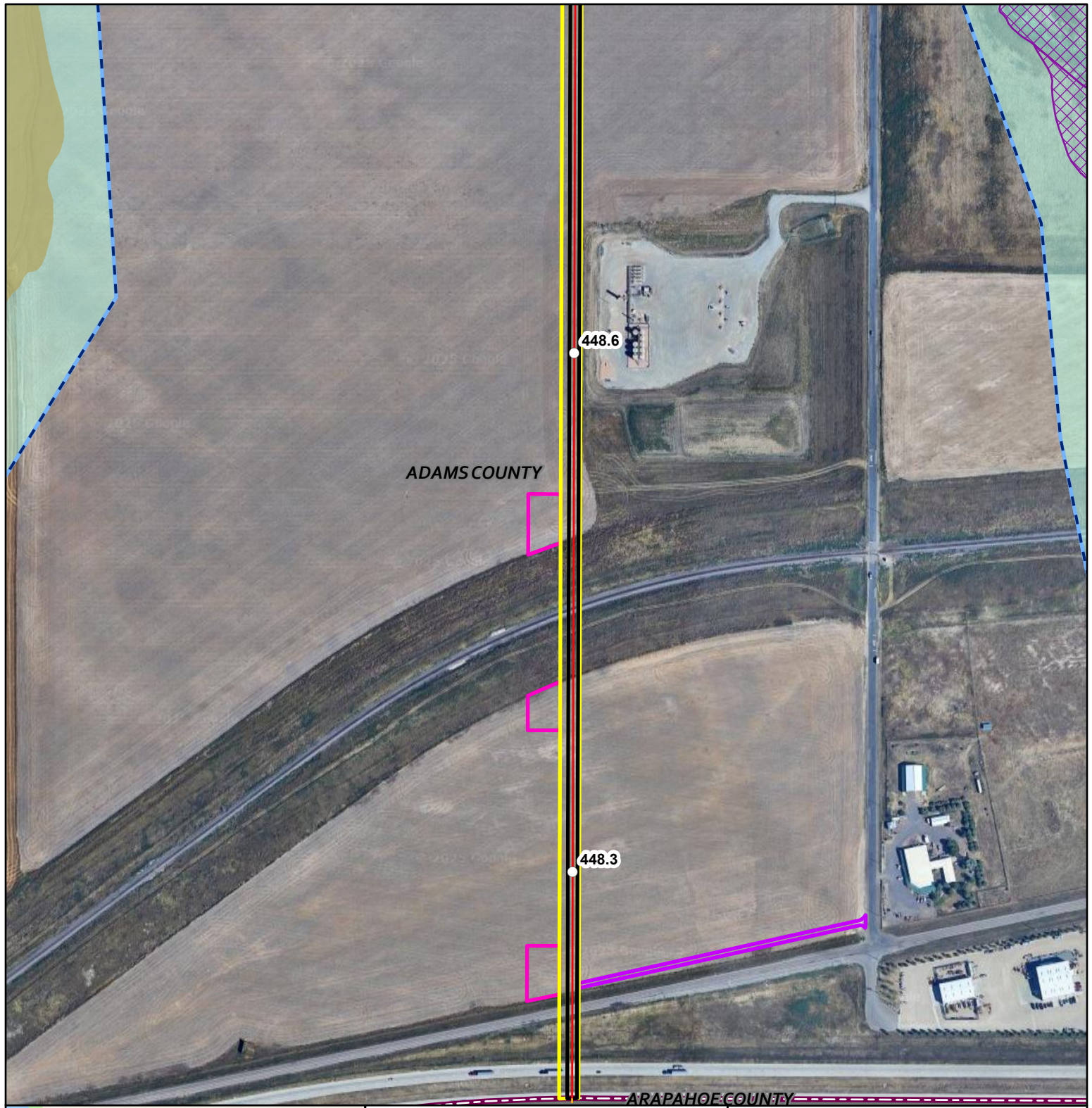



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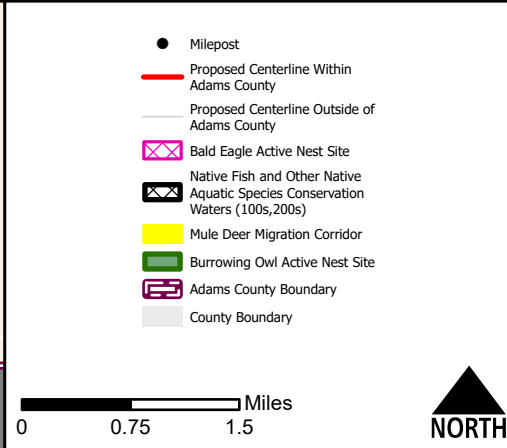
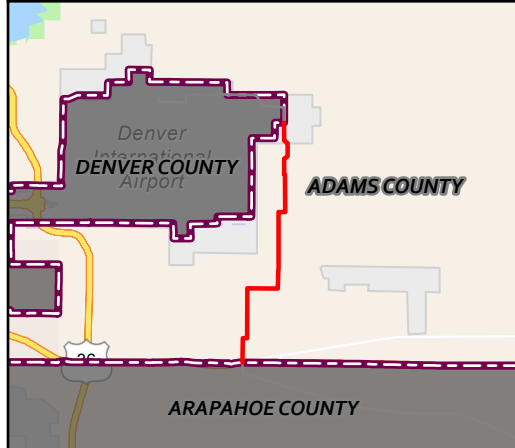
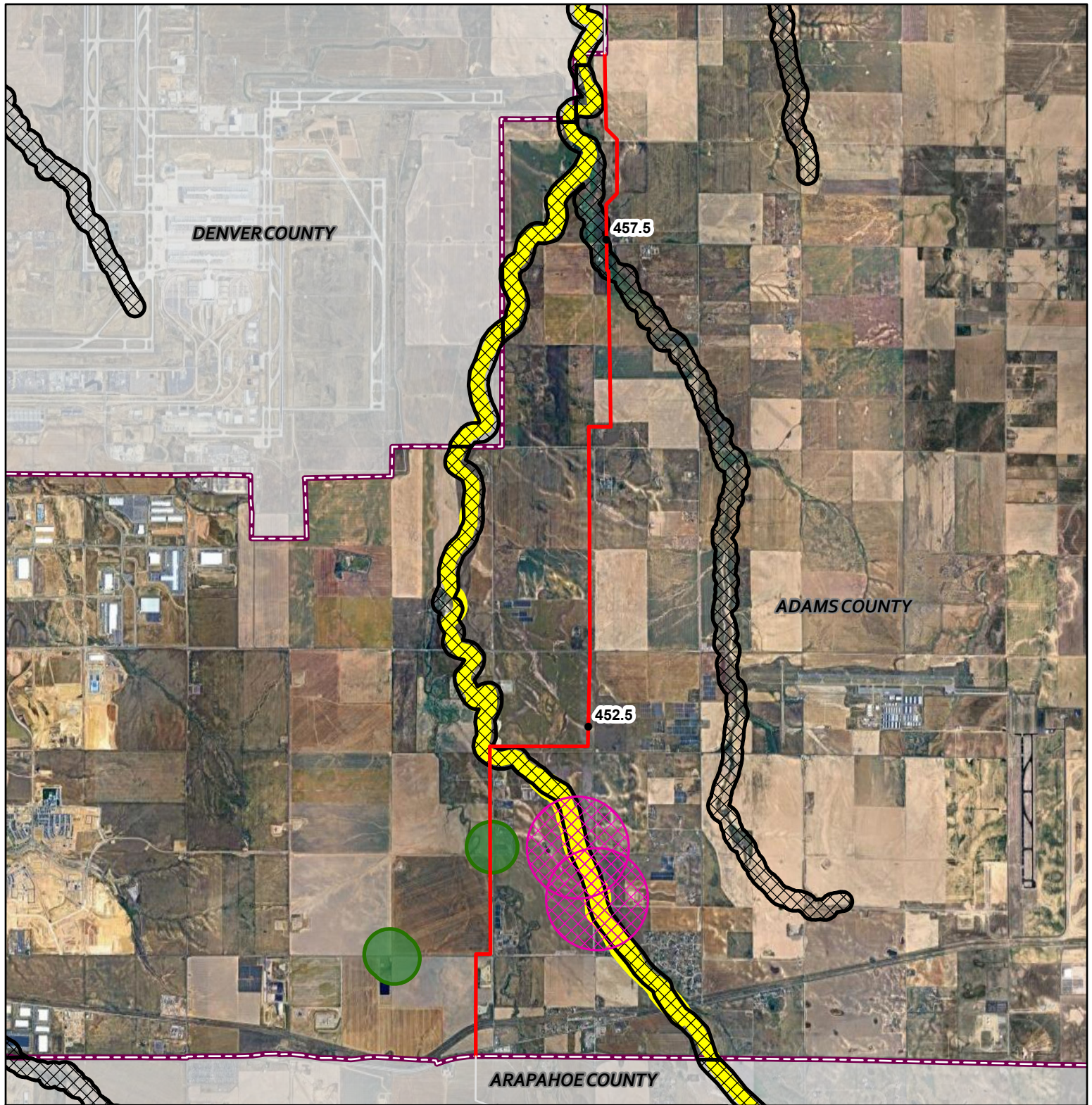



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Wildlife Map



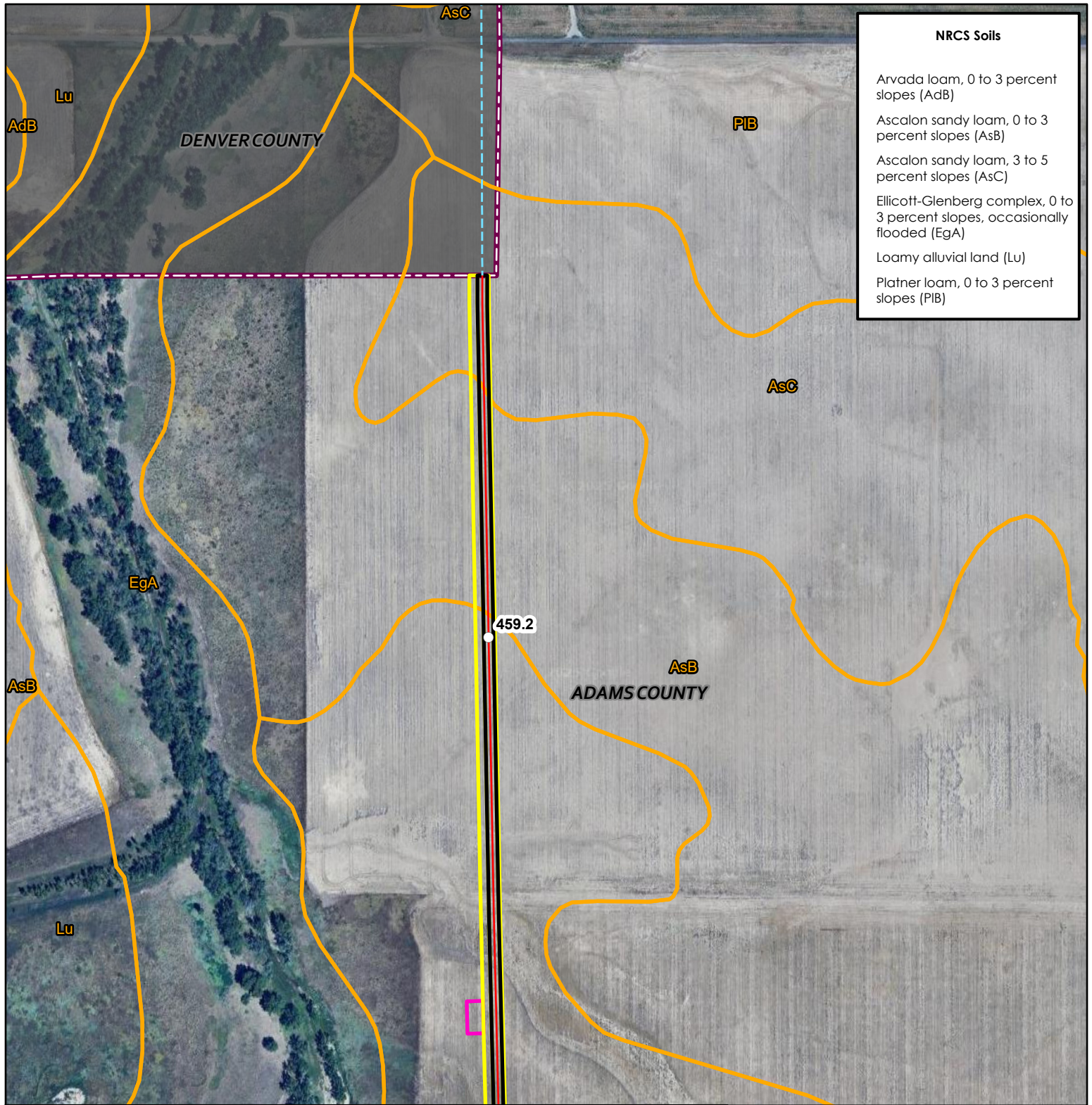


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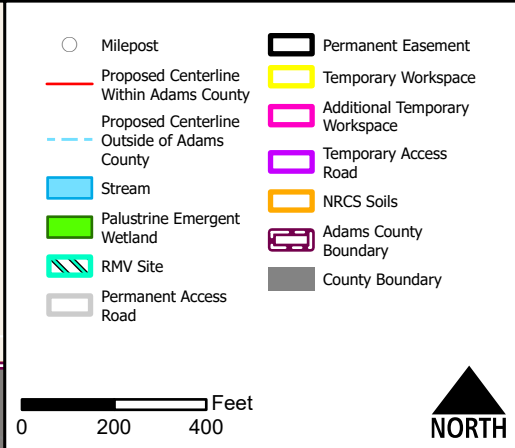
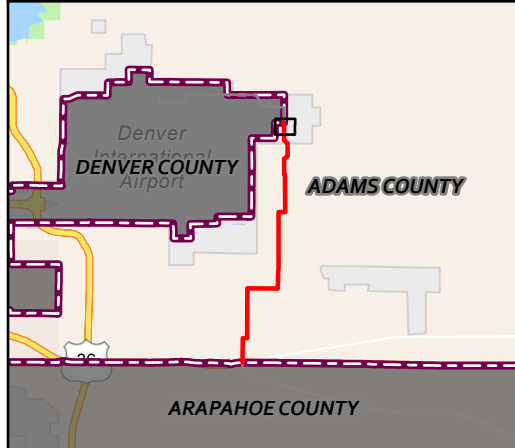
CPW High Priority Habitat Map
Denver Expansion Project
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Adams County, Colorado


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Soil Survey Map



- NRCS Soils**
- Arvada loam, 0 to 3 percent slopes (AdB)
 - Ascalon sandy loam, 0 to 3 percent slopes (AsB)
 - Ascalon sandy loam, 3 to 5 percent slopes (AsC)
 - Ellicott-Glenberg complex, 0 to 3 percent slopes, occasionally flooded (EgA)
 - Loamy alluvial land (Lu)
 - Platner loam, 0 to 3 percent slopes (PIB)





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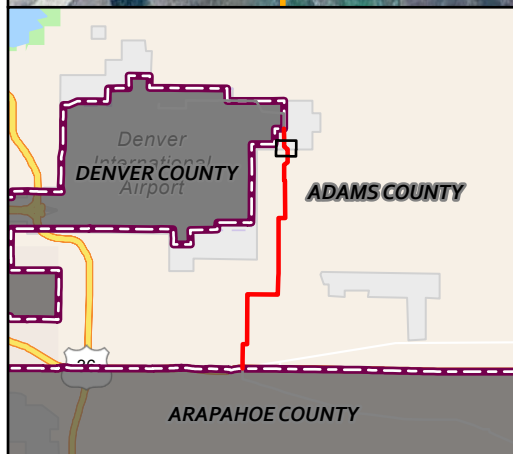
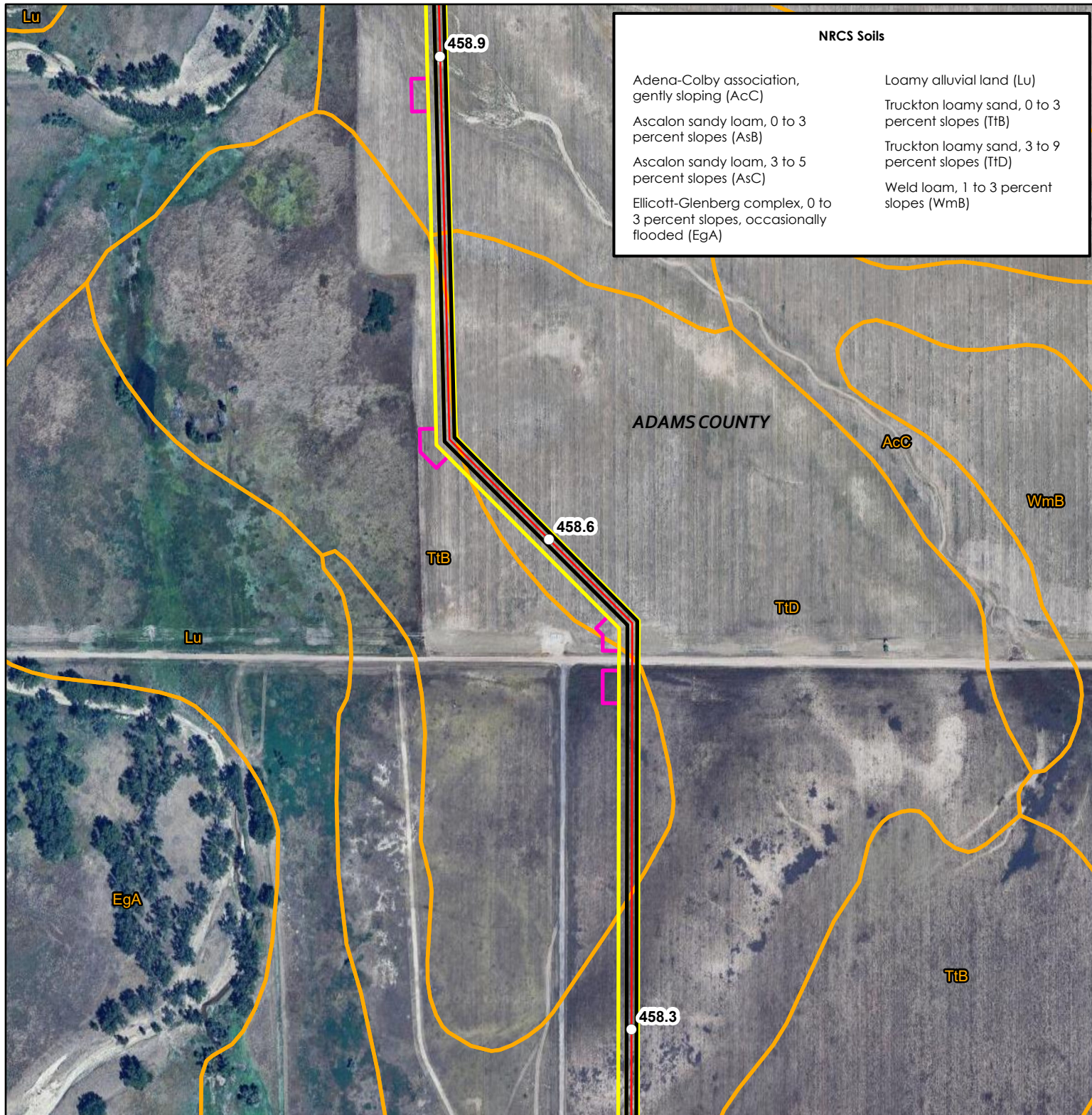
NRCS Soils Map

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- Milepost
- Proposed Centerline Within Adams County
- - - Proposed Centerline Outside of Adams County
- Stream
- Palustrine Emergent Wetland
- RMV Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- NRCS Soils
- Adams County Boundary
- County Boundary

0 200 400 Feet



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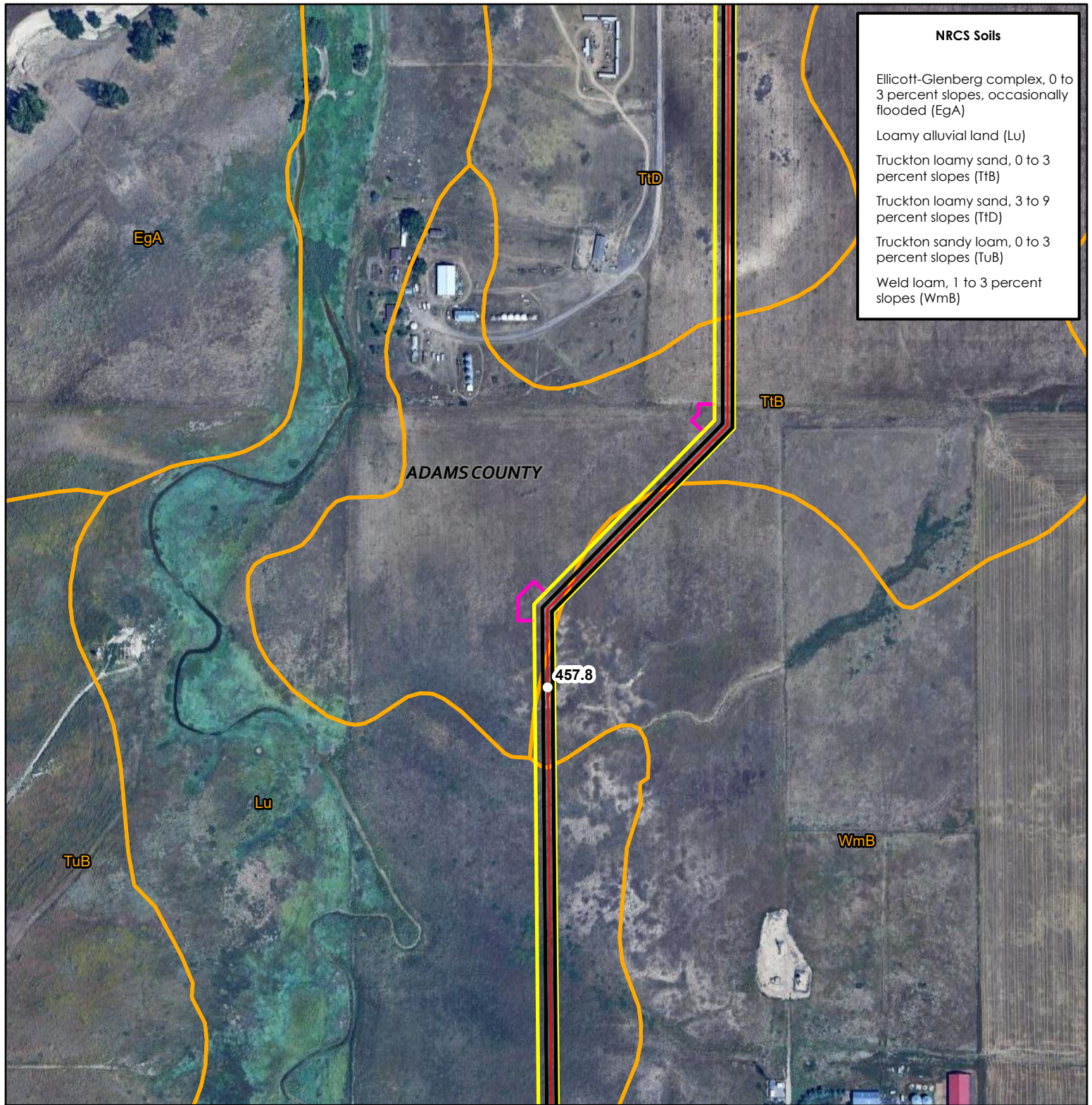
**NRCS Soils Map
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NRCS Soils

Ellicott-Glenberg complex, 0 to 3 percent slopes, occasionally flooded (EgA)

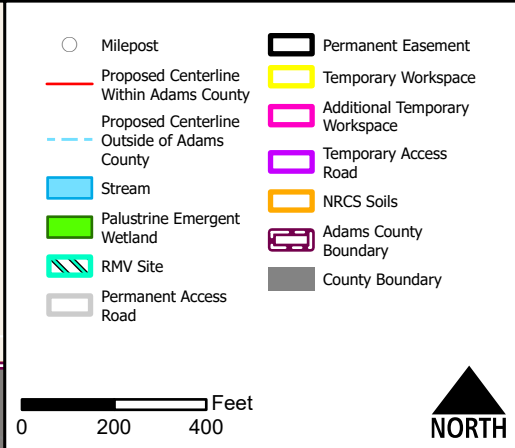
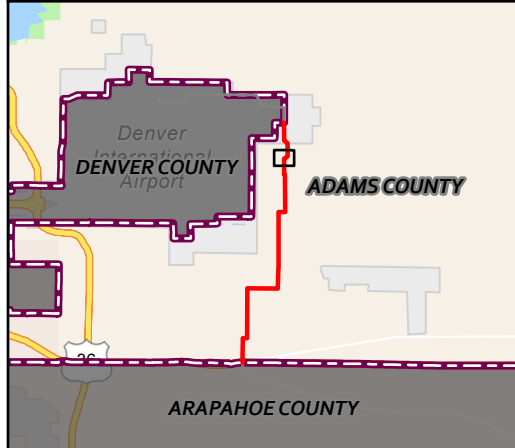
Loamy alluvial land (Lu)


Truckton loamy sand, 0 to 3 percent slopes (TiB)

Truckton loamy sand, 3 to 9 percent slopes (TiD)

Truckton sandy loam, 0 to 3 percent slopes (TuB)

Weld loam, 1 to 3 percent slopes (WmB)





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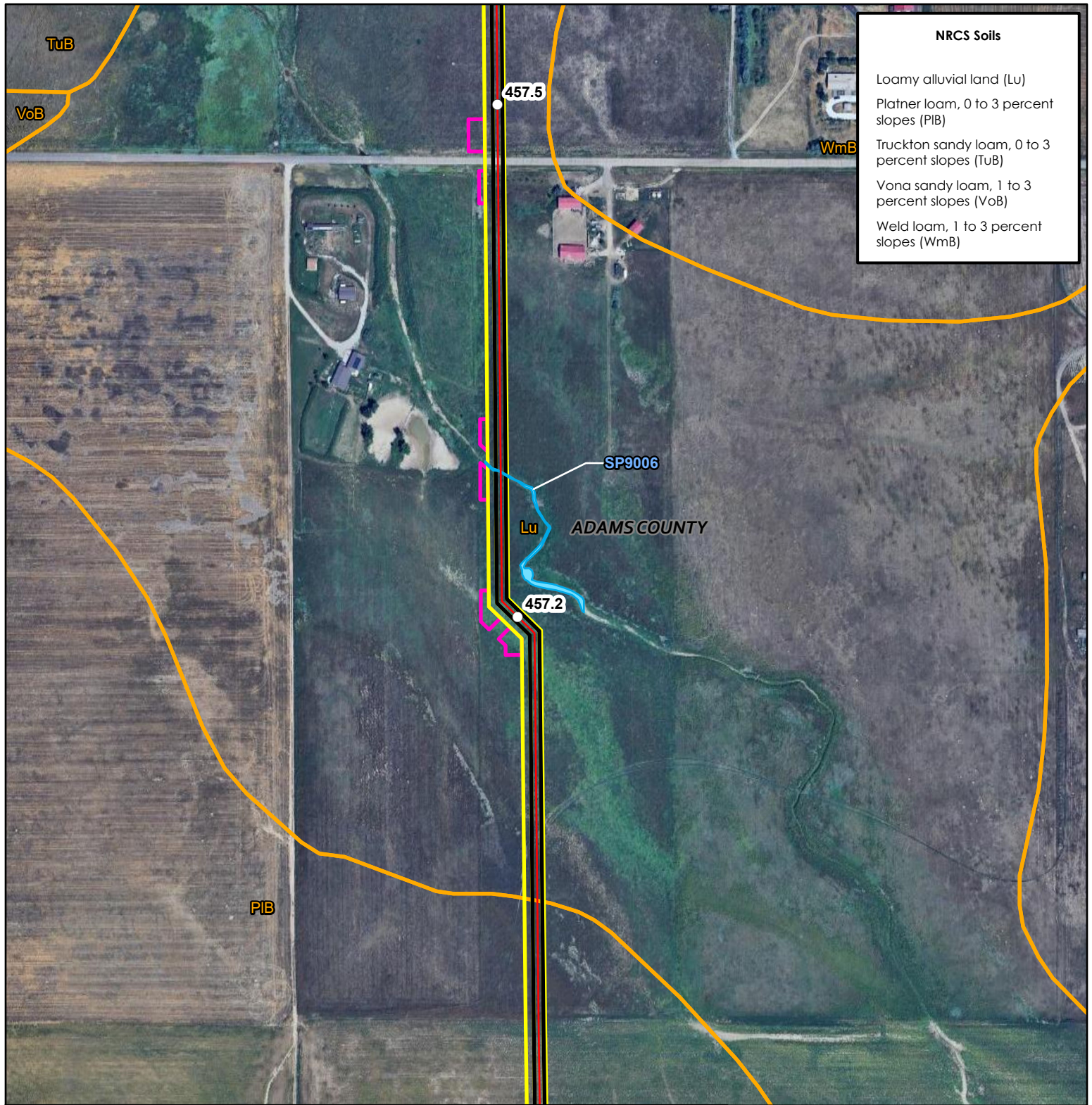
NRCS Soils Map

Denver Expansion Project

Magellan Pipeline Company, L.P.

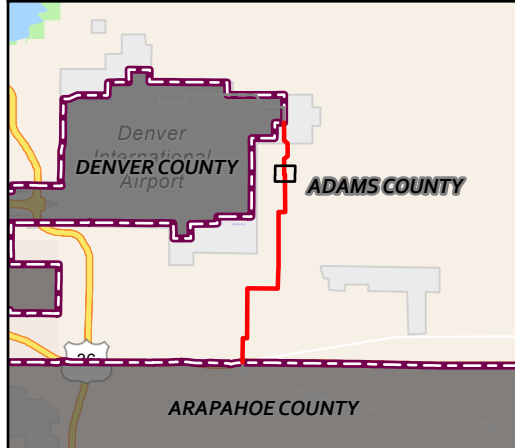
Adams County, Colorado

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NRCS Soils

- Loamy alluvial land (Lu)
- Platner loam, 0 to 3 percent slopes (PIB)
- Truckton sandy loam, 0 to 3 percent slopes (TuB)
- Vona sandy loam, 1 to 3 percent slopes (VoB)
- Weld loam, 1 to 3 percent slopes (WmB)



○ Milepost	▬ Permanent Easement
— Proposed Centerline Within Adams County	▬ Temporary Workspace
— Proposed Centerline Outside of Adams County	▬ Additional Temporary Workspace
▬ Stream	▬ Temporary Access Road
▬ Palustrine Emergent Wetland	▬ NRCS Soils
▬ RMV Site	▬ Adams County Boundary
▬ Permanent Access Road	▬ County Boundary

0 200 400 Feet

NORTH

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NRCS Soils Map
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Magellan Pipeline Company, L.P.
Adams County, Colorado

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NAD83 BLM Zone 13N	Date: March, 2025

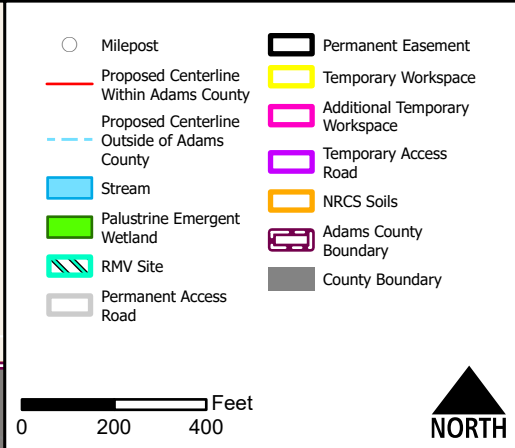
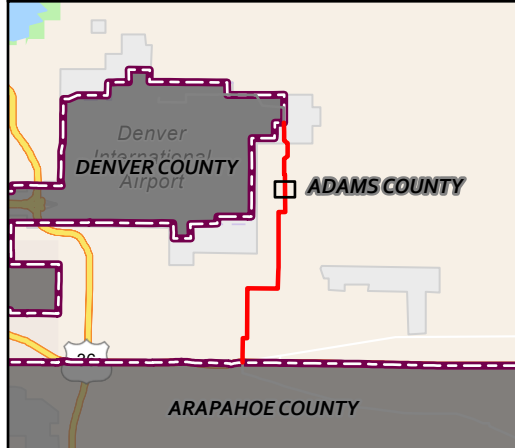



NRCS Soils

Ascalon sandy loam, 0 to 3 percent slopes (AsB)

Loamy alluvial land (Lu)

Platner loam, 0 to 3 percent slopes (PIB)





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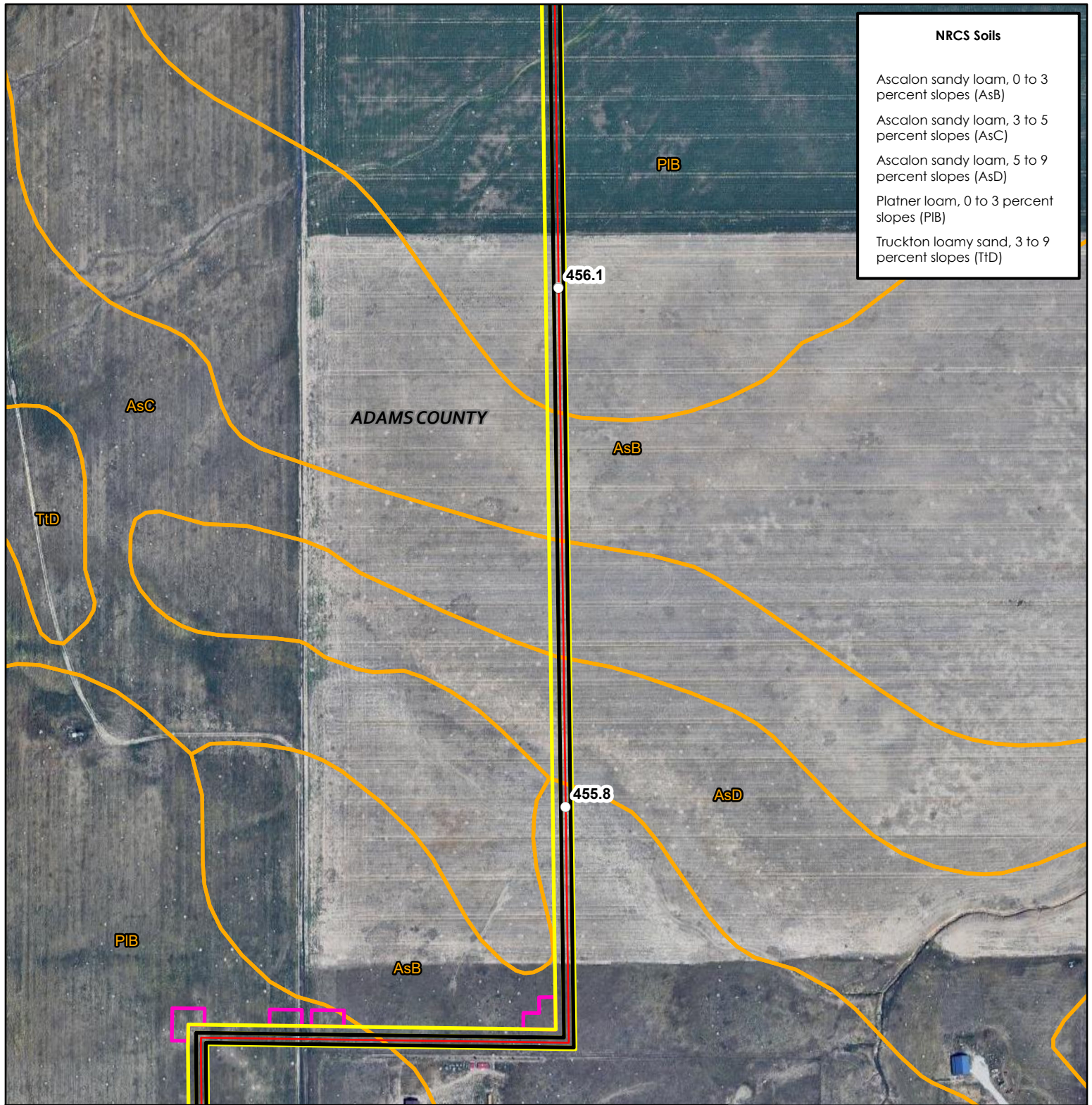
NRCS Soils Map

Denver Expansion Project

Magellan Pipeline Company, L.P.

Adams County, Colorado

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NRCS Soils

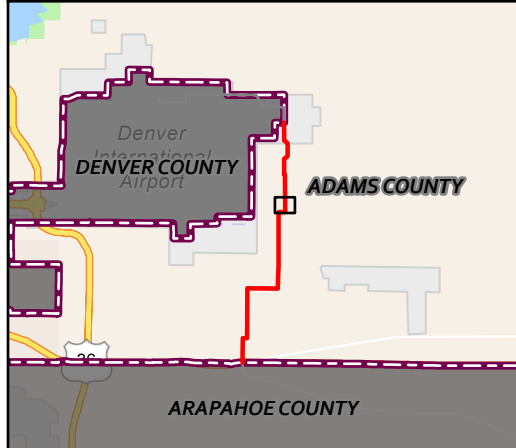
Ascalon sandy loam, 0 to 3 percent slopes (AsB)

Ascalon sandy loam, 3 to 5 percent slopes (AsC)

Ascalon sandy loam, 5 to 9 percent slopes (AsD)

Platner loam, 0 to 3 percent slopes (PIB)


Truckton loamy sand, 3 to 9 percent slopes (TtD)



○ Milepost	▬ Permanent Easement
— Proposed Centerline Within Adams County	▬ Temporary Workspace
— Proposed Centerline Outside of Adams County	▬ Additional Temporary Workspace
--- Stream	▬ Temporary Access Road
■ Palustrine Emergent Wetland	▬ NRCS Soils
▨ RMV Site	▬ Adams County Boundary
▬ Permanent Access Road	▬ County Boundary

0 200 400 Feet

NORTH



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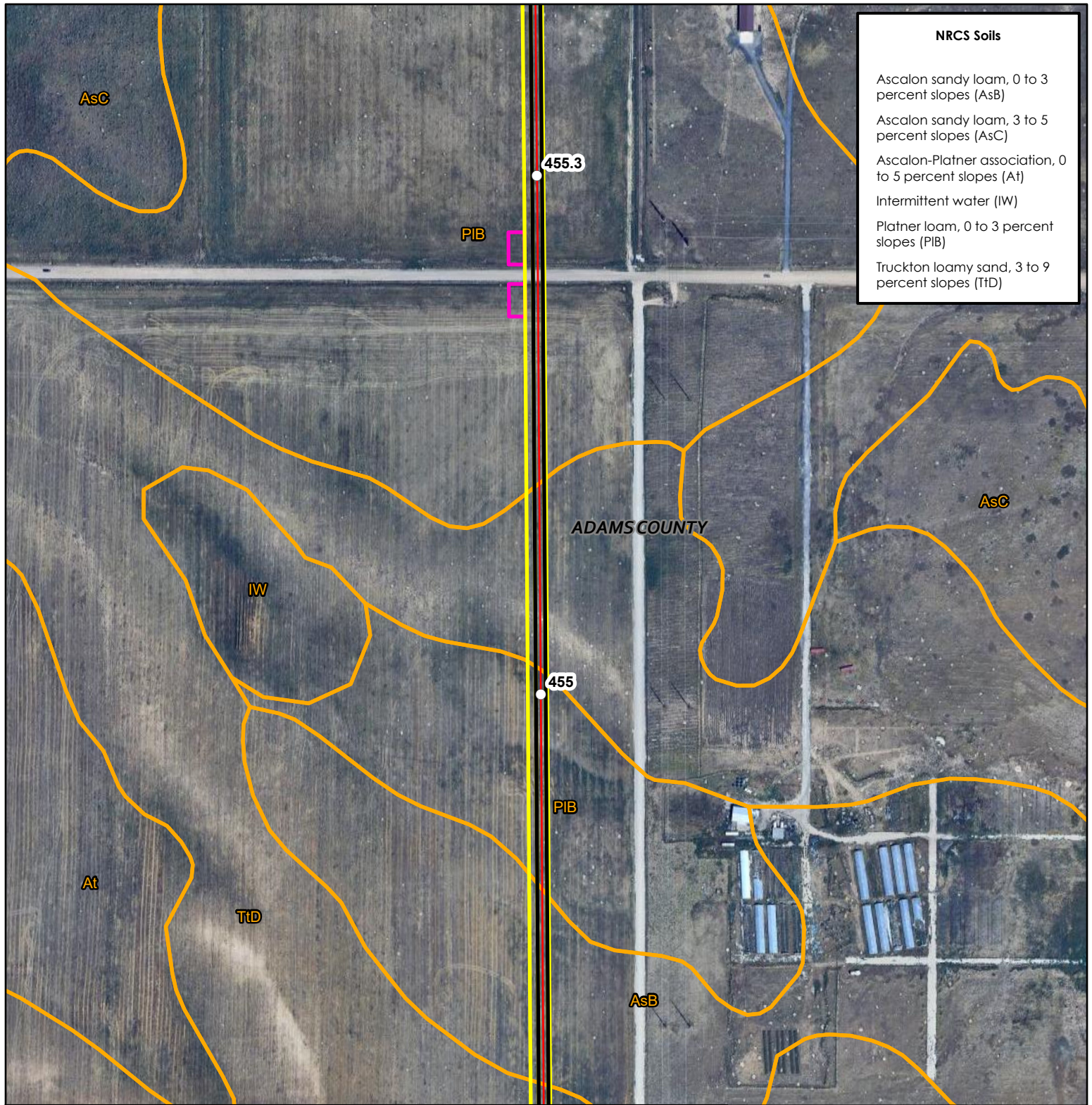
NRCS Soils Map

Denver Expansion Project

Magellan Pipeline Company, L.P.

Adams County, Colorado

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NRCS Soils

Ascalon sandy loam, 0 to 3 percent slopes (AsB)

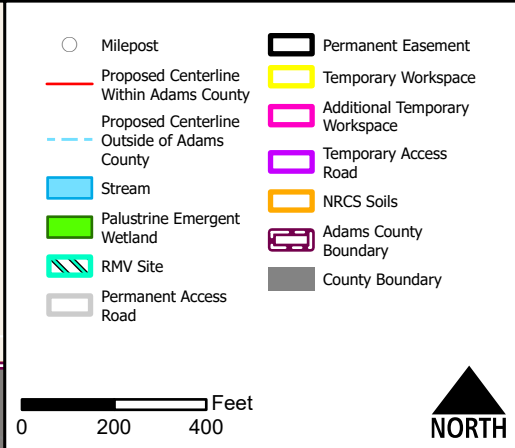
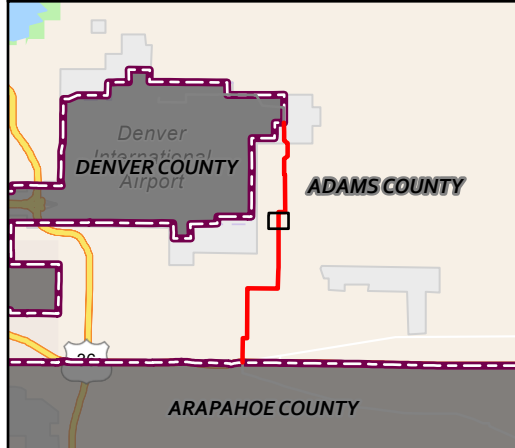
Ascalon sandy loam, 3 to 5 percent slopes (AsC)


Ascalon-Platner association, 0 to 5 percent slopes (At)

Intermittent water (IW)

Platner loam, 0 to 3 percent slopes (PIB)

Truckton loamy sand, 3 to 9 percent slopes (TtD)





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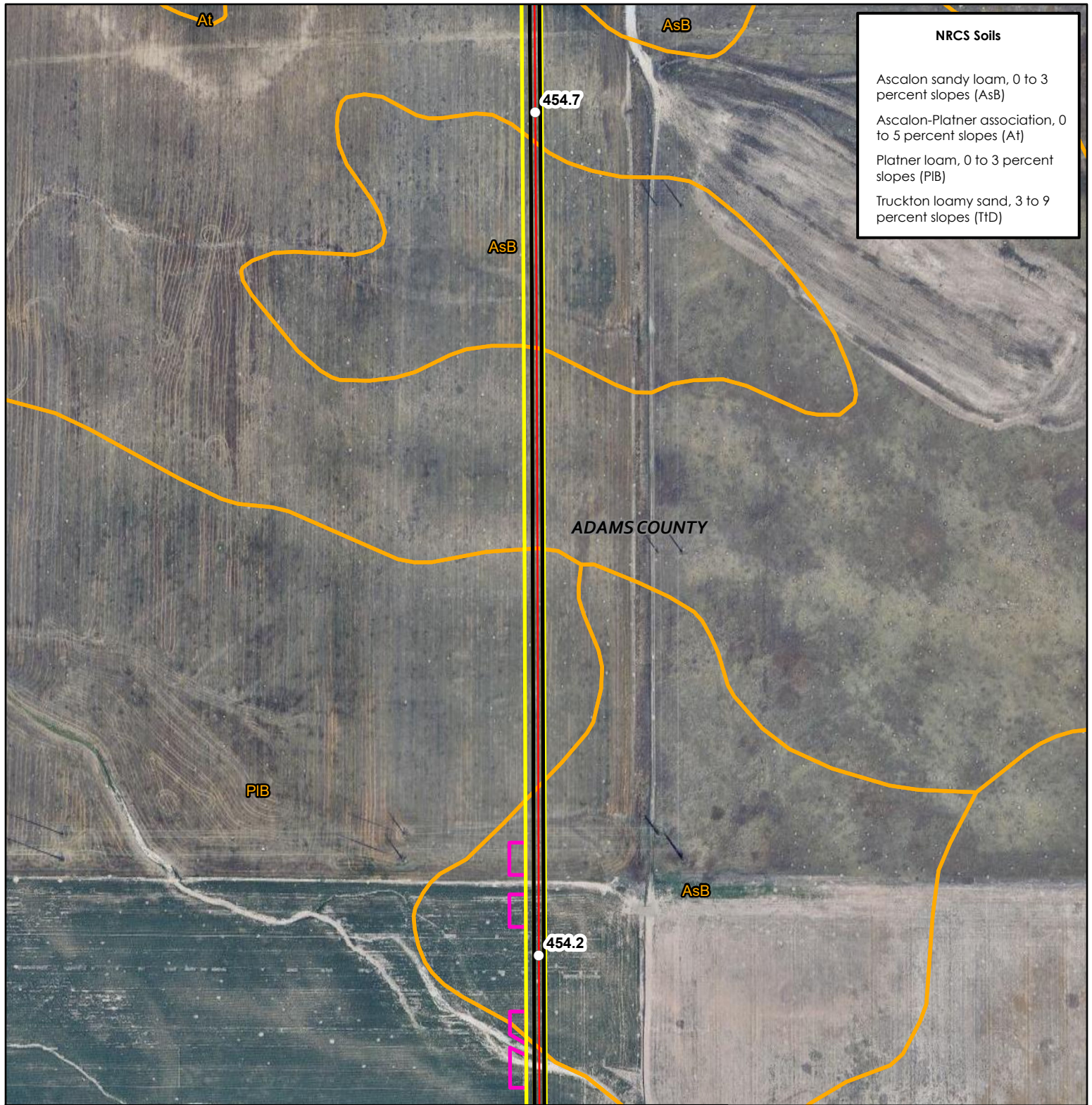
NRCS Soils Map

Denver Expansion Project

Magellan Pipeline Company, L.P.

Adams County, Colorado

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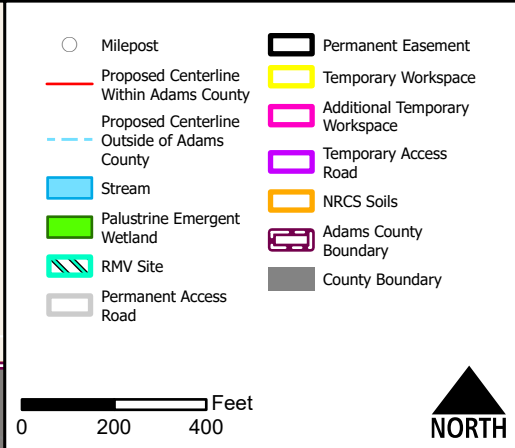
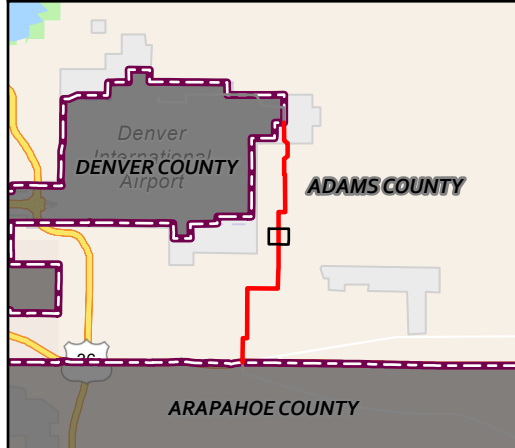
NRCS Soils


Ascalon sandy loam, 0 to 3 percent slopes (AsB)

Ascalon-Platner association, 0 to 5 percent slopes (At)

Platner loam, 0 to 3 percent slopes (PIB)

Truckton loamy sand, 3 to 9 percent slopes (TtD)





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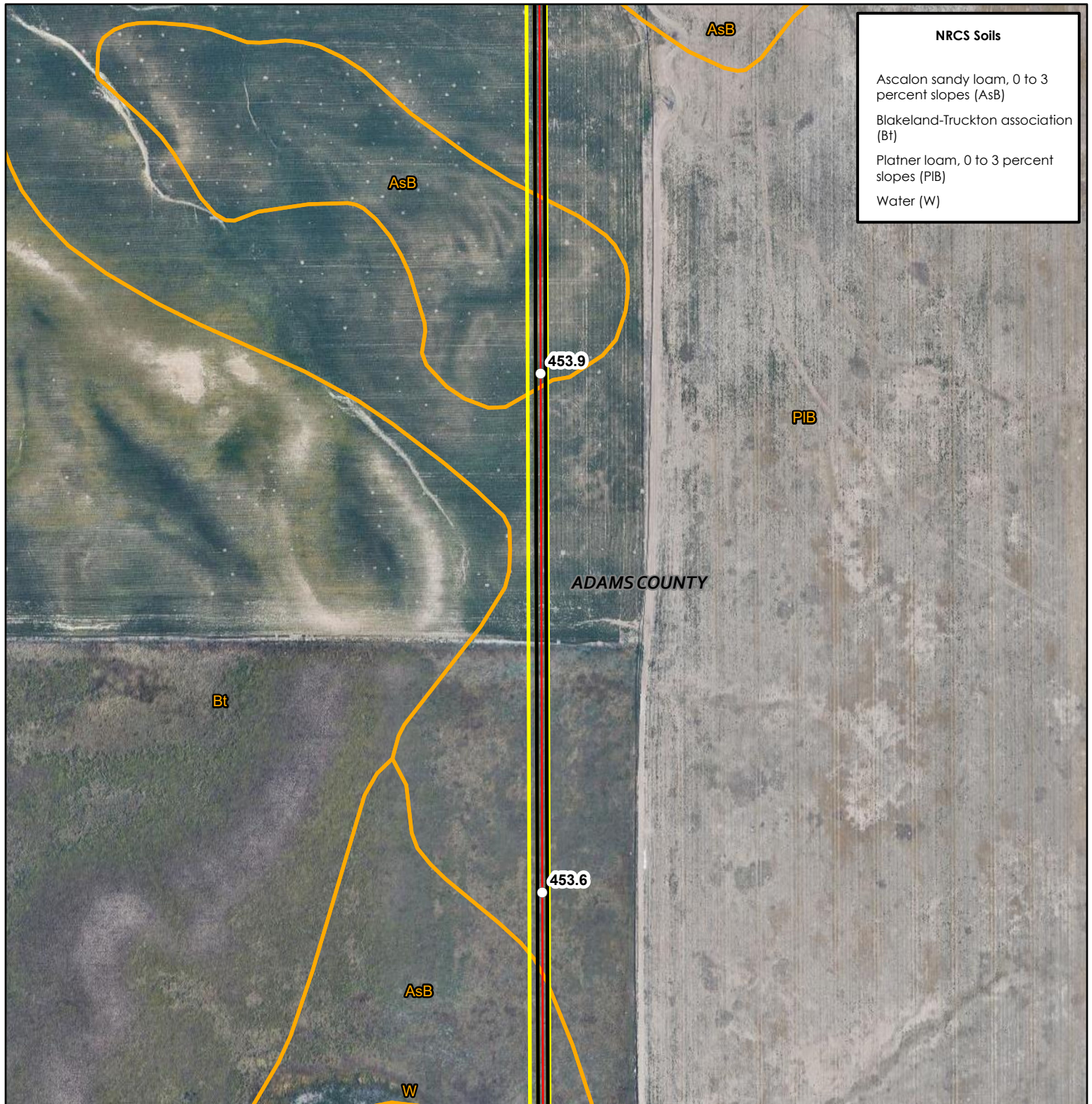
NRCS Soils Map

Denver Expansion Project

Magellan Pipeline Company, L.P.

Adams County, Colorado

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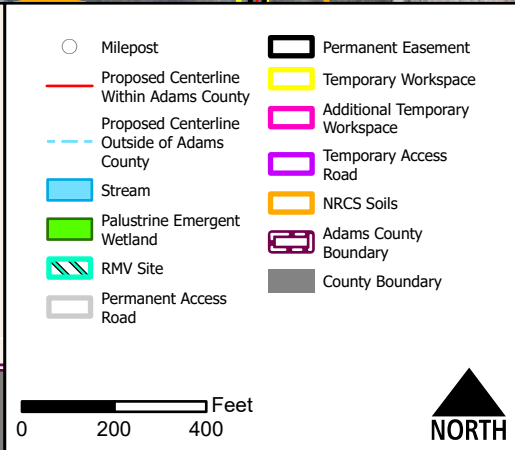
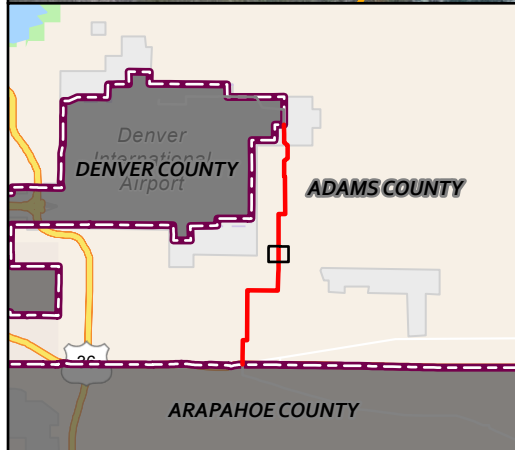
NRCS Soils


Ascalon sandy loam, 0 to 3 percent slopes (AsB)

Blakeland-Truckton association (Bt)

Platner loam, 0 to 3 percent slopes (PIB)

Water (W)





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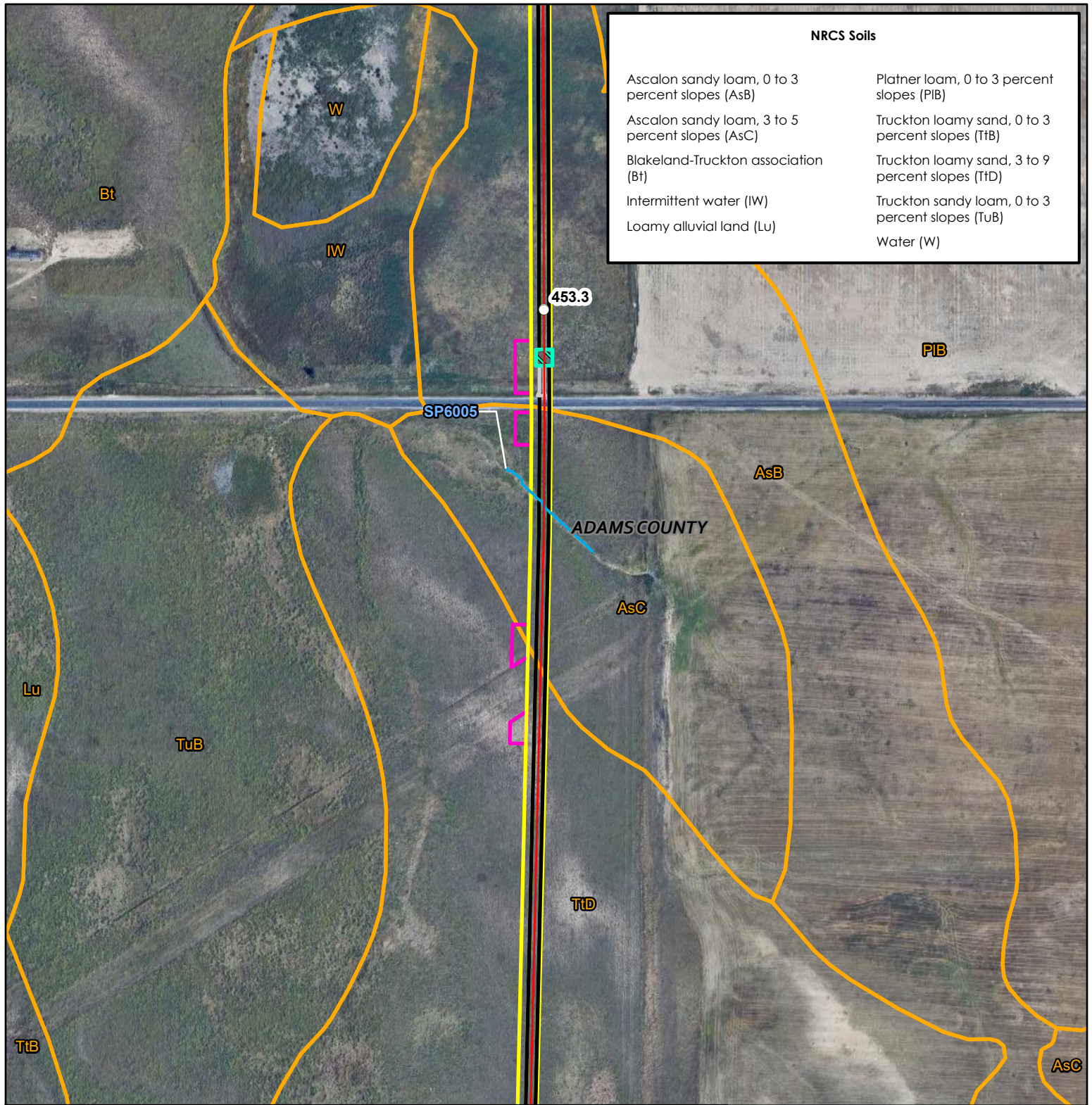
NRCS Soils Map

Denver Expansion Project

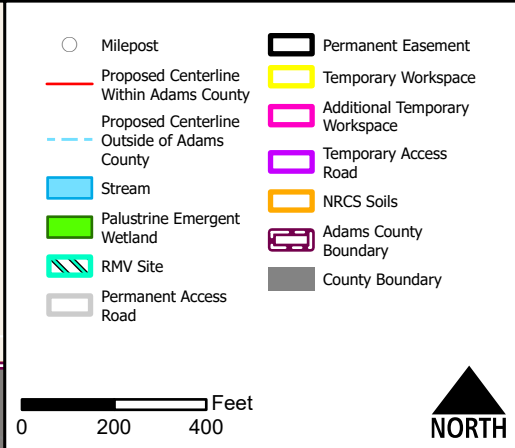
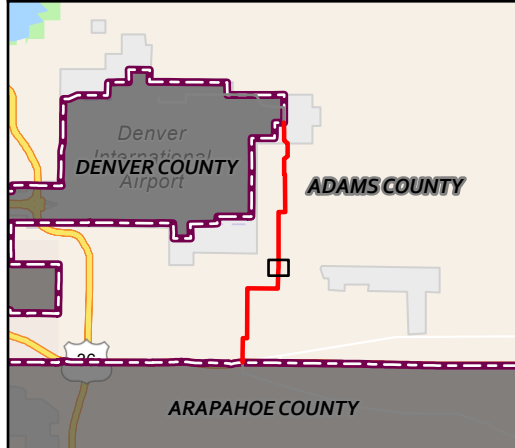
Magellan Pipeline Company, L.P.

Adams County, Colorado

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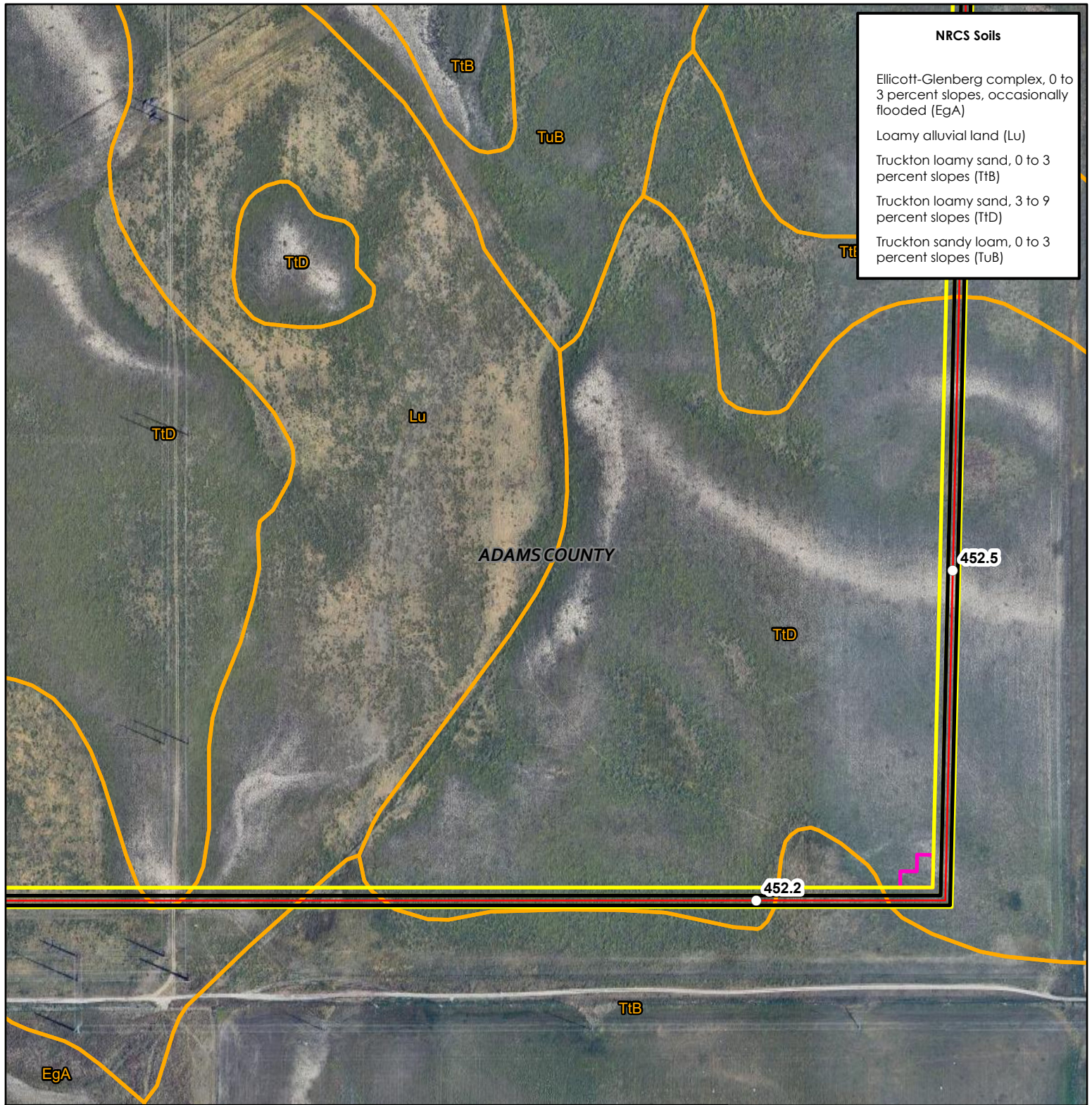
NRCS Soils	
Ascalon sandy loam, 0 to 3 percent slopes (AsB)	Platner loam, 0 to 3 percent slopes (PIB)
Ascalon sandy loam, 3 to 5 percent slopes (AsC)	Truckton loamy sand, 0 to 3 percent slopes (TtB)
Blakeland-Truckton association (Bt)	Truckton loamy sand, 3 to 9 percent slopes (TtD)
Intermittent water (IW)	Truckton sandy loam, 0 to 3 percent slopes (TuB)
Loamy alluvial land (Lu)	Water (W)



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NRCS Soils Map
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Magellan Pipeline Company, L.P.
Adams County, Colorado

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NRCS Soils

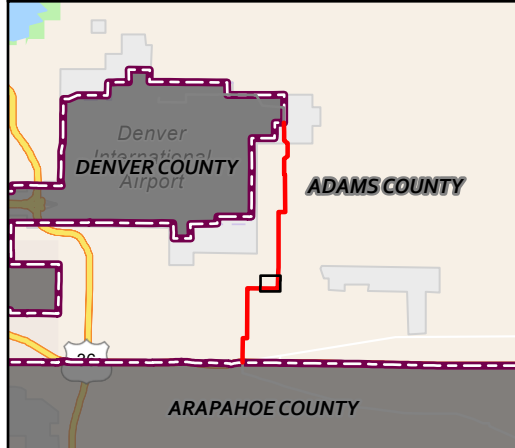
Ellicott-Glenberg complex, 0 to 3 percent slopes, occasionally flooded (EgA)

Loamy alluvial land (Lu)

Truckton loamy sand, 0 to 3 percent slopes (TtB)

Truckton loamy sand, 3 to 9 percent slopes (TtD)

Truckton sandy loam, 0 to 3 percent slopes (TuB)



○ Milepost	Permanent Easement
— Proposed Centerline Within Adams County	Temporary Workspace
--- Proposed Centerline Outside of Adams County	Additional Temporary Workspace
Stream	Temporary Access Road
Palustrine Emergent Wetland	NRCS Soils
RMV Site	Adams County Boundary
Permanent Access Road	County Boundary

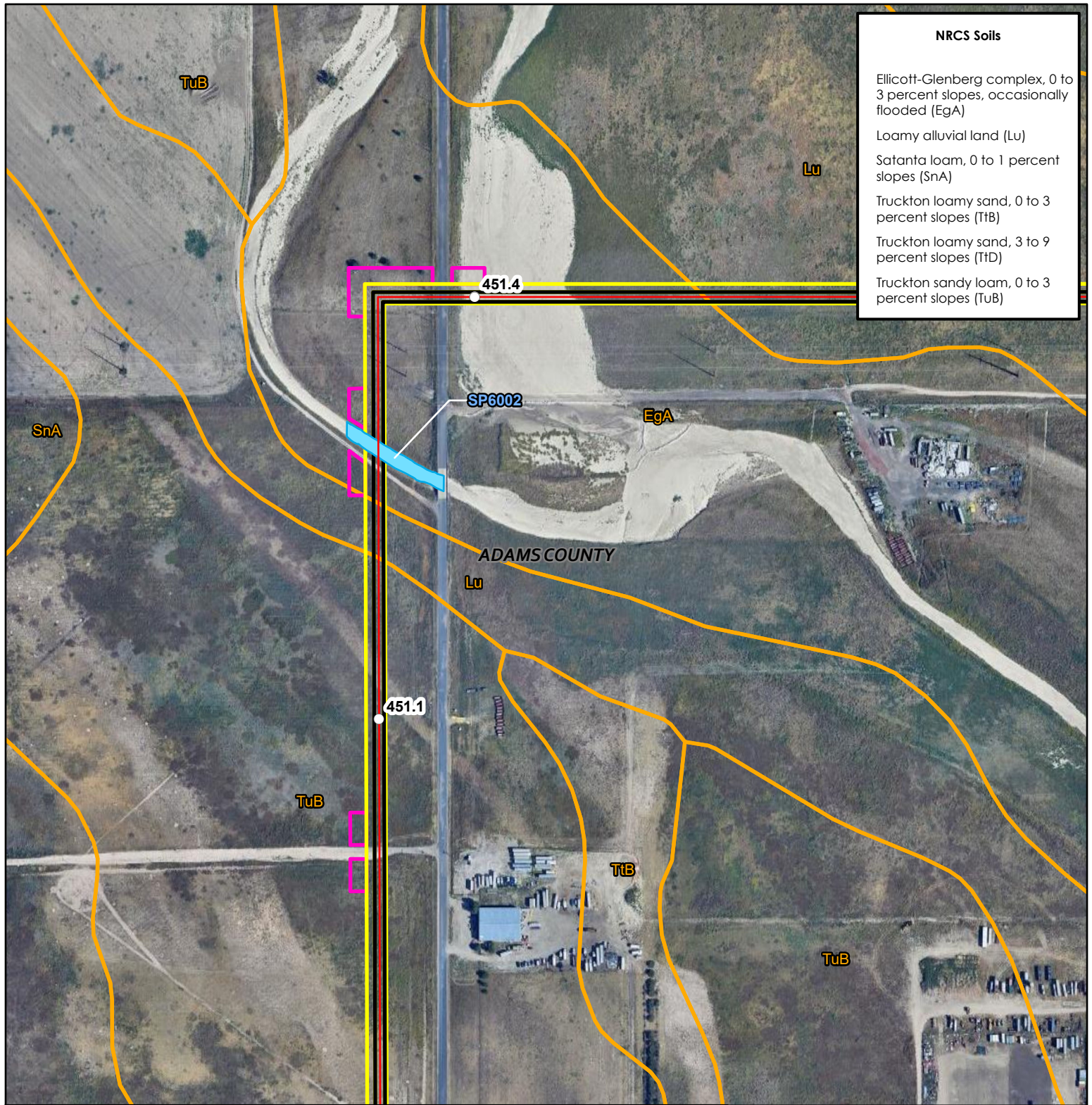
0 200 400 Feet

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NRCS Soils Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
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NRCS Soils

Ellicott-Glenberg complex, 0 to 3 percent slopes, occasionally flooded (EgA)

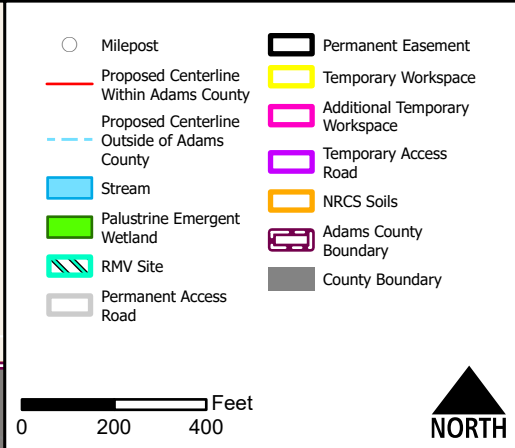
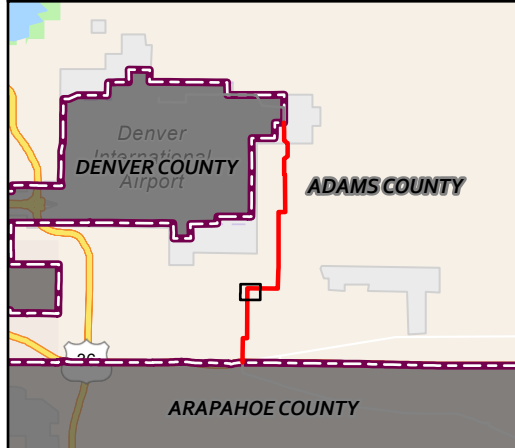
Loamy alluvial land (Lu)


Satanta loam, 0 to 1 percent slopes (SnA)

Truckton loamy sand, 0 to 3 percent slopes (TtB)

Truckton loamy sand, 3 to 9 percent slopes (TtD)

Truckton sandy loam, 0 to 3 percent slopes (TuB)





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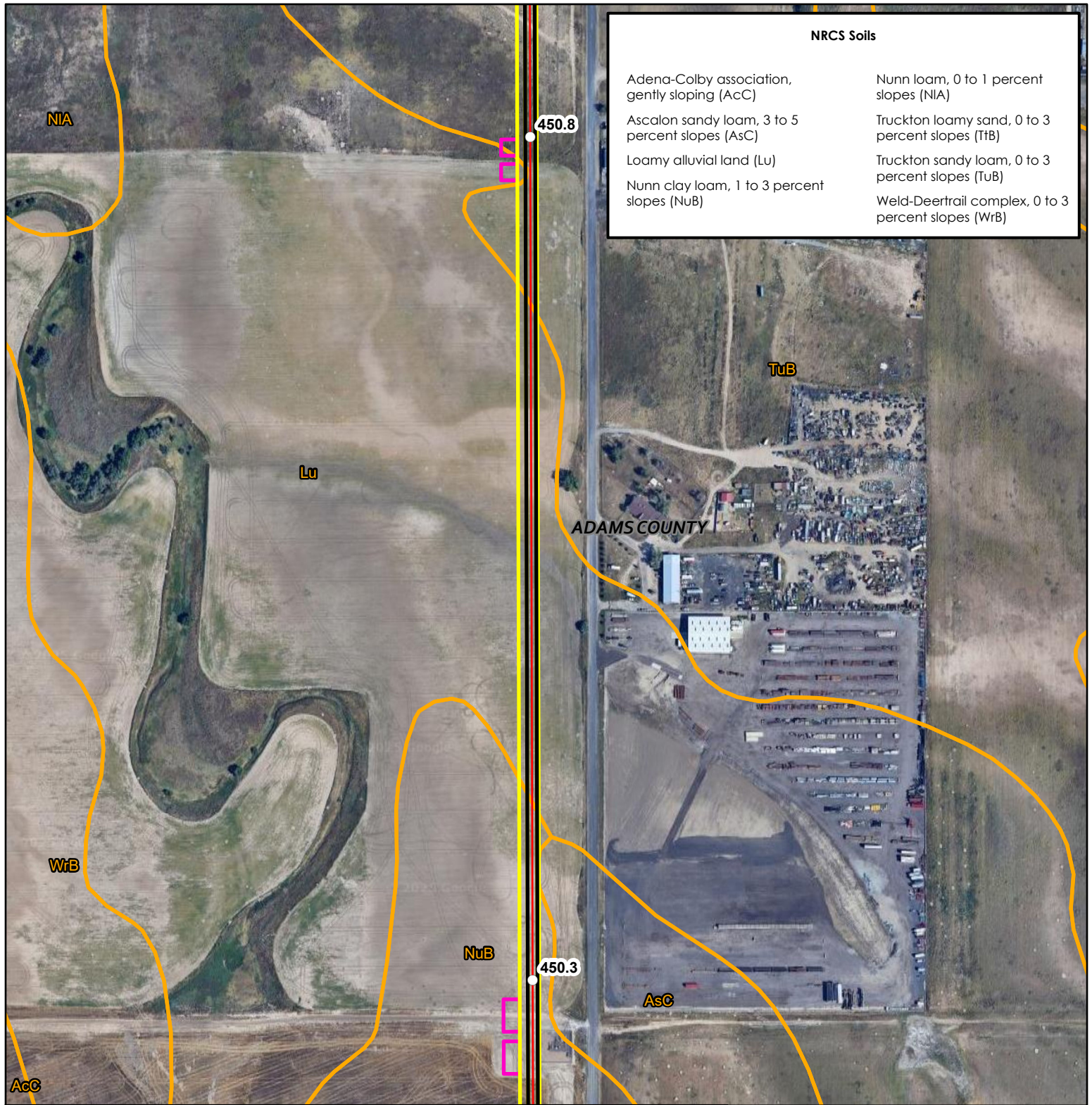
NRCS Soils Map

Denver Expansion Project

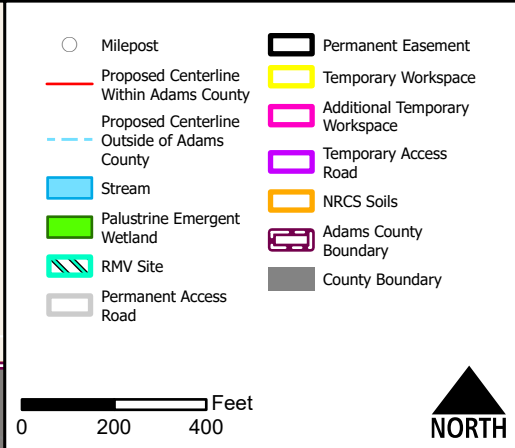
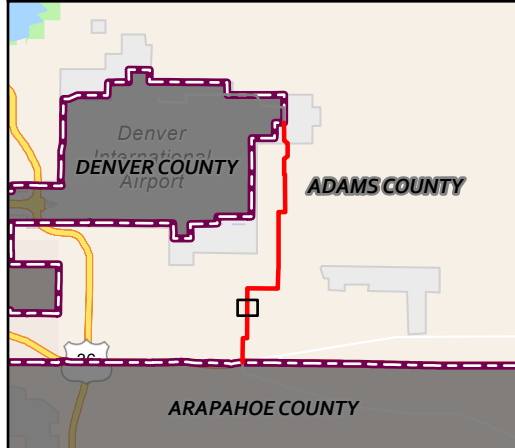
Magellan Pipeline Company, L.P.

Adams County, Colorado

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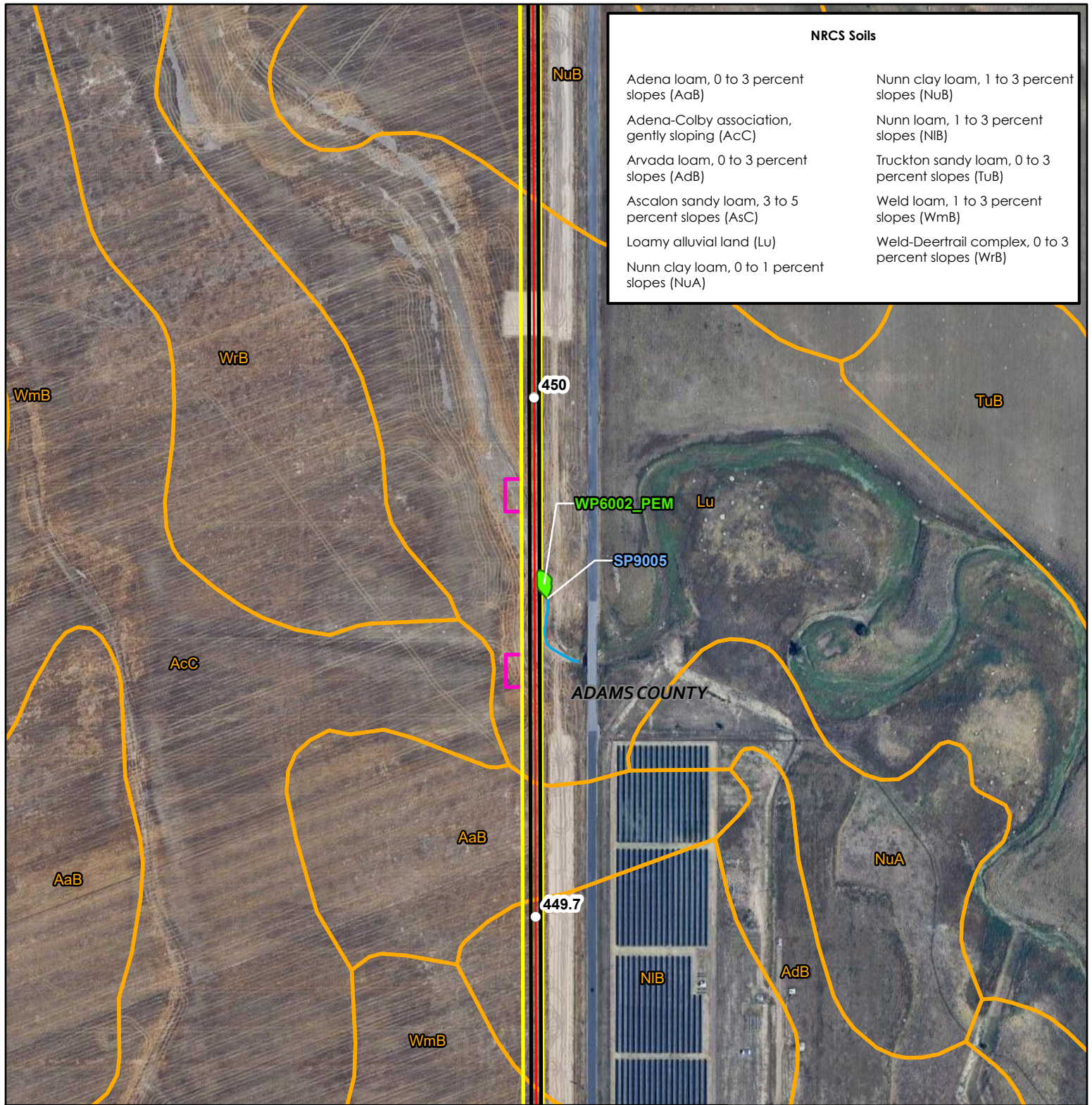
NRCS Soils	
Adena-Colby association, gently sloping (AcC)	Nunn loam, 0 to 1 percent slopes (NIA)
Ascalon sandy loam, 3 to 5 percent slopes (AsC)	Truckton loamy sand, 0 to 3 percent slopes (TtB)
Loamy alluvial land (Lu)	Truckton sandy loam, 0 to 3 percent slopes (TuB)
Nunn clay loam, 1 to 3 percent slopes (NuB)	Weld-Deertrail complex, 0 to 3 percent slopes (WrB)



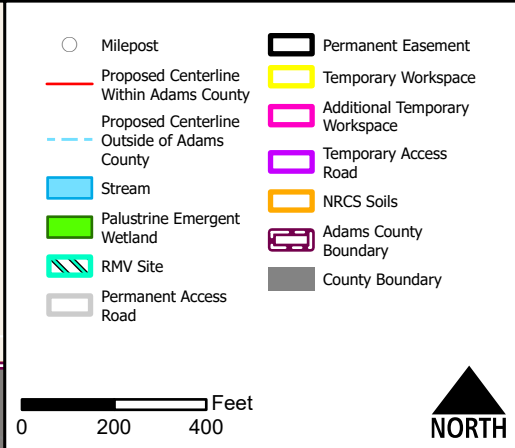
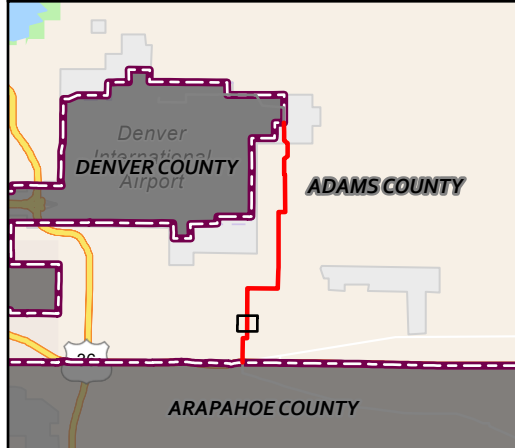
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NRCS Soils Map
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Magellan Pipeline Company, L.P.
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NRCS Soils	
Adena loam, 0 to 3 percent slopes (AaB)	Nunn clay loam, 1 to 3 percent slopes (NuB)
Adena-Colby association, gently sloping (AcC)	Nunn loam, 1 to 3 percent slopes (NIB)
Arvada loam, 0 to 3 percent slopes (AdB)	Truckton sandy loam, 0 to 3 percent slopes (TuB)
Ascalon sandy loam, 3 to 5 percent slopes (AsC)	Weld loam, 1 to 3 percent slopes (WmB)
Loamy alluvial land (Lu)	Weld-Deertrail complex, 0 to 3 percent slopes (WrB)
Nunn clay loam, 0 to 1 percent slopes (NuA)	





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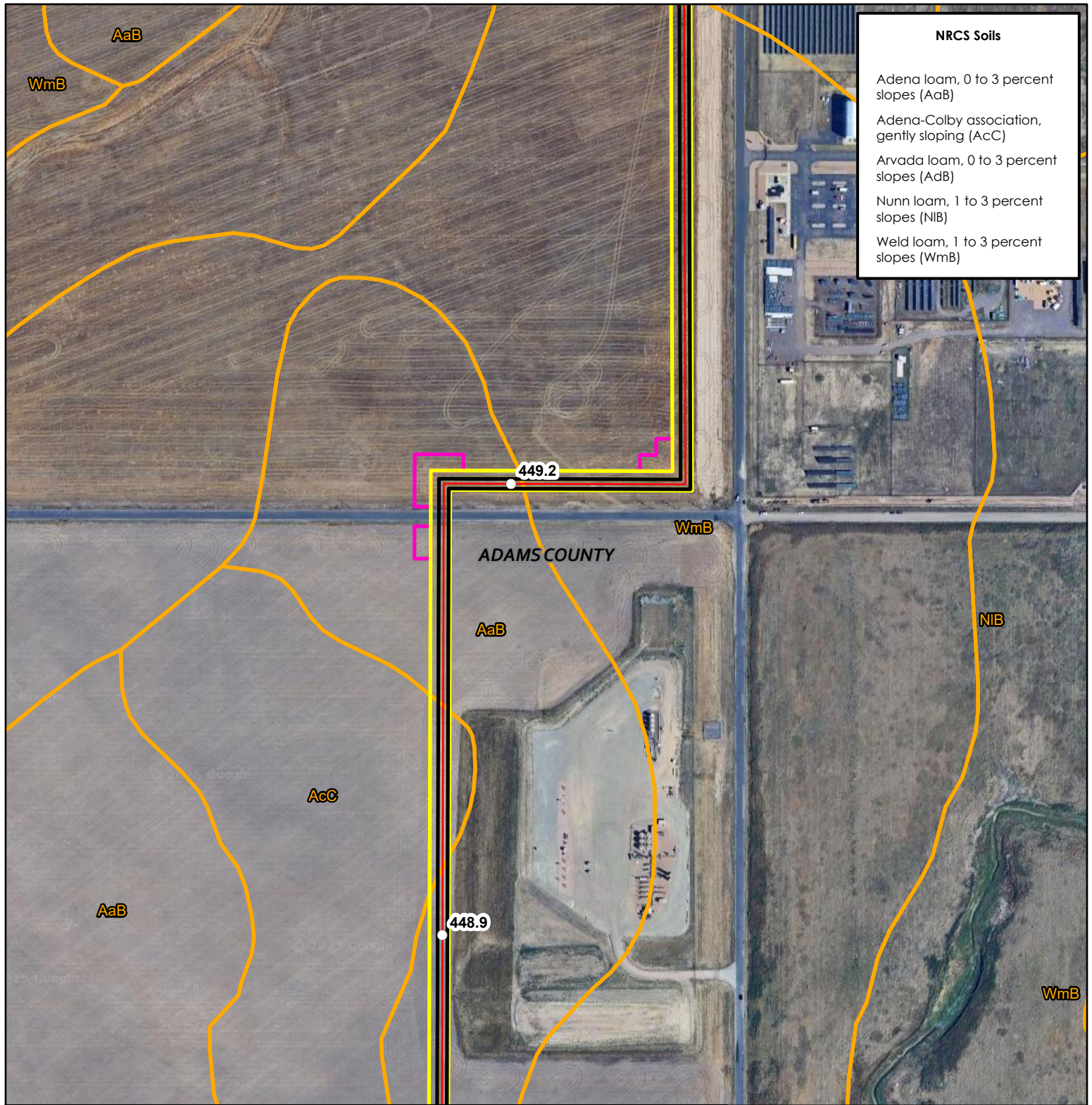
NRCS Soils Map

Denver Expansion Project

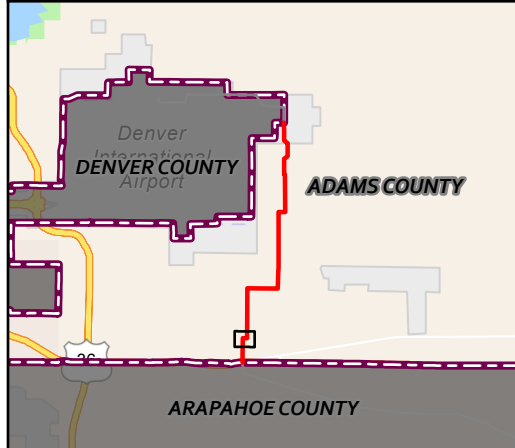
Magellan Pipeline Company, L.P.

Adams County, Colorado

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- NRCS Soils**
- Adena loam, 0 to 3 percent slopes (AaB)
 - Adena-Colby association, gently sloping (AcC)
 - Arvada loam, 0 to 3 percent slopes (AdB)
 - Nunn loam, 1 to 3 percent slopes (NIB)
 - Weld loam, 1 to 3 percent slopes (WmB)



○ Milepost	▬ Permanent Easement
— Proposed Centerline Within Adams County	▬ Temporary Workspace
— Proposed Centerline Outside of Adams County	▬ Additional Temporary Workspace
▬ Stream	▬ Temporary Access Road
▬ Palustrine Emergent Wetland	▬ NRCS Soils
▬ RMV Site	▬ Adams County Boundary
▬ Permanent Access Road	▬ County Boundary

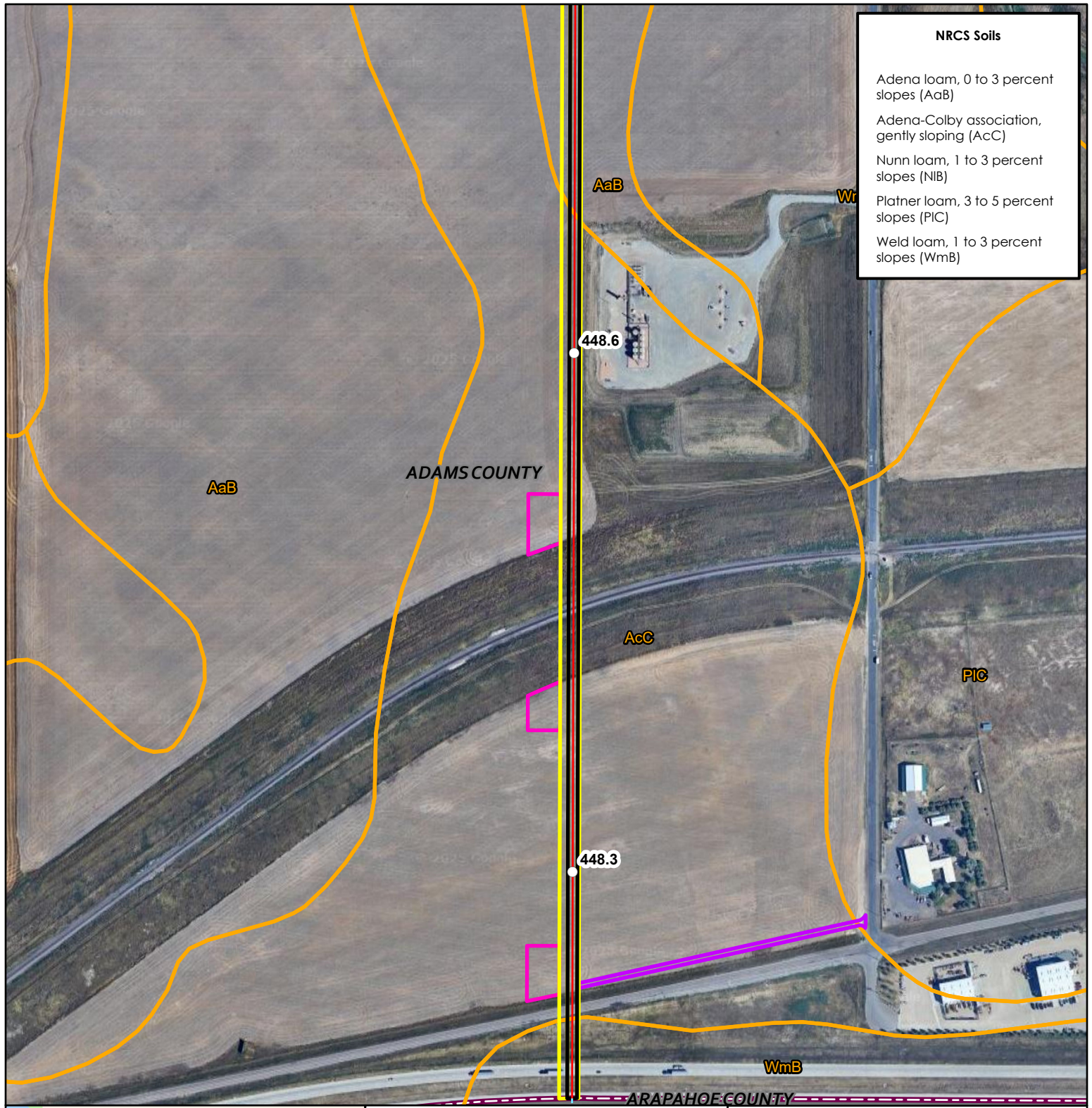
0 200 400 Feet

NORTH

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NRCS Soils Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
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NRCS Soils

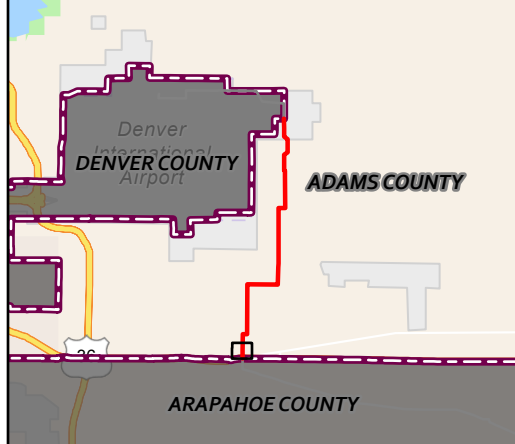
Adena loam, 0 to 3 percent slopes (AaB)

Adena-Colby association, gently sloping (AcC)

Nunn loam, 1 to 3 percent slopes (NIB)

Platner loam, 3 to 5 percent slopes (PIC)


Weld loam, 1 to 3 percent slopes (WmB)



○ Milepost	▬ Permanent Easement
— Proposed Centerline Within Adams County	▬ Temporary Workspace
— Proposed Centerline Outside of Adams County	▬ Additional Temporary Workspace
▬ Stream	▬ Temporary Access Road
▬ Palustrine Emergent Wetland	▬ NRCS Soils
▬ RMV Site	▬ Adams County Boundary
▬ Permanent Access Road	▬ County Boundary

0 200 400 Feet

NORTH



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NRCS Soils Map

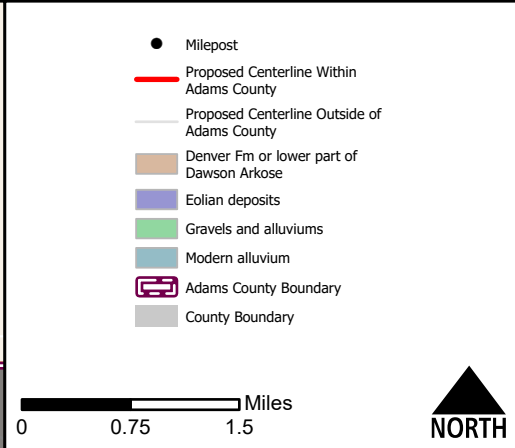
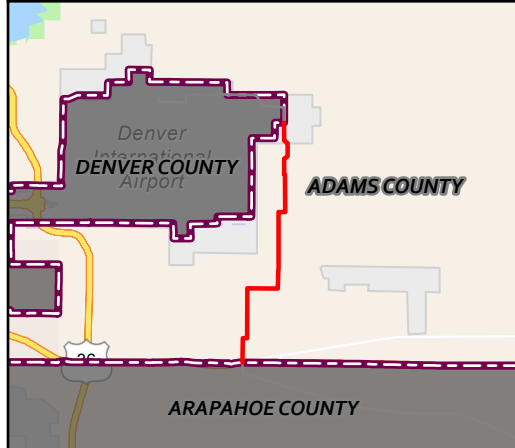
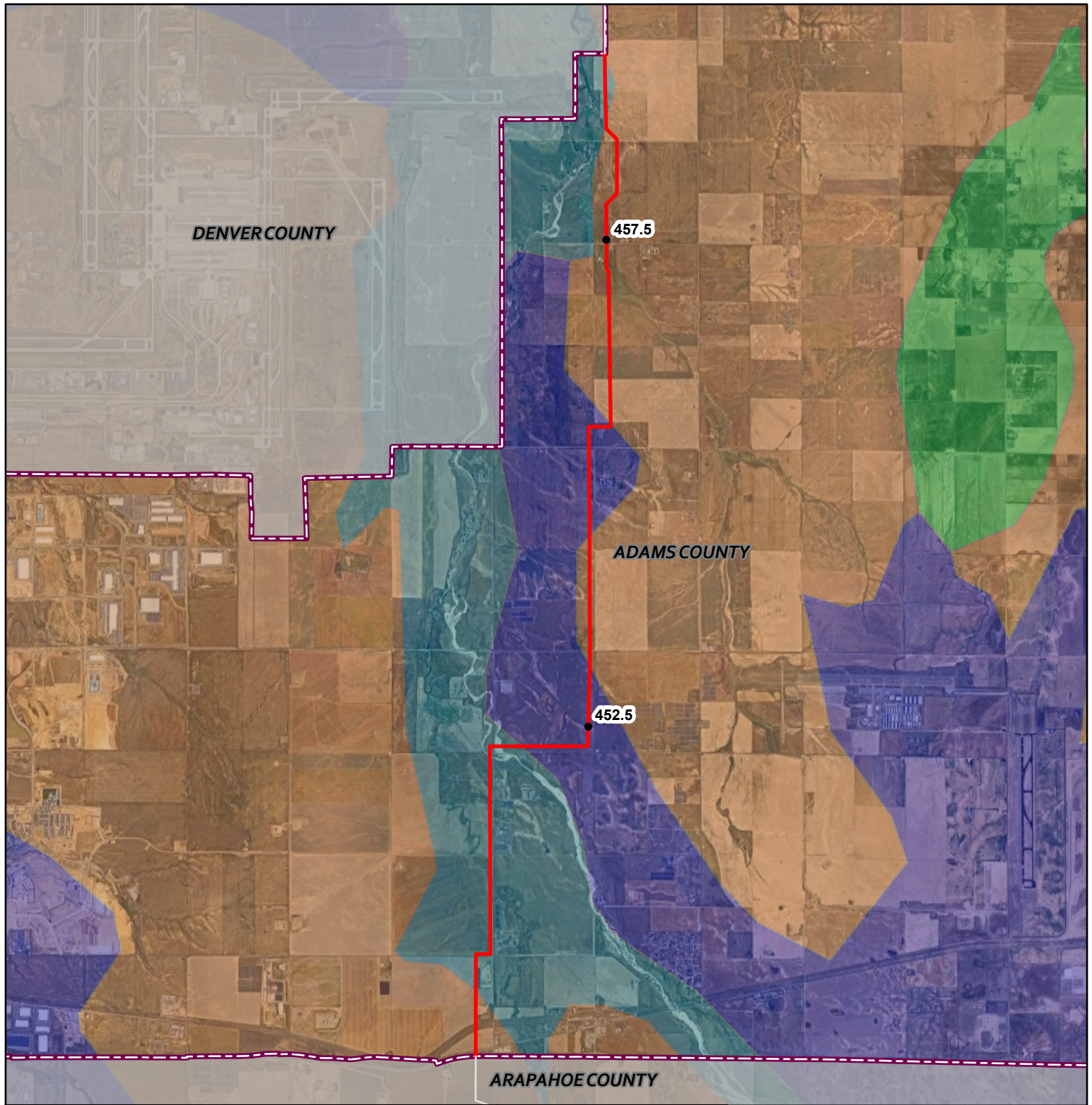
Denver Expansion Project


Magellan Pipeline Company, L.P.

Adams County, Colorado

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Geologic Formations Map





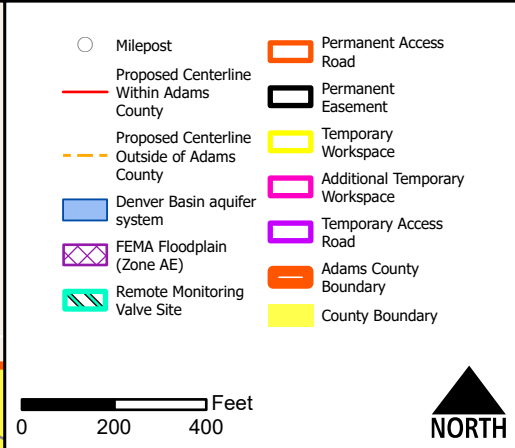
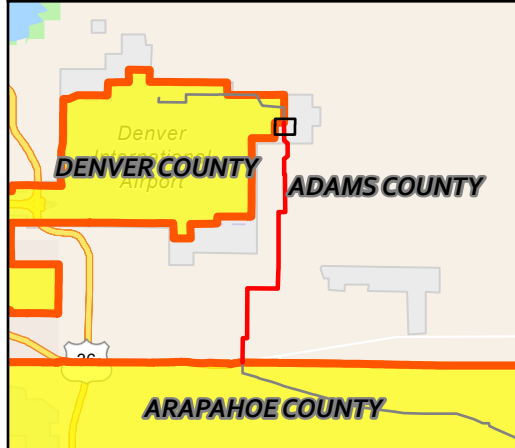
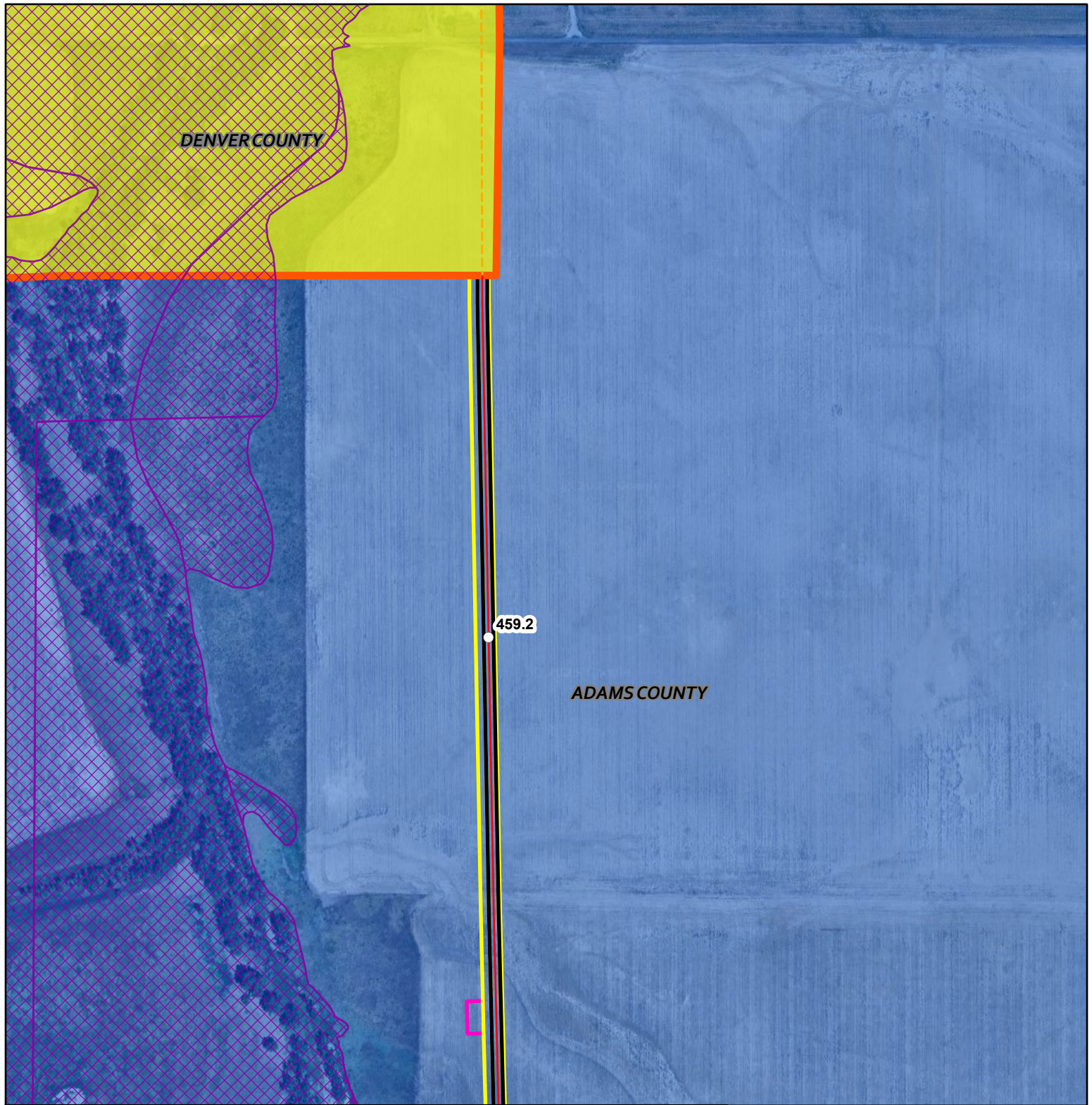
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Geologic Formation Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
Adams County, Colorado

Page 1 of 1	Scale: 1:84,000
NAD83 BLM Zone 13N	Date: March, 2025

Groundwater Map

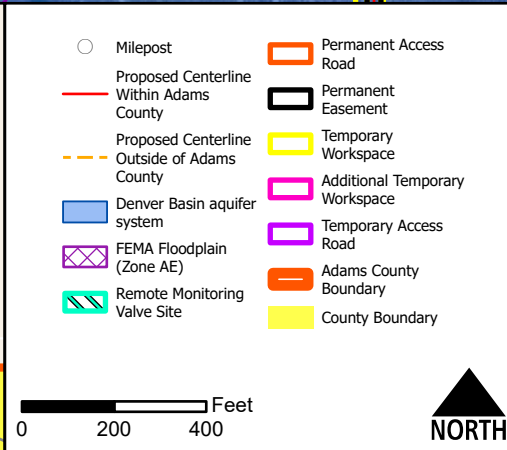
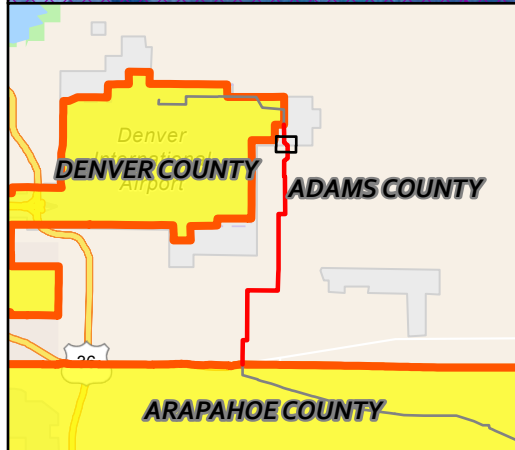
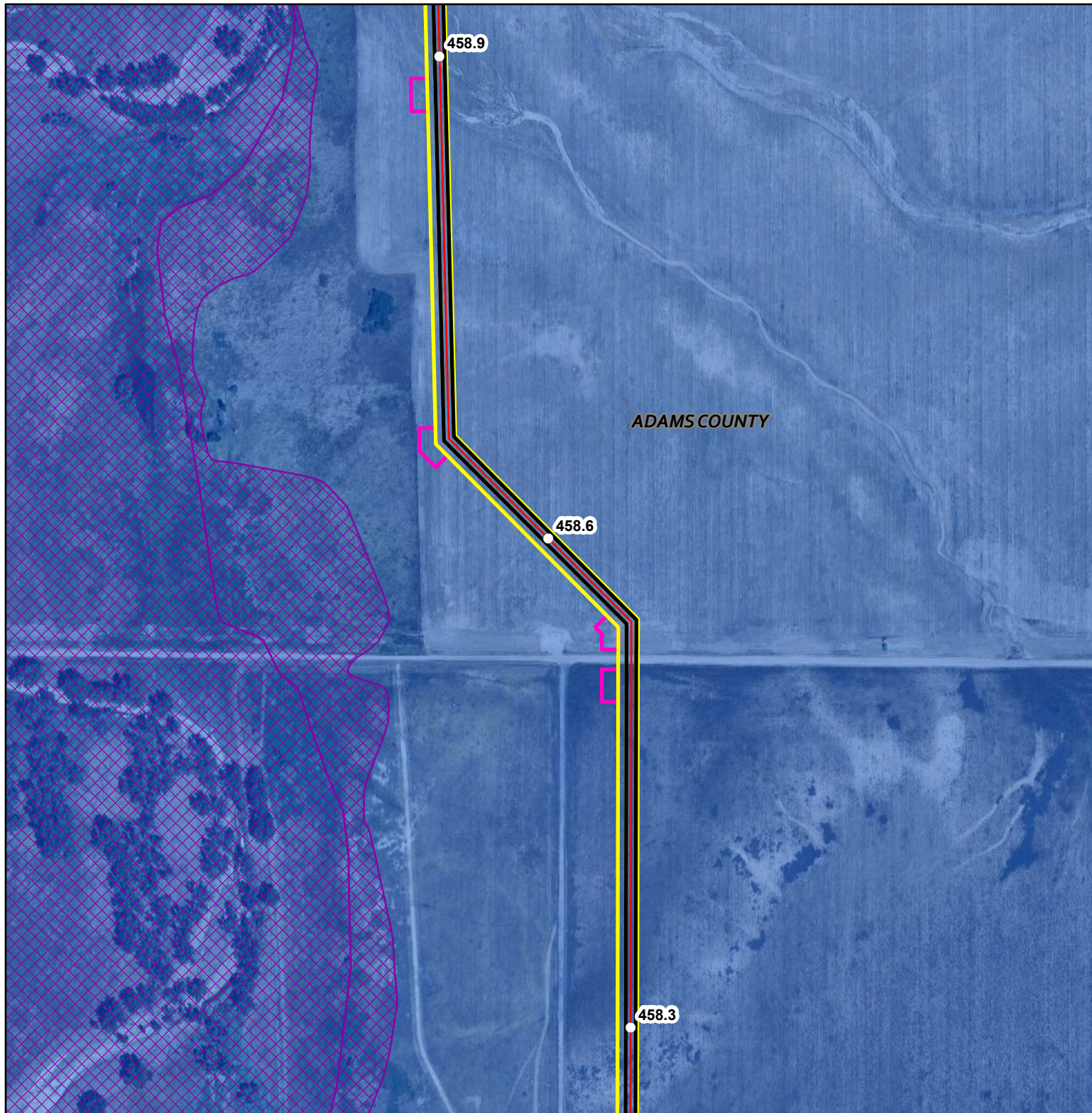




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Groundwater Basin Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
Adams County, Colorado

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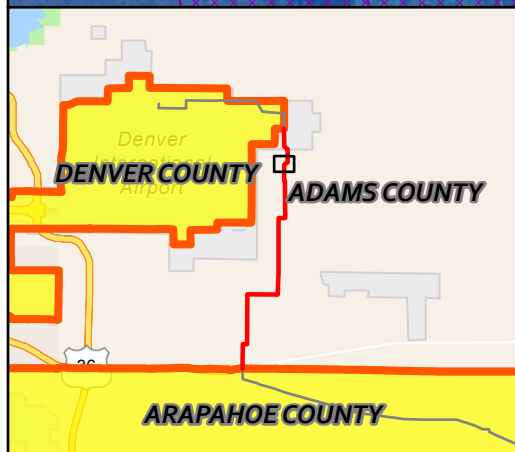
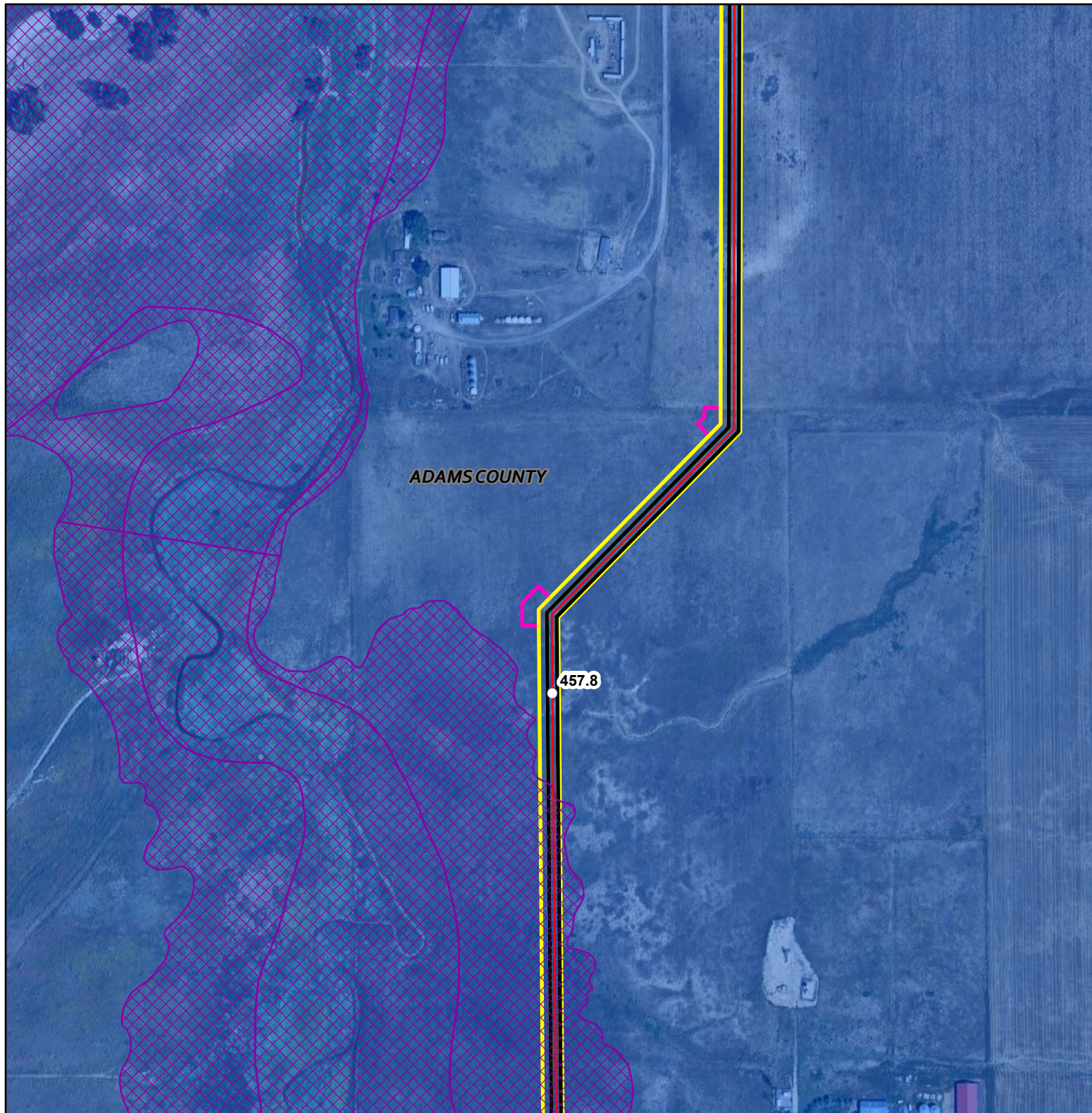
**Groundwater Basin Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
Adams County, Colorado**

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NAD83 BLM Zone 13N

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- Milepost
- Proposed Centerline
- Within Adams County
- - - Proposed Centerline Outside of Adams County
- Denver Basin aquifer system
- FEMA Floodplain (Zone AE)
- Remote Monitoring Valve Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- Adams County Boundary
- County Boundary

0 200 400 Feet



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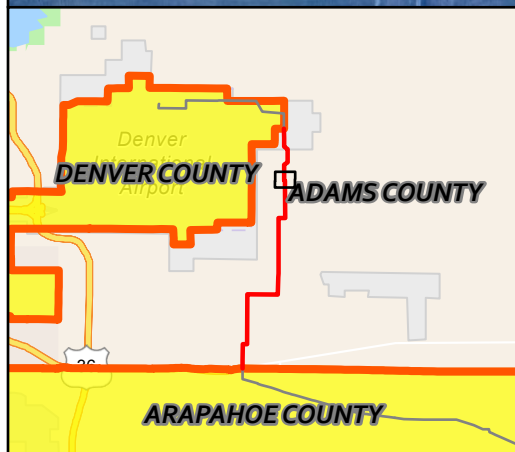
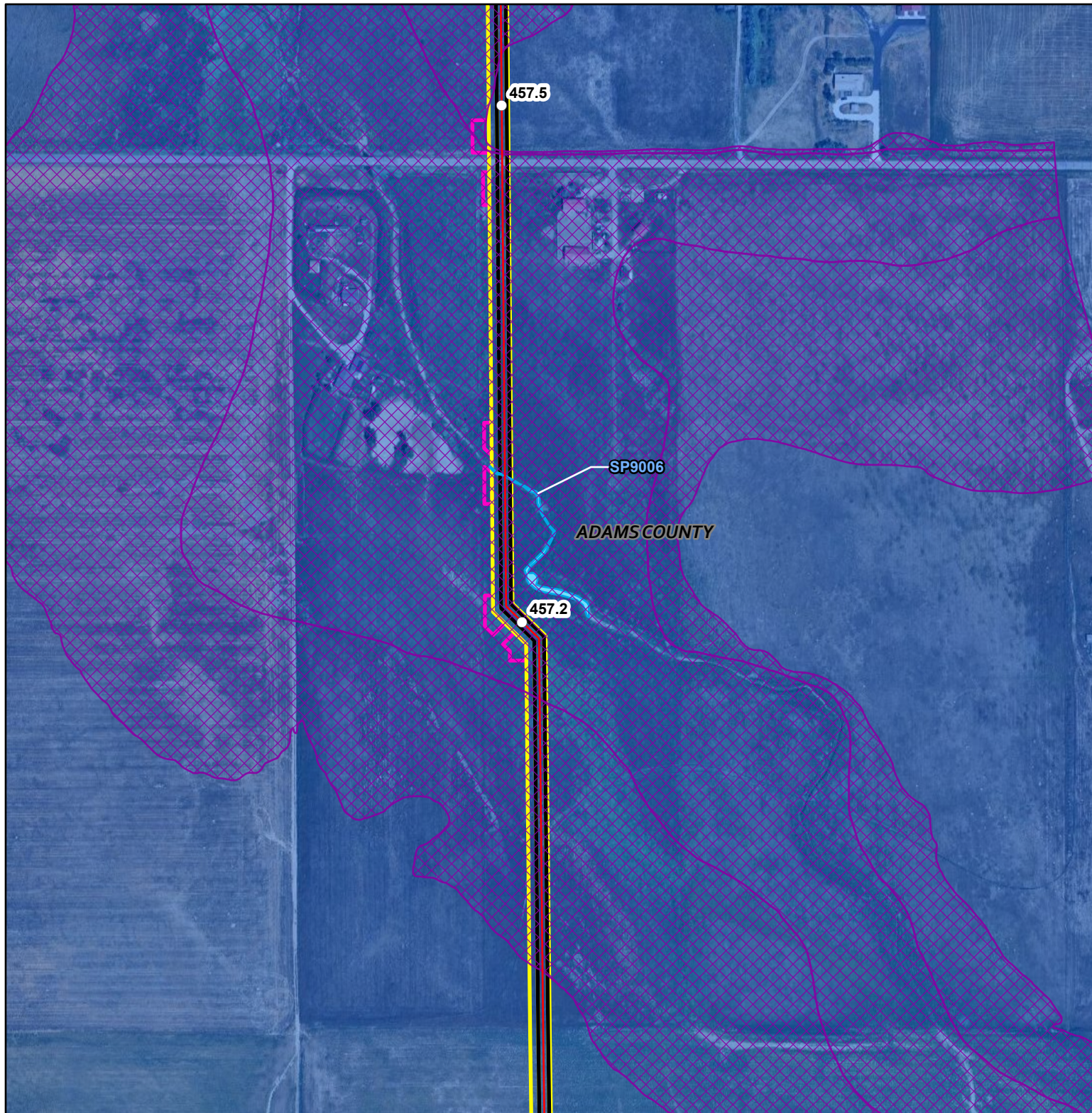
**Groundwater Basin Map
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Magellan Pipeline Company, L.P.
Adams County, Colorado**

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- Milepost
- Proposed Centerline Within Adams County
- - - Proposed Centerline Outside of Adams County
- Stream
- Denver Basin aquifer system
- FEMA Floodplain (Zone AE)
- Remote Monitoring Valve Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- Adams County Boundary
- County Boundary

0 200 400 Feet



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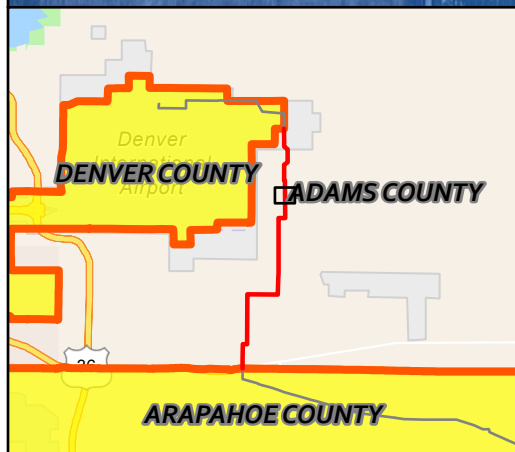
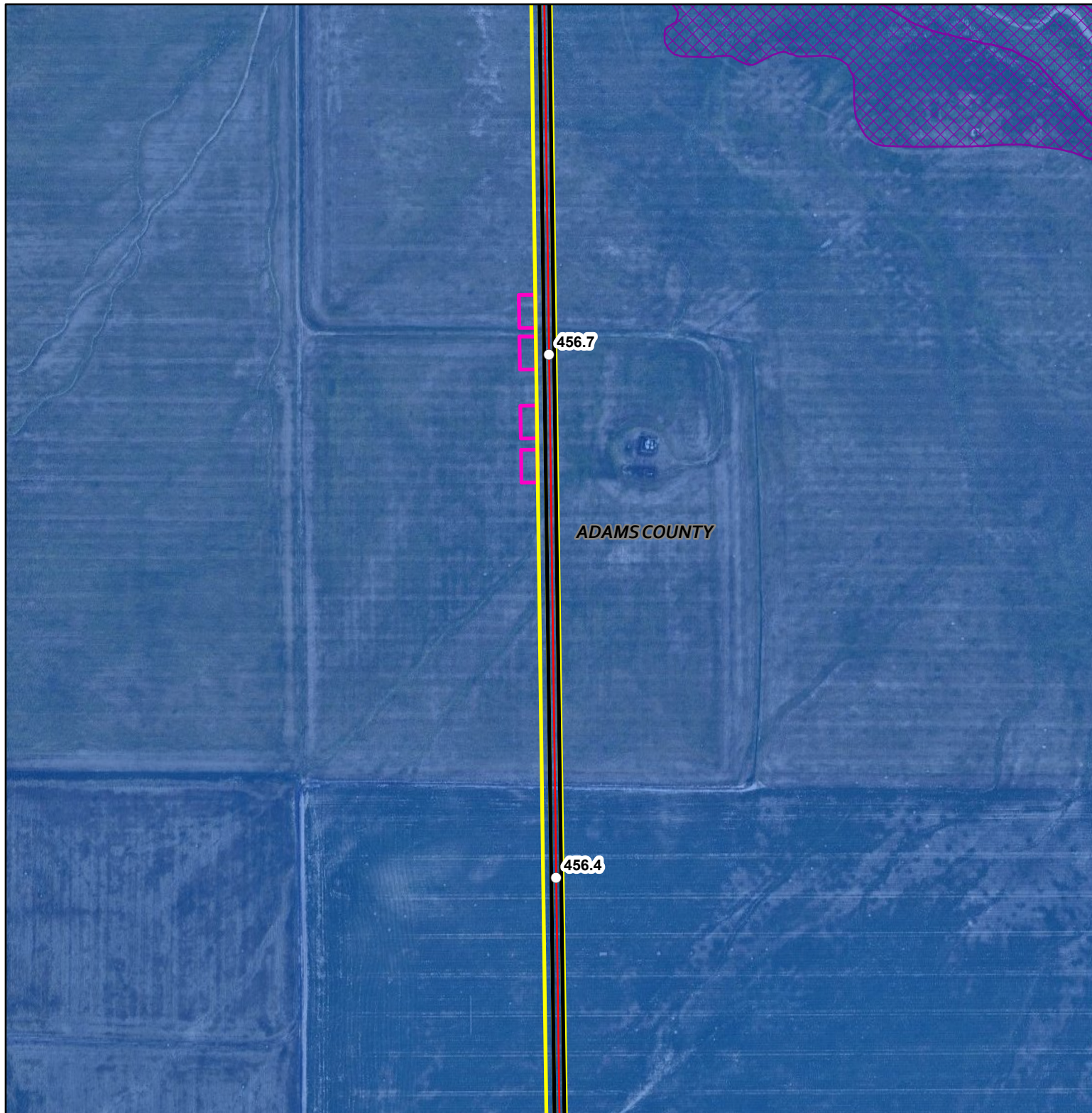
**Groundwater Basin Map
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Magellan Pipeline Company, L.P.
Adams County, Colorado**

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- Milepost
- Proposed Centerline
- Within Adams County
- - - Proposed Centerline Outside of Adams County
- Denver Basin aquifer system
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- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- Adams County Boundary
- County Boundary

0 200 400 Feet



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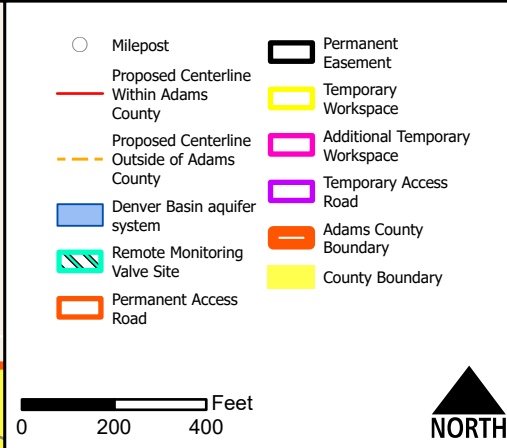
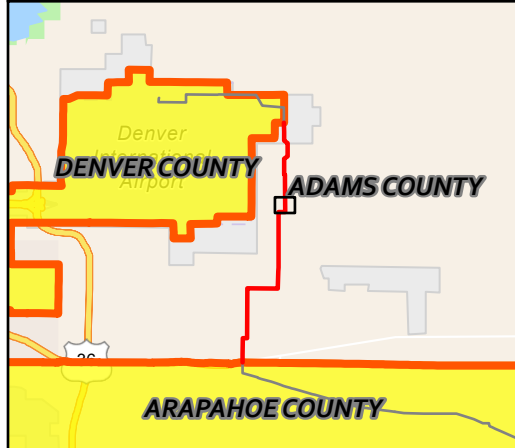
**Groundwater Basin Map
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Magellan Pipeline Company, L.P.
Adams County, Colorado**


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Date: March, 2025



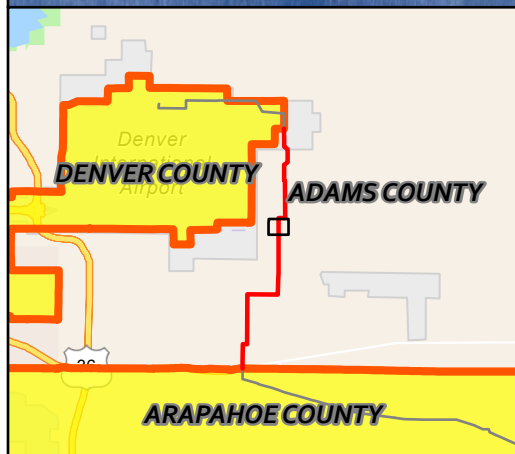


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Groundwater Basin Map
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- Milepost
- Proposed Centerline Within Adams County
- - - Proposed Centerline Outside of Adams County
- Denver Basin aquifer system
- Remote Monitoring Valve Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- Adams County Boundary
- County Boundary

0 200 400 Feet

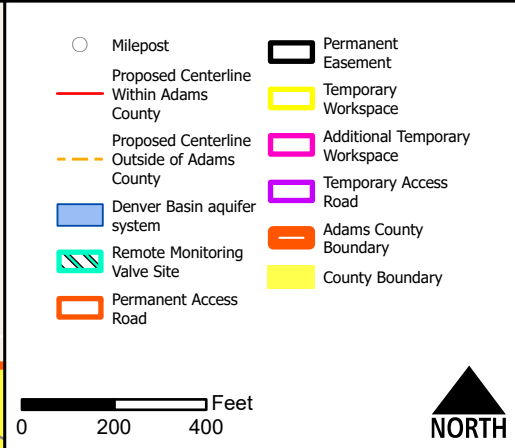
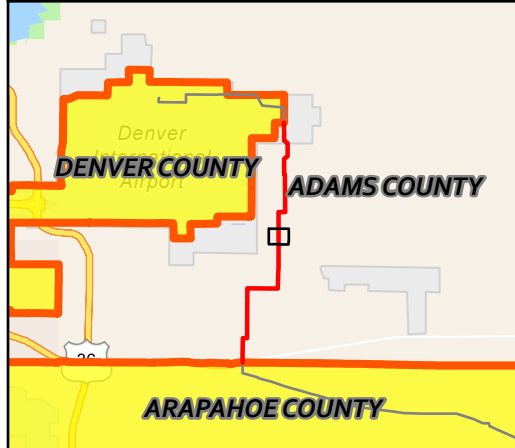



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**Groundwater Basin Map
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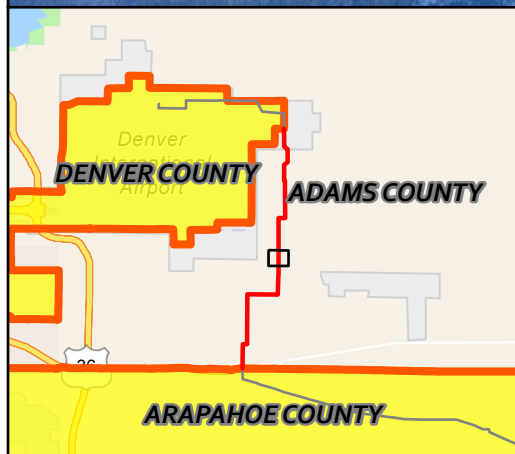
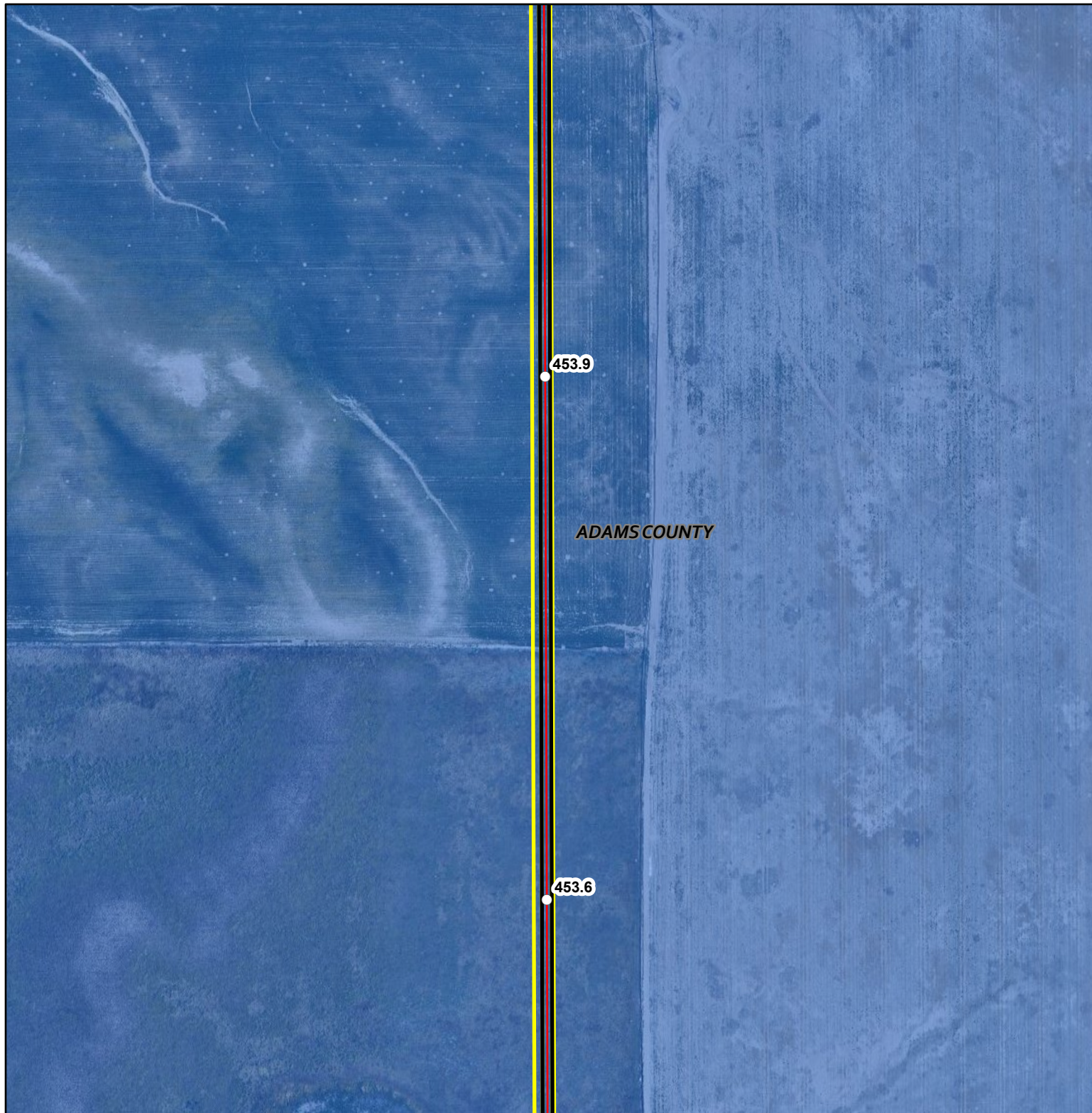


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Groundwater Basin Map
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Adams County, Colorado

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- Milepost
- Proposed Centerline Within Adams County
- - - Proposed Centerline Outside of Adams County
- Denver Basin aquifer system
- Remote Monitoring Valve Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- Adams County Boundary
- County Boundary

0 200 400 Feet



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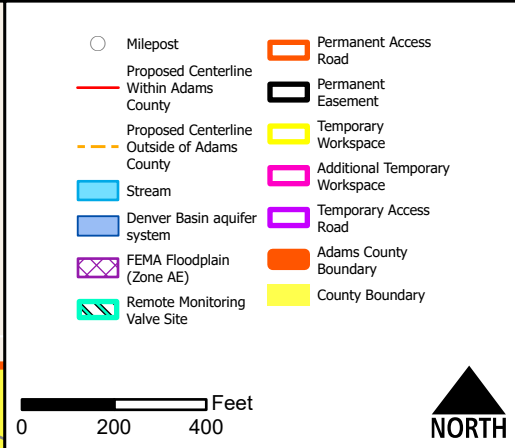
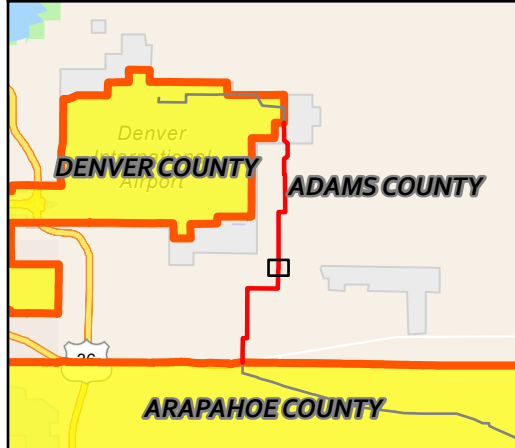
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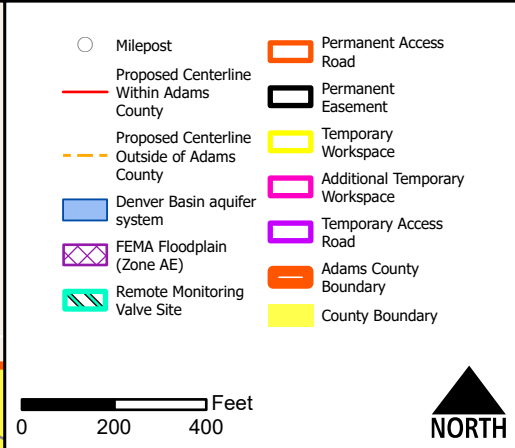
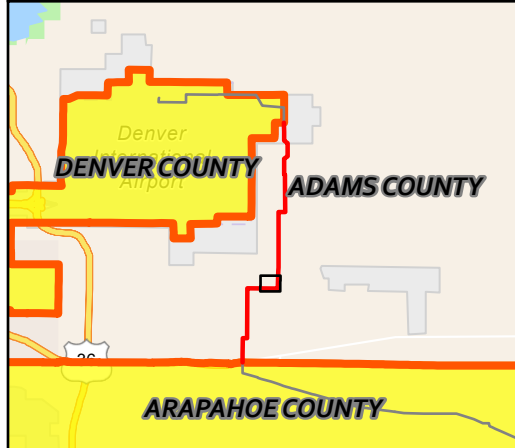
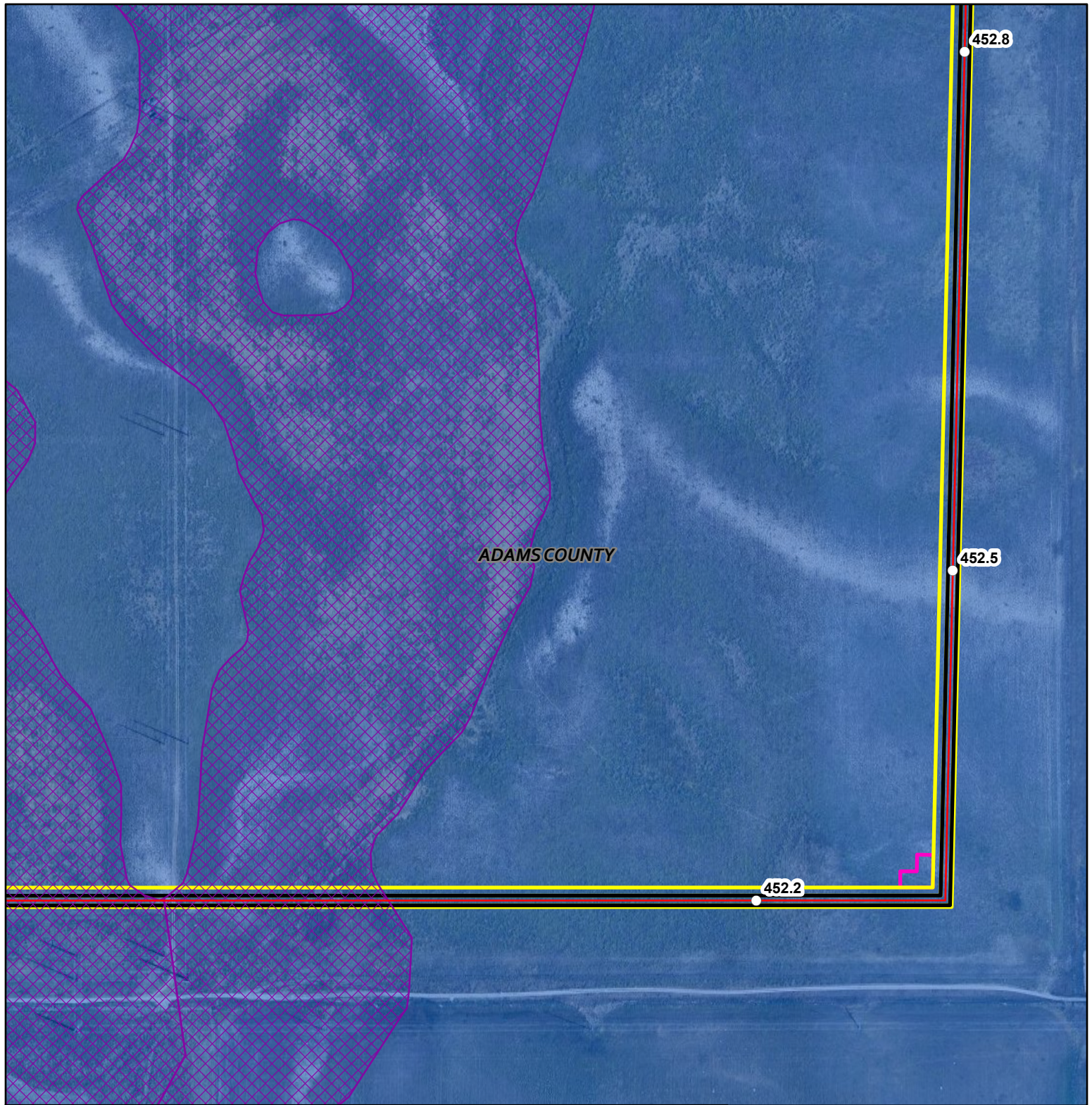
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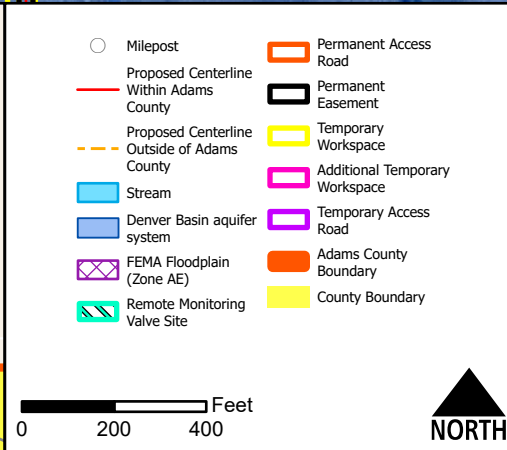
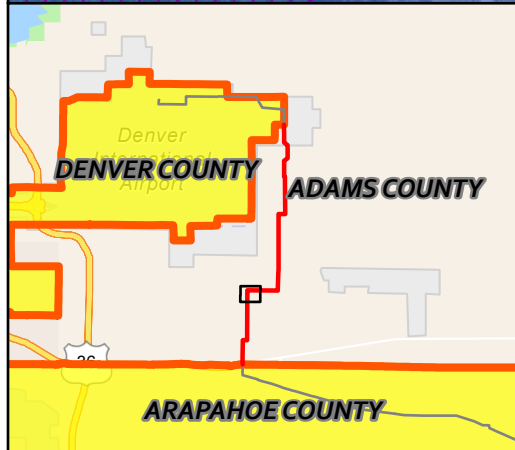
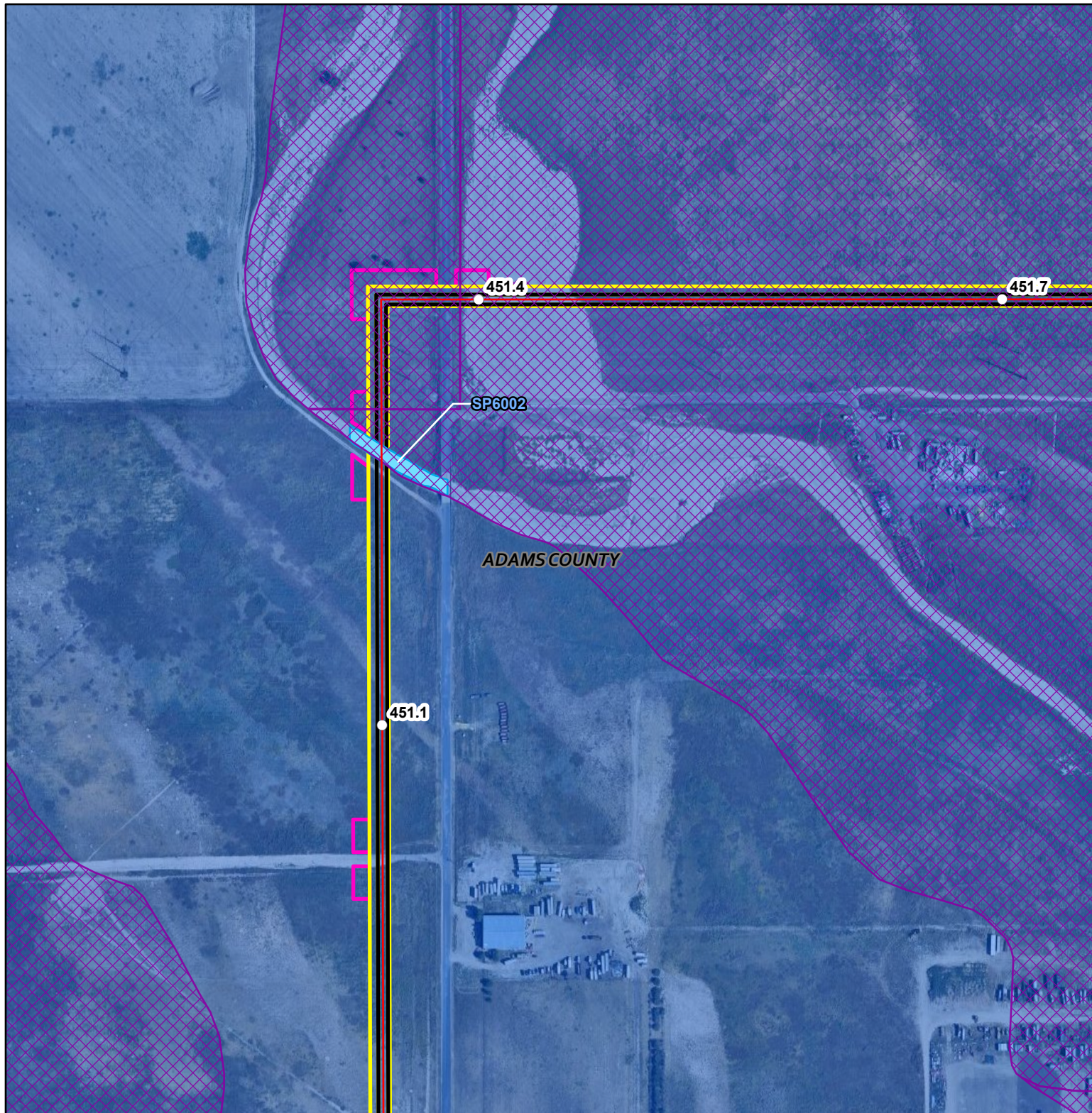


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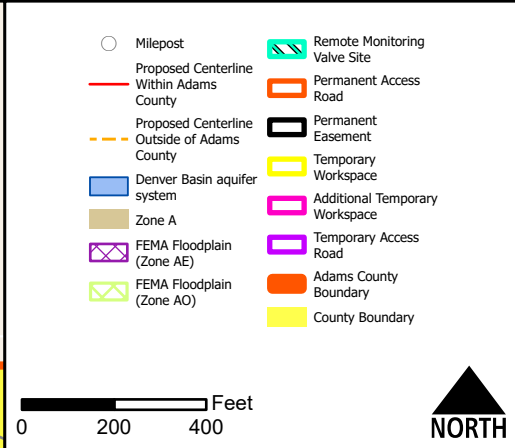
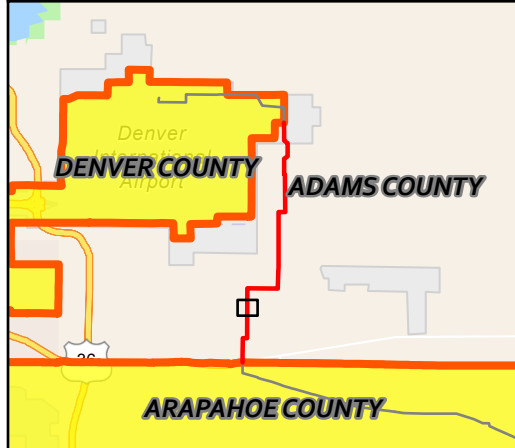
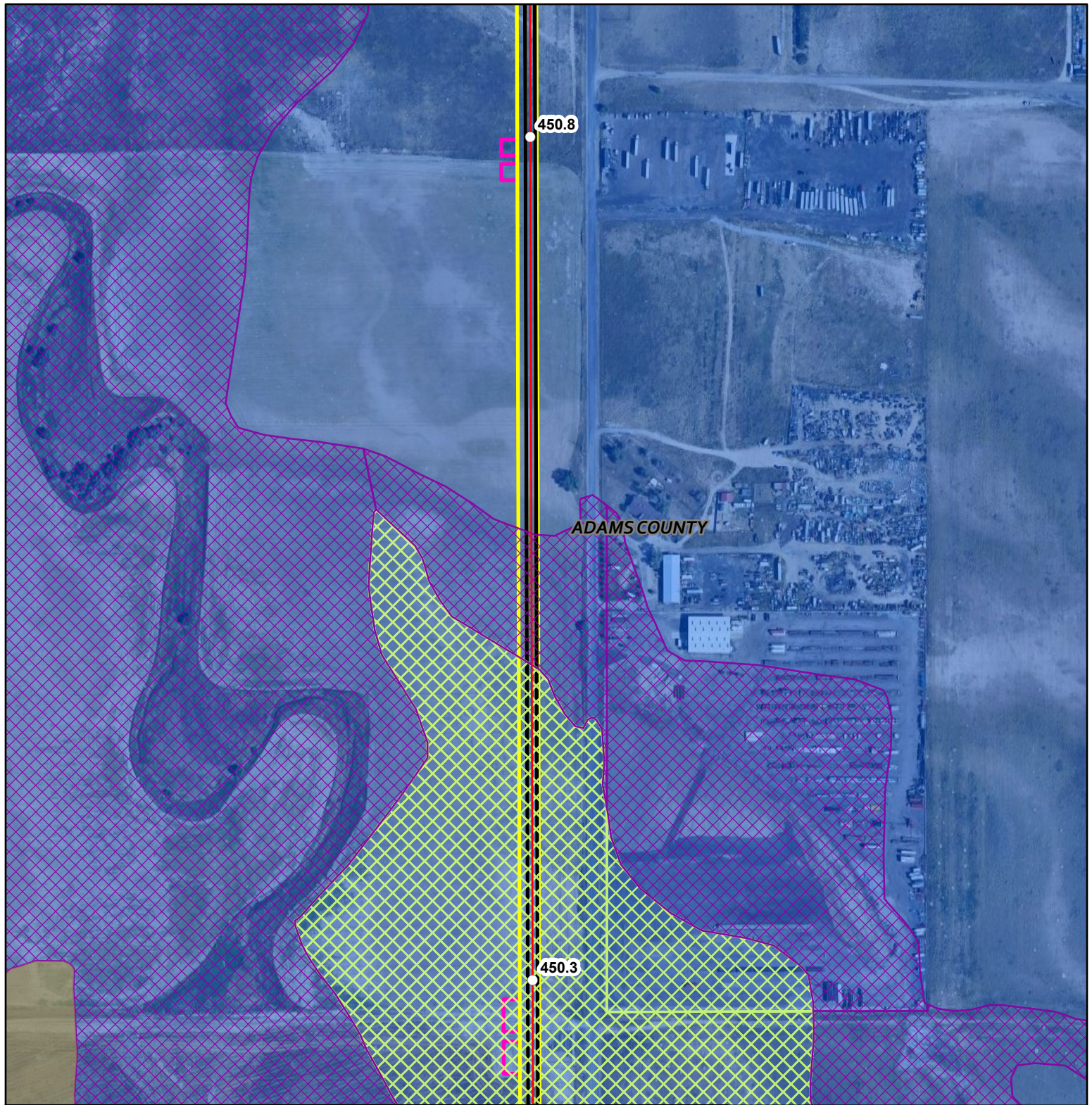
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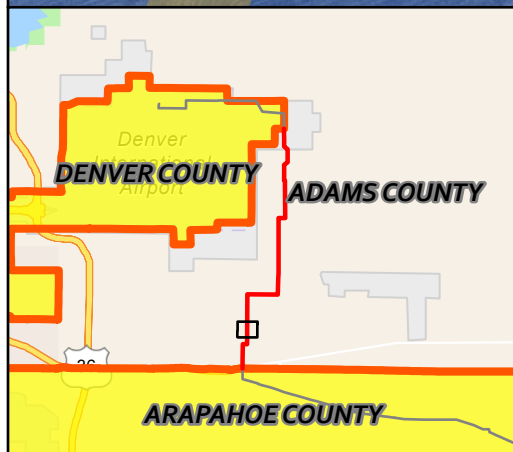
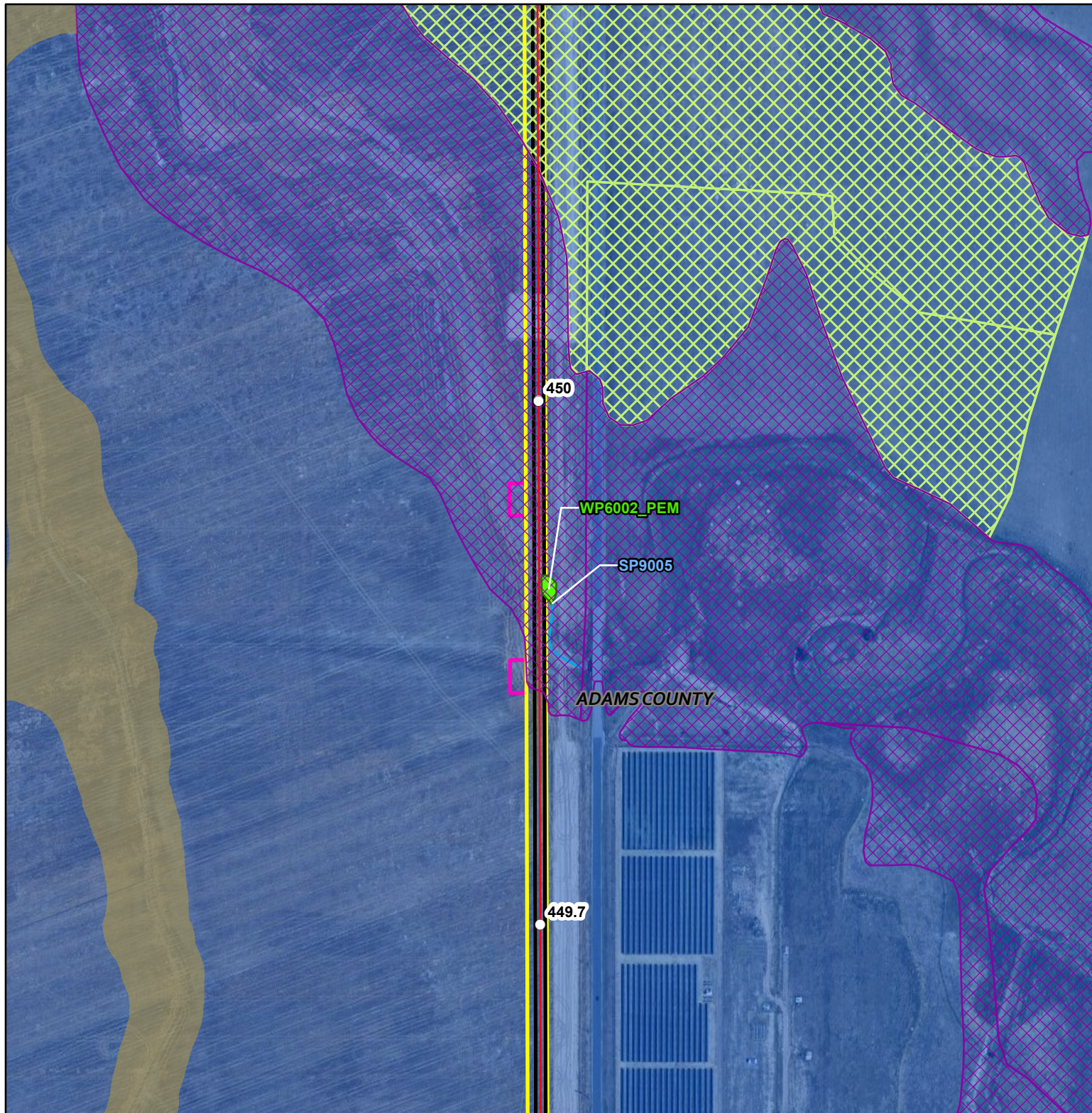




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- Milepost
- Proposed Centerline Within Adams County
- - - Proposed Centerline Outside of Adams County
- Stream
- Wetland
- Denver Basin aquifer system
- Zone A
- FEMA Floodplain (Zone AE)
- FEMA Floodplain (Zone AO)
- Remote Monitoring Valve Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
- Temporary Access Road
- Adams County Boundary
- County Boundary

0 200 400 Feet



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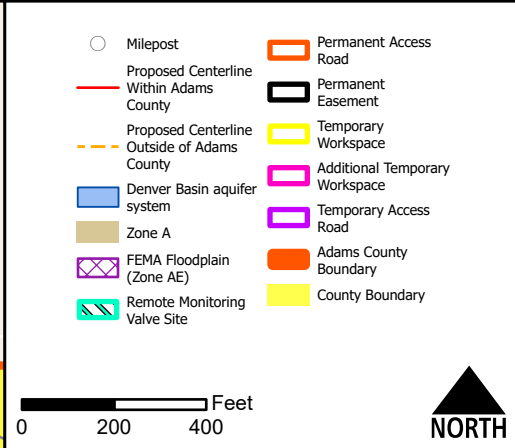
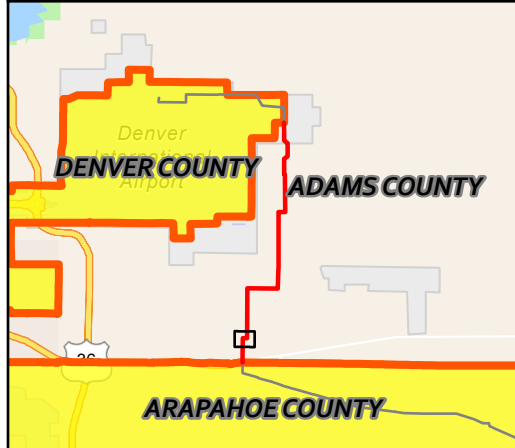
**Groundwater Basin Map
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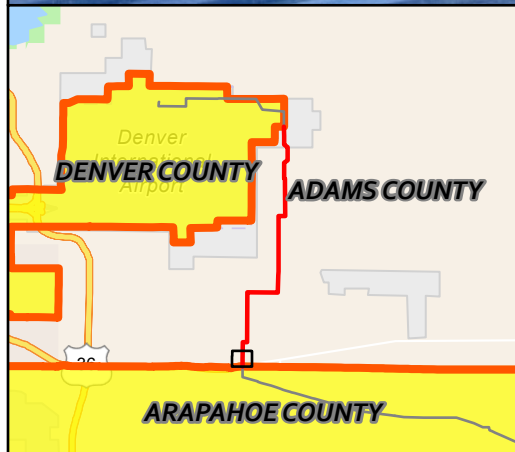
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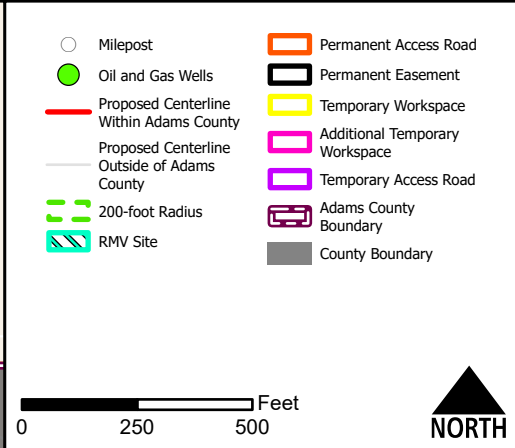
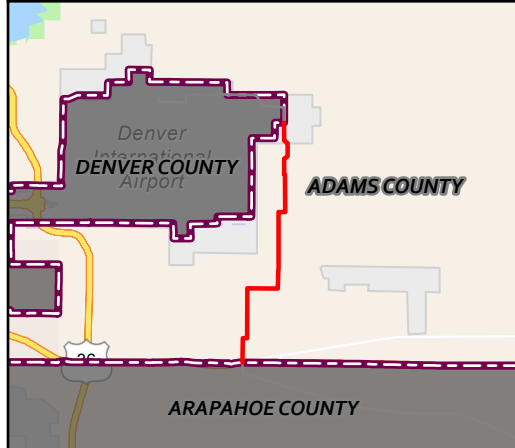
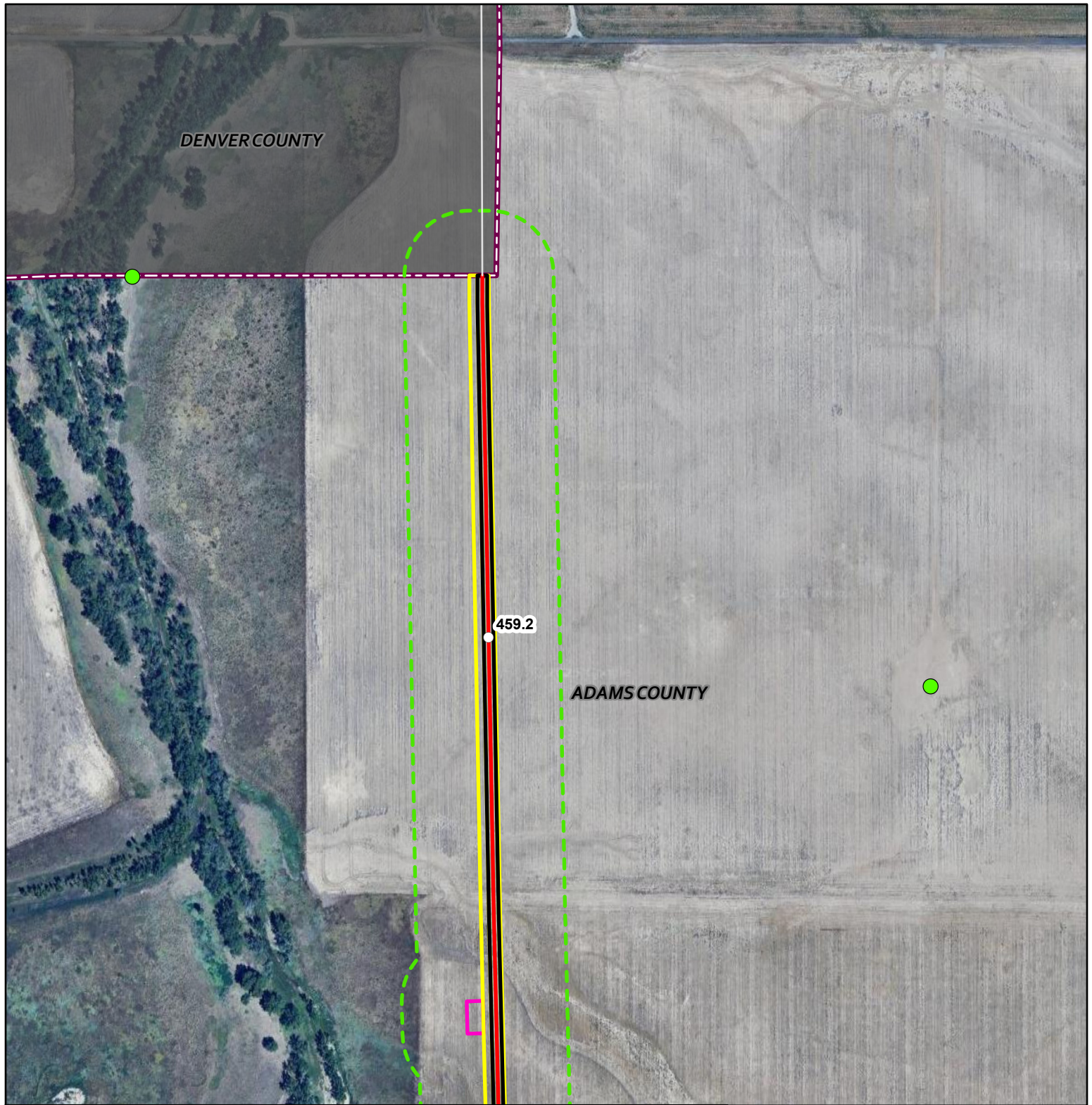
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Oil and Gas Wells Map

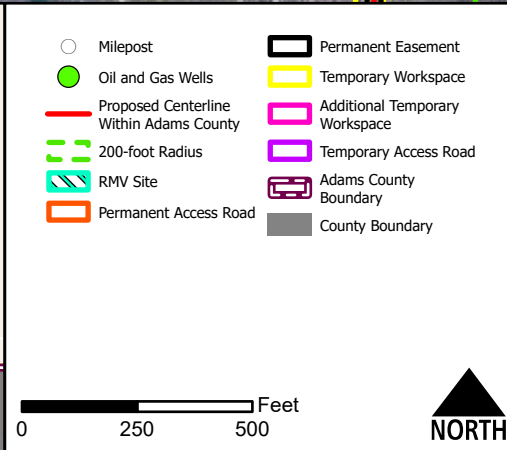
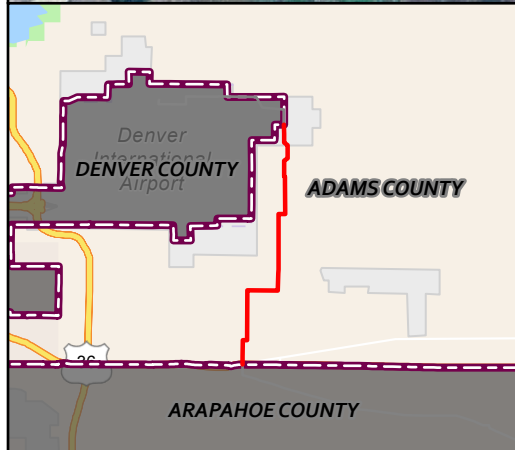





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Oil and Gas Well Map
Denver Expansion Project
Magellan Pipeline Company, L.P.
Adams County, Colorado

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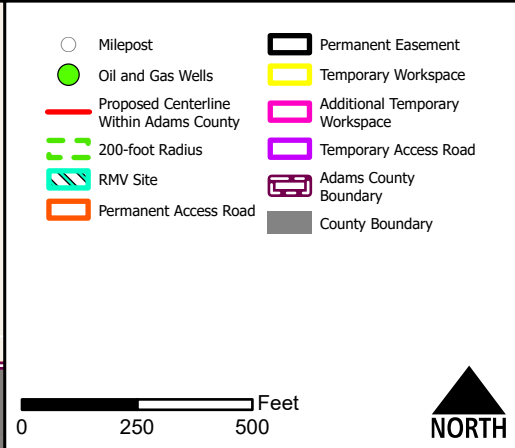
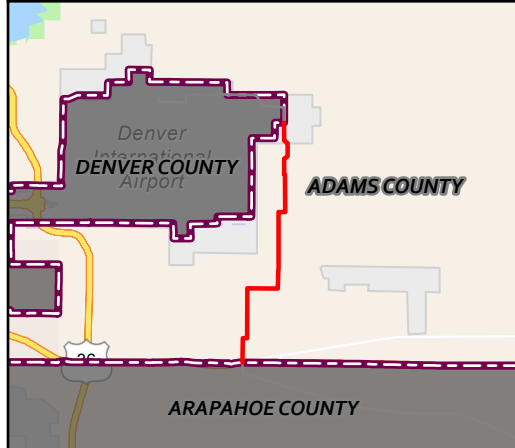
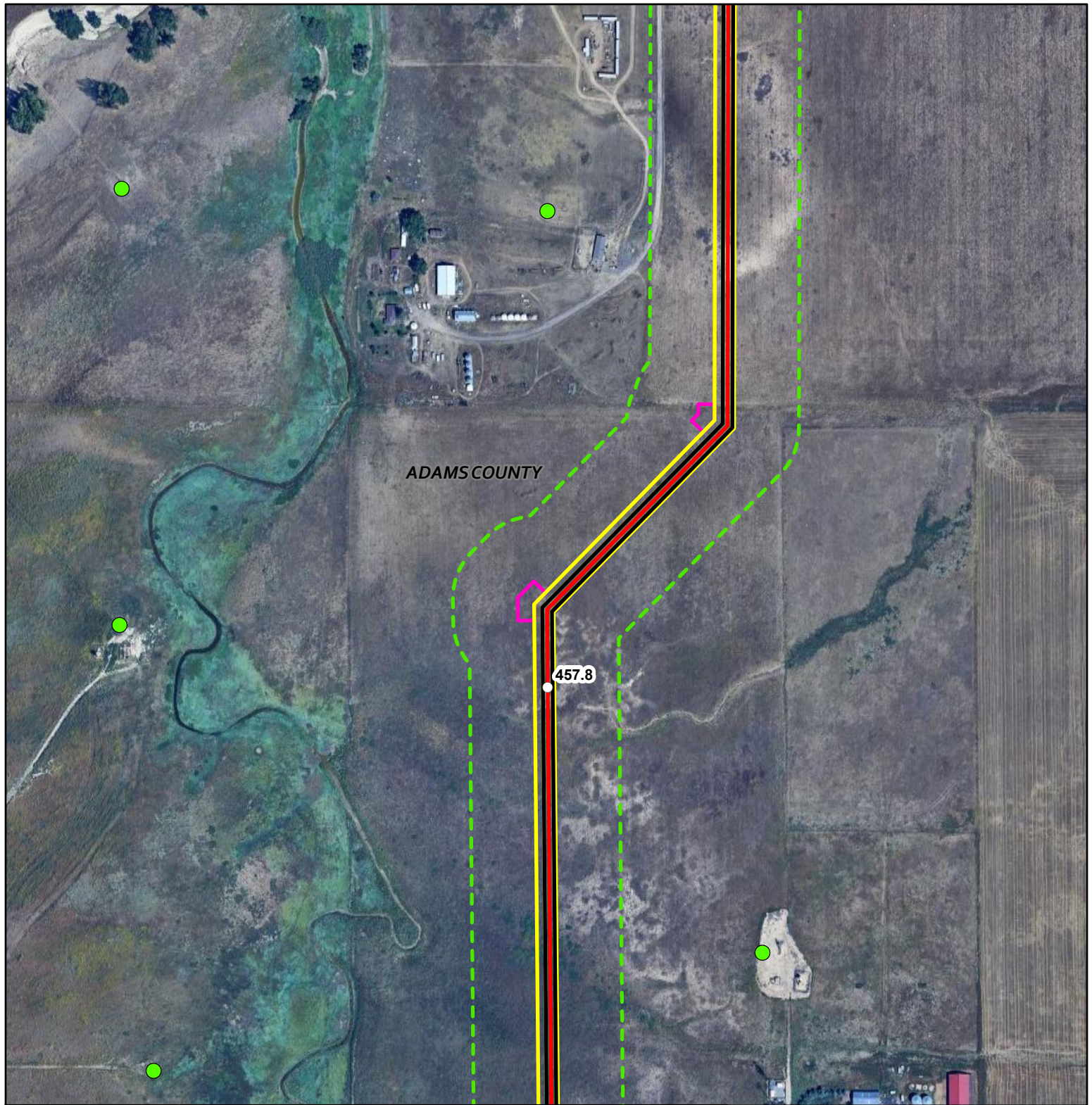





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Oil and Gas Well Map
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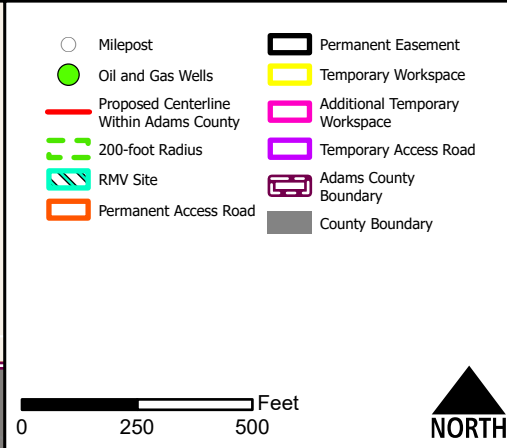
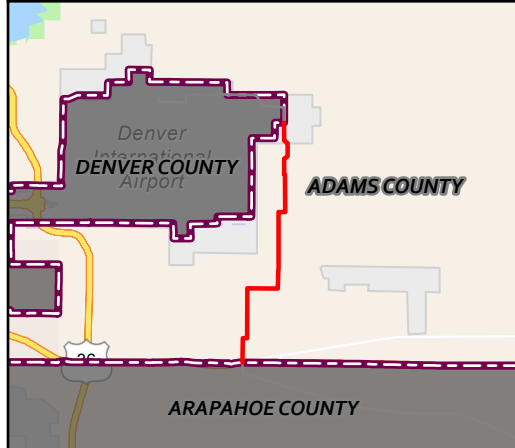





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Oil and Gas Well Map

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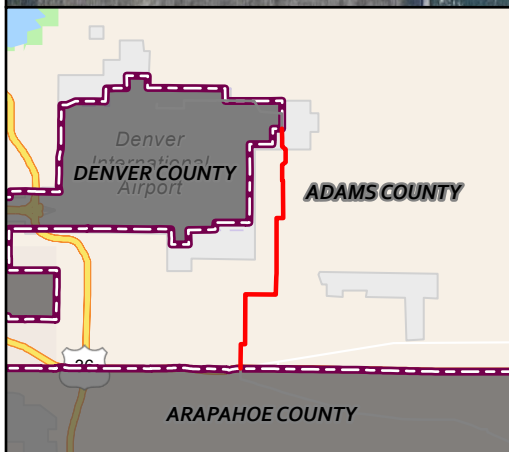
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FACILITY STATUS: ACTIVE
OPERATOR NAME: TEXAS AMERICAN RESOURCES COMPANY

LOCATION ID: 319763
FACILITY STATUS: ABANDONED LOCATION
OPERATOR NAME: PAINTED PEGASUS PETROLEUM LLC

ADAMS COUNTY

456.7

456.4



- Milepost
- Oil and Gas Wells
- Proposed Centerline Within Adams County
- - - 200-foot Radius
- RMV Site
- Permanent Access Road
- Permanent Easement
- Temporary Workspace
- Additional Temporary Workspace
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- Adams County Boundary
- County Boundary

0 250 500 Feet



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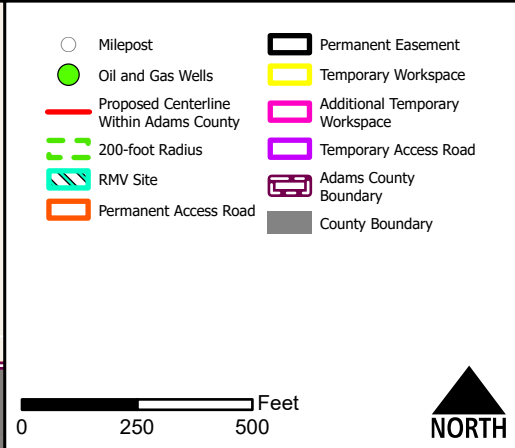
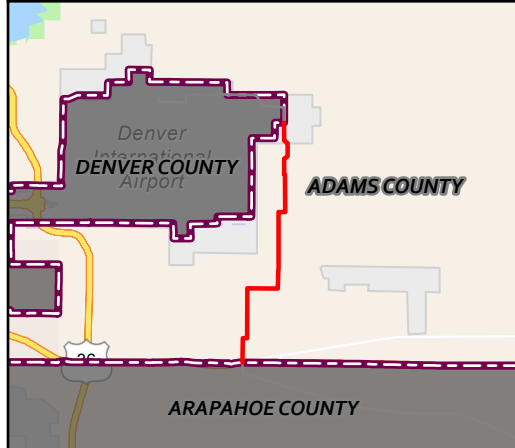
**Oil and Gas Well Map
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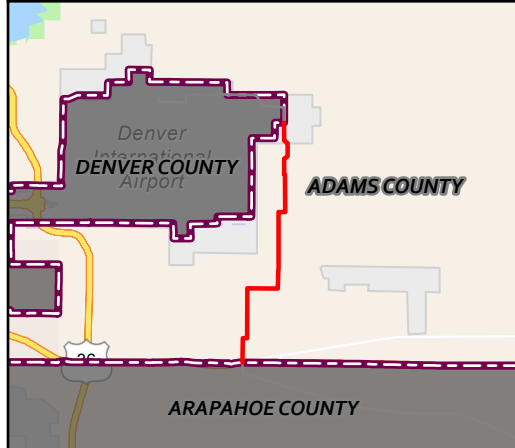
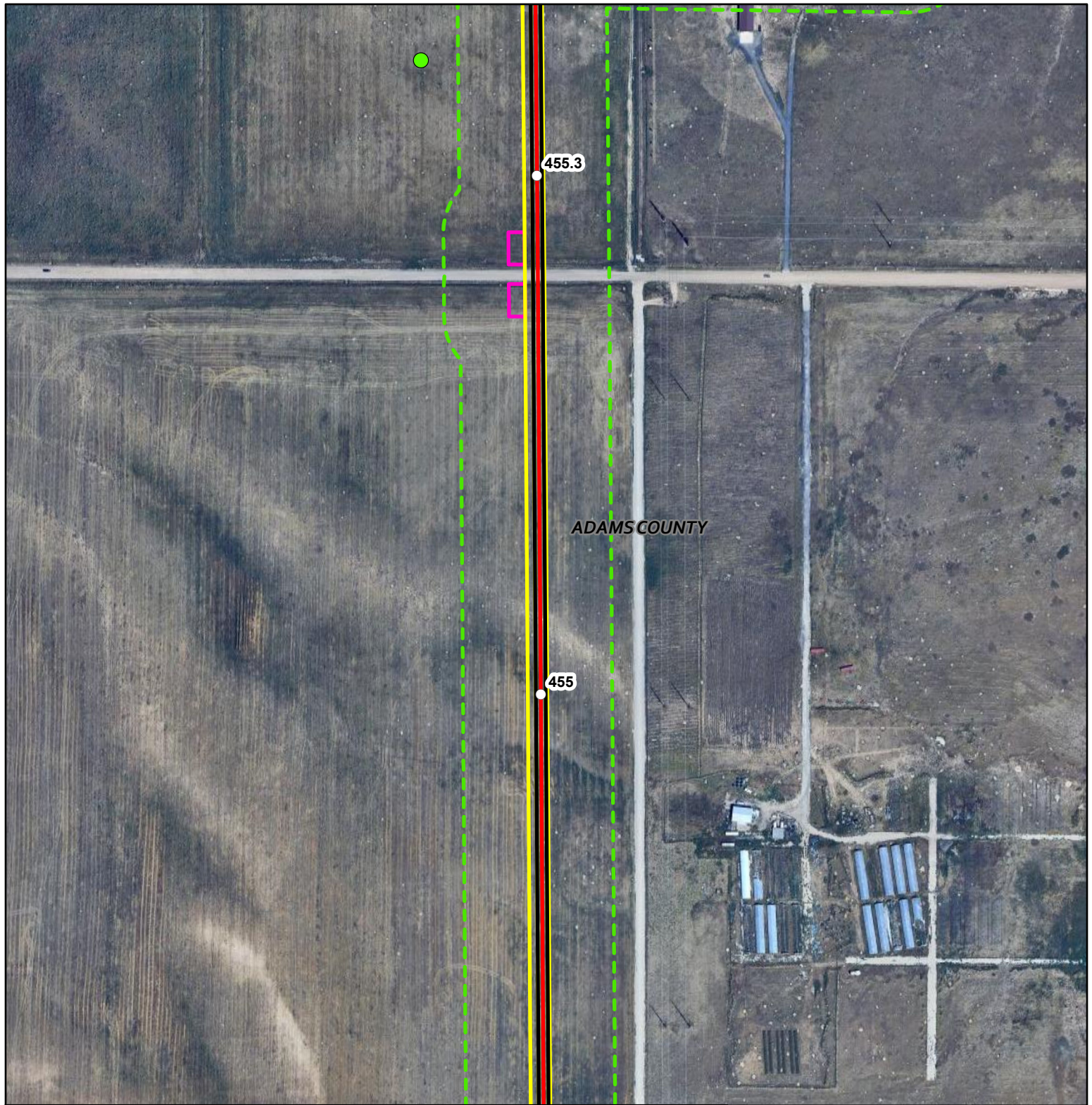




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Oil and Gas Well Map
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0 250 500 Feet



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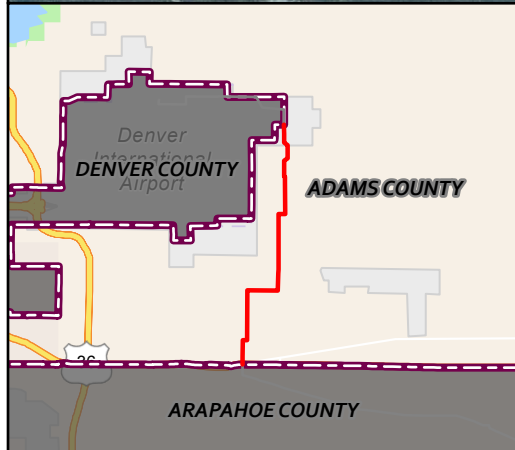
**Oil and Gas Well Map
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0 250 500 Feet



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**Oil and Gas Well Map
Denver Expansion Project
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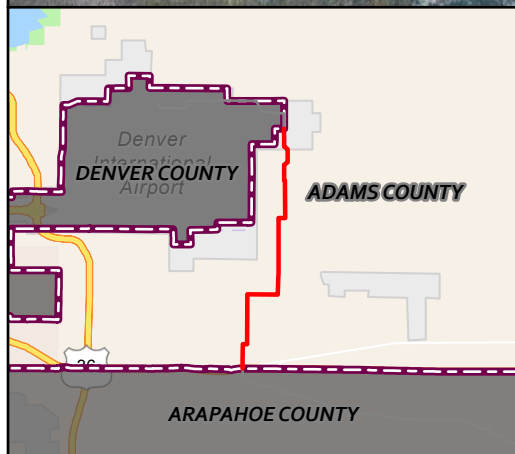


LOCATION ID: 463062
 FACILITY STATUS: ABANDONED LOCATION
 OPERATOR NAME: GMT EXPLORATION COMPANY LLC

ADAMS COUNTY

453.9

453.6



- Milepost
- Oil and Gas Wells
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0 250 500 Feet



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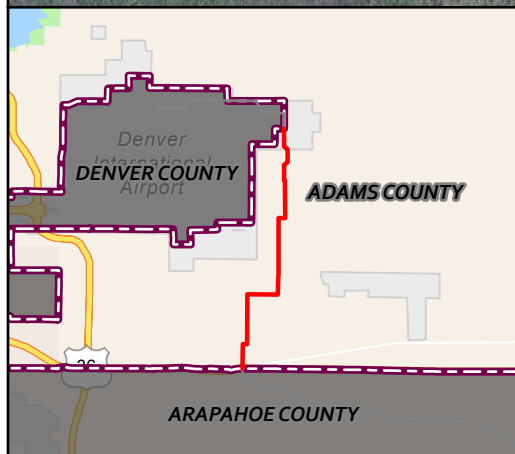
**Oil and Gas Well Map
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- | | |
|---|--------------------------------|
| ○ Milepost | Permanent Easement |
| ● Oil and Gas Wells | Temporary Workspace |
| — Proposed Centerline Within Adams County | Additional Temporary Workspace |
| - - - 200-foot Radius | Temporary Access Road |
| RMV Site | Adams County Boundary |
| Permanent Access Road | County Boundary |

0 250 500 Feet



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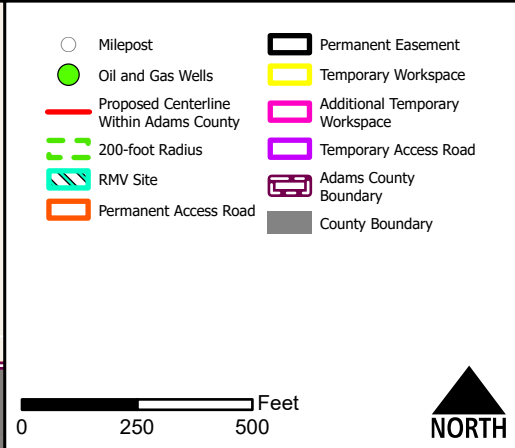
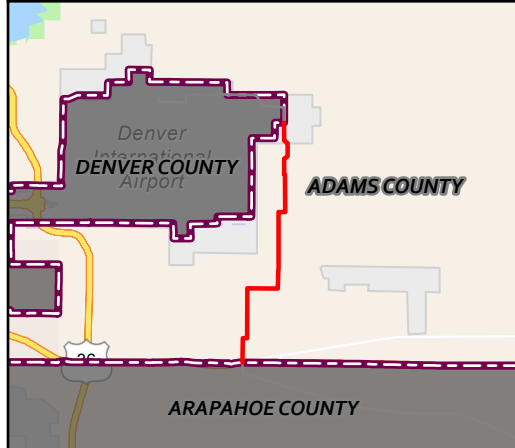
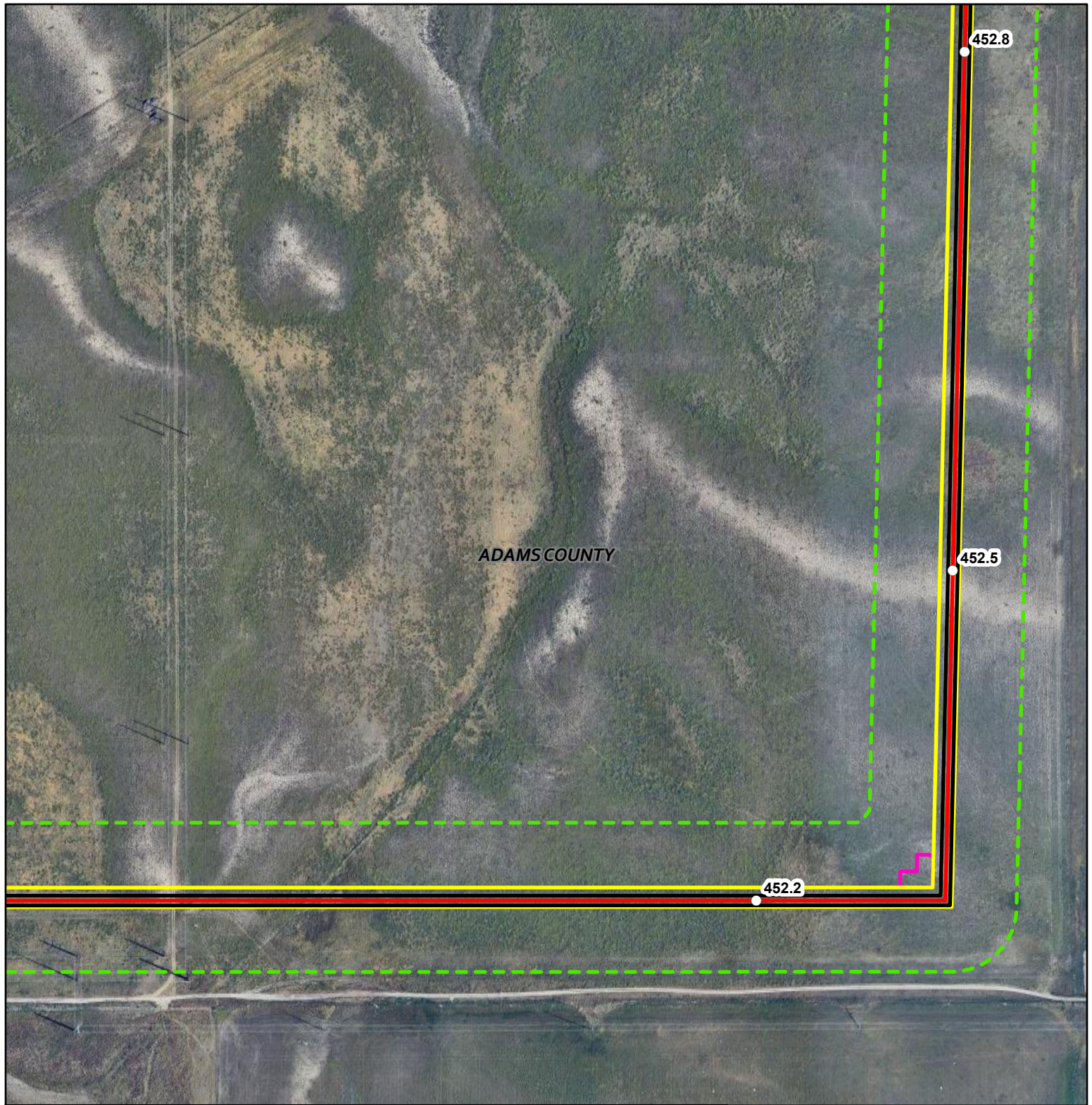
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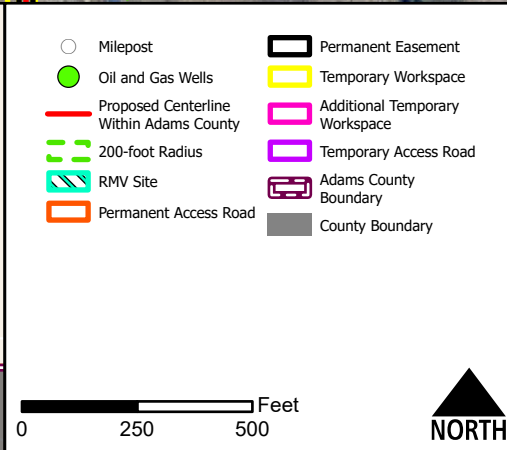
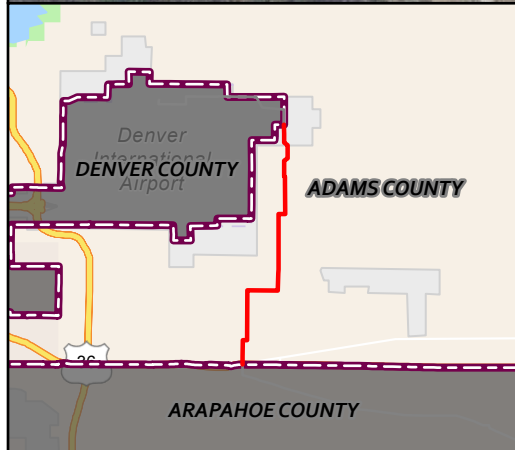
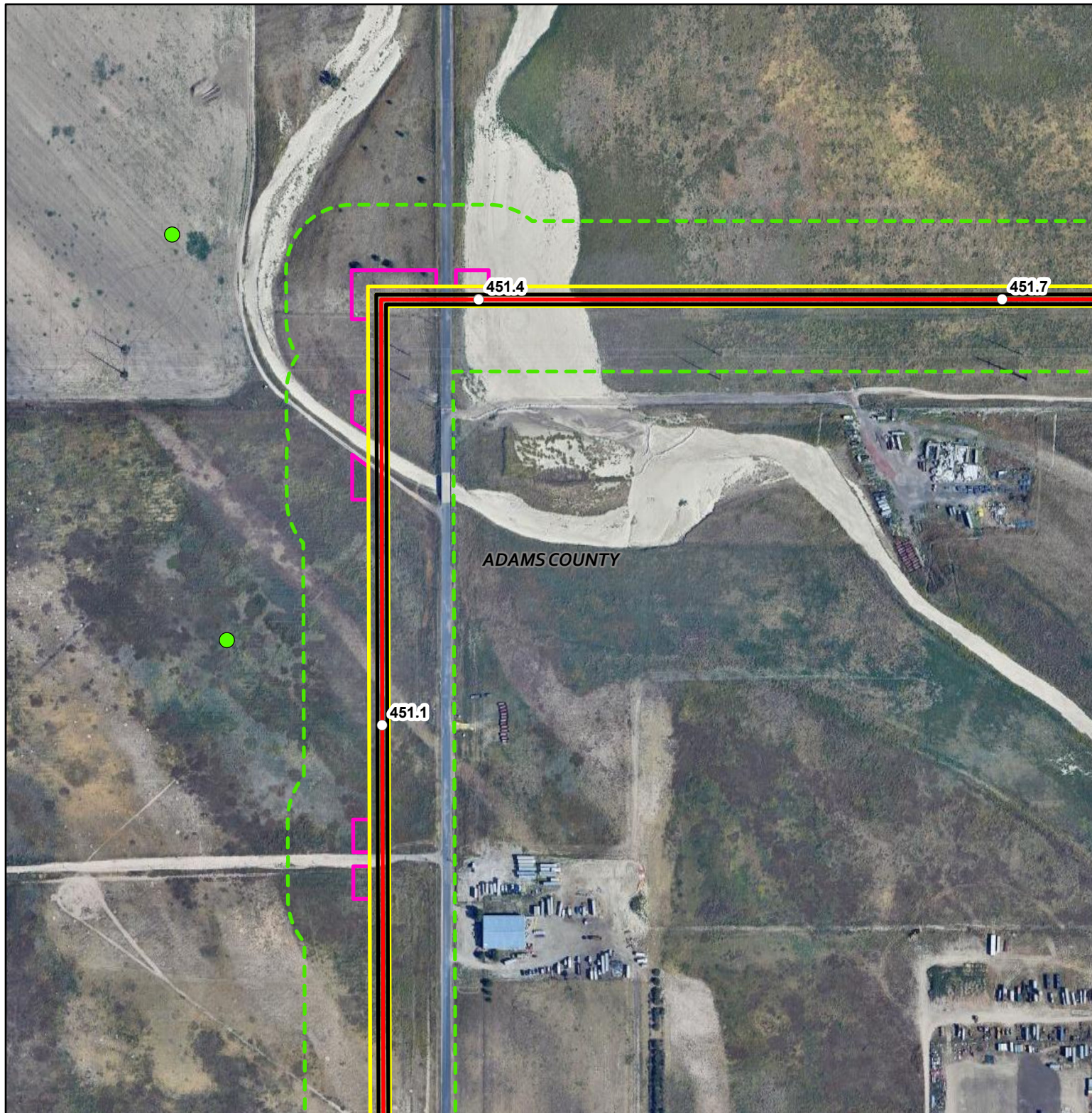
Oil and Gas Well Map


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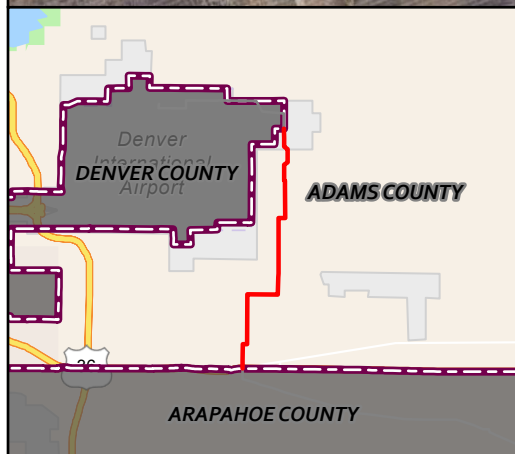
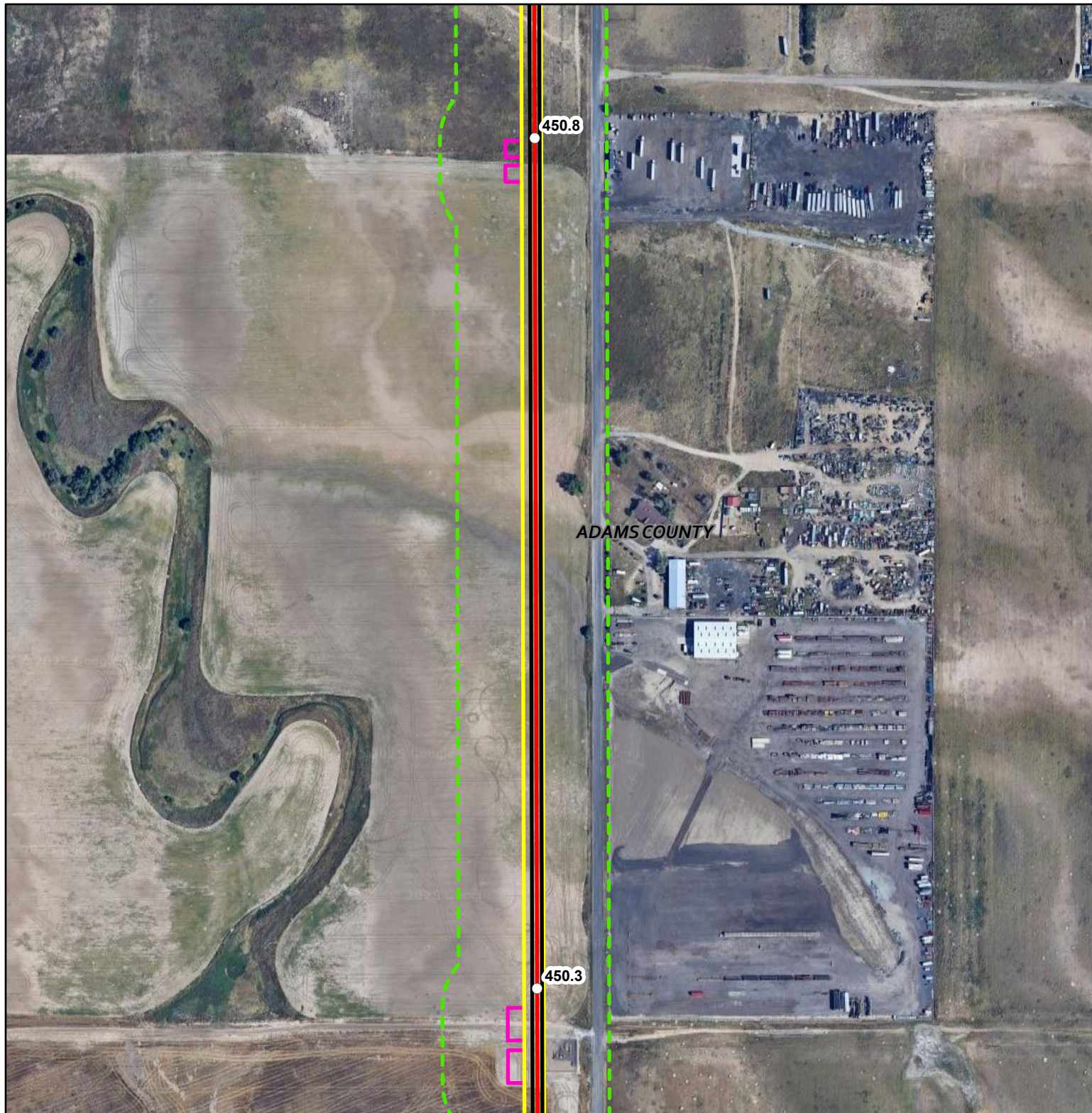
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0 250 500 Feet



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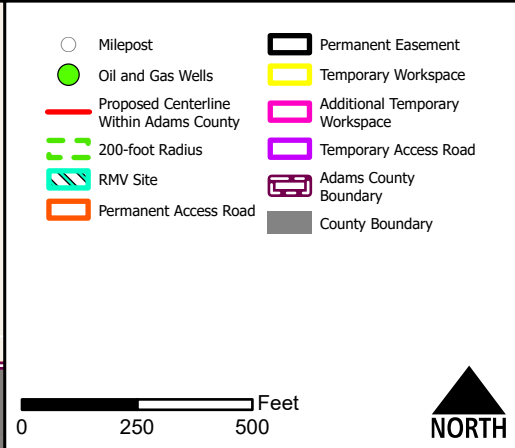
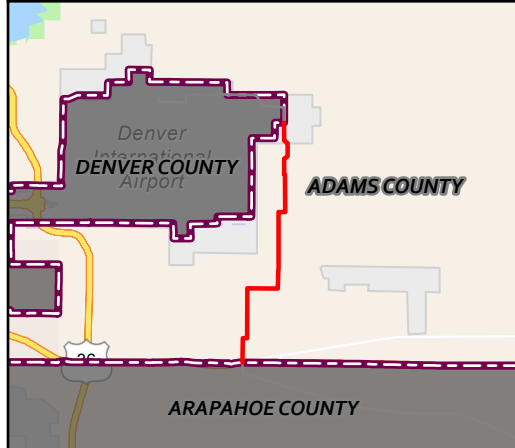
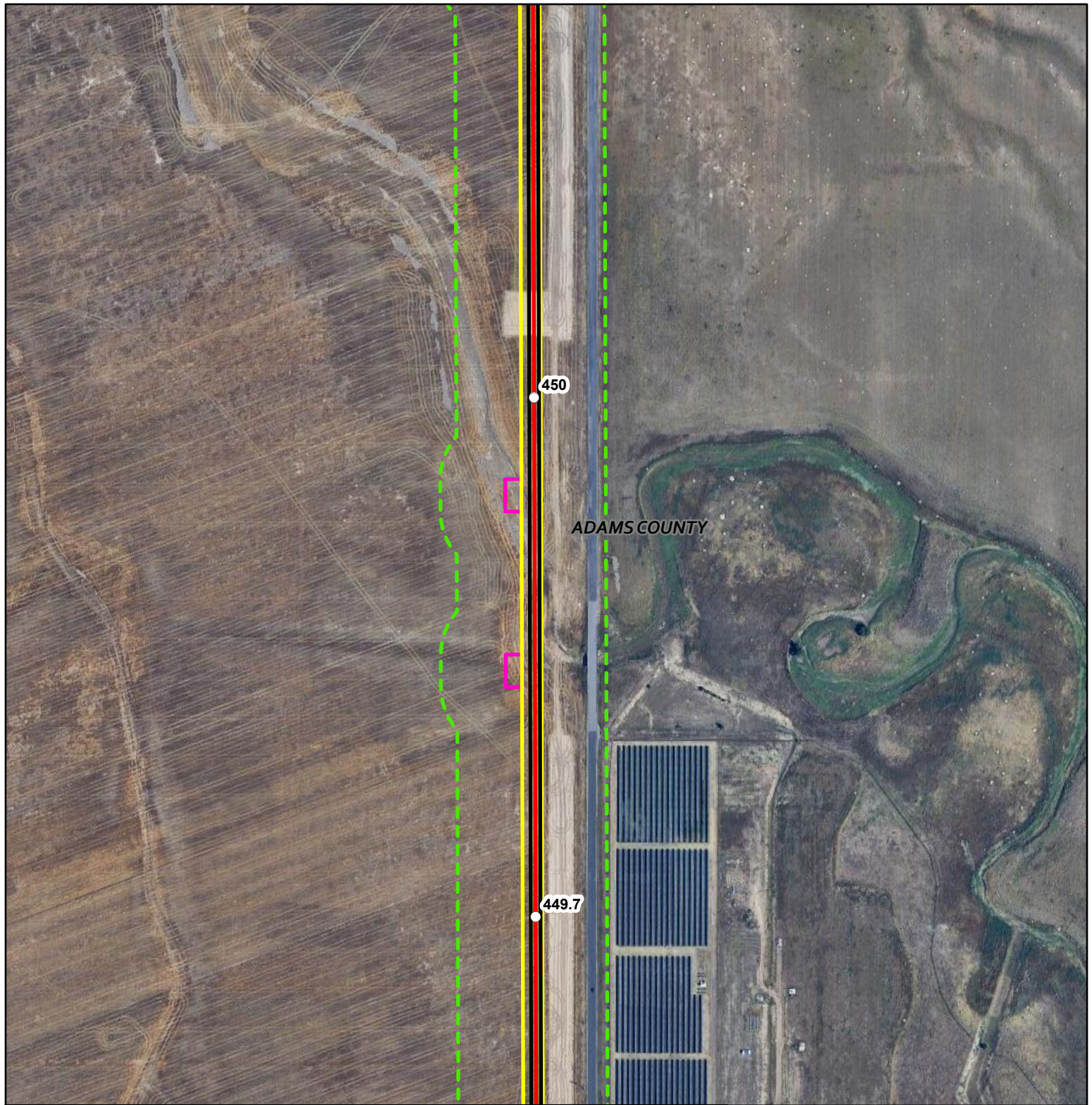
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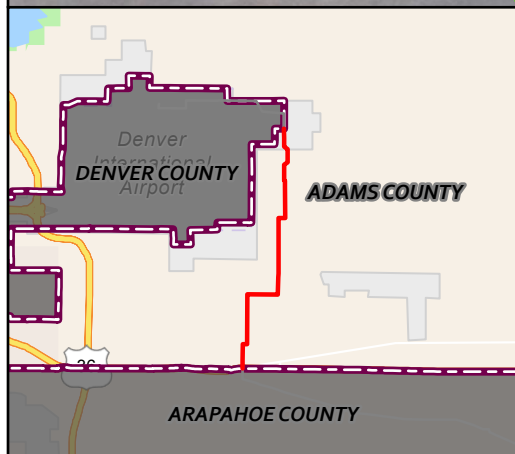
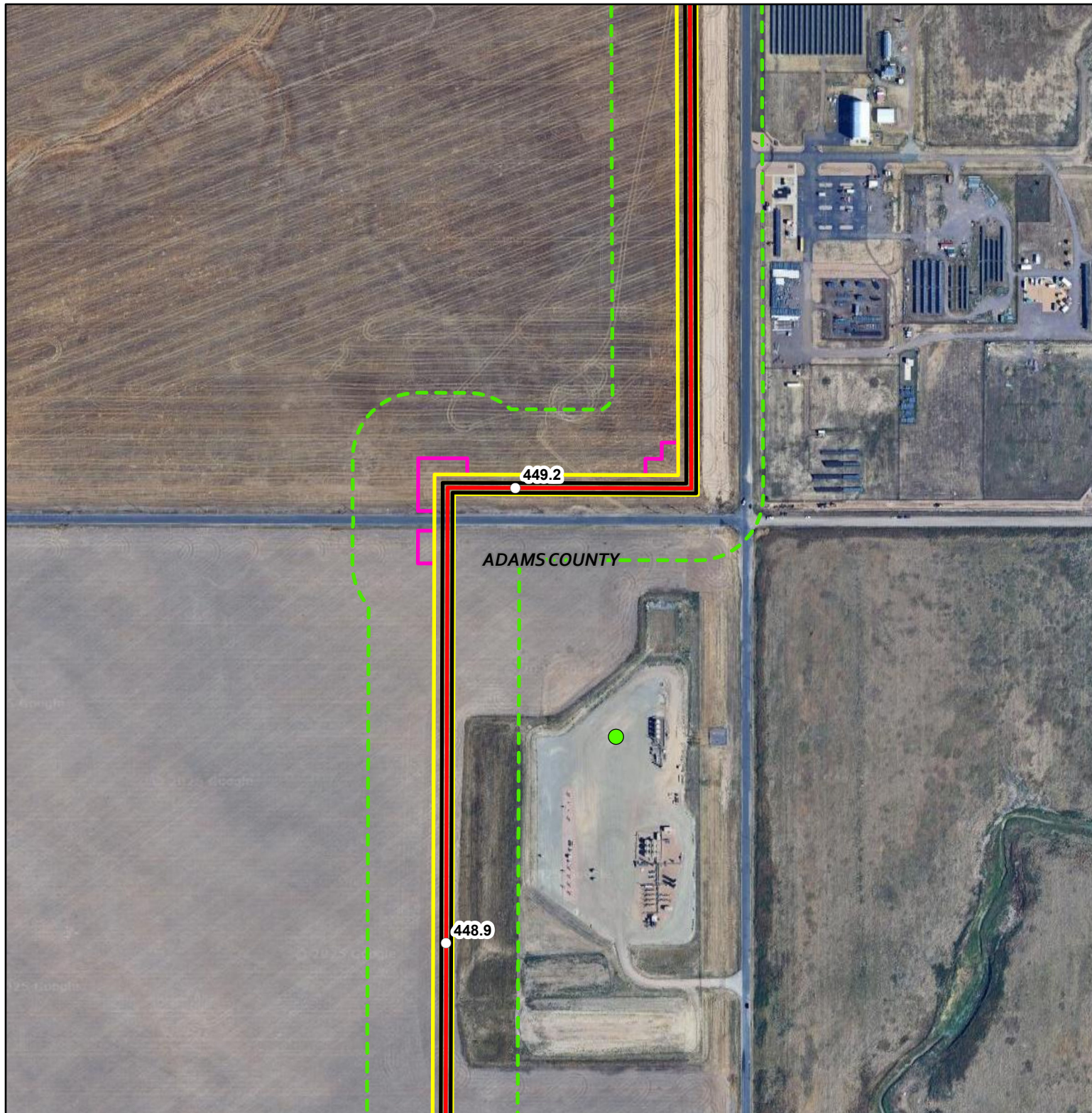
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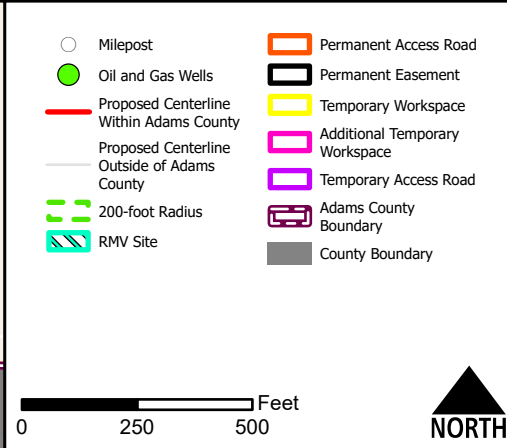
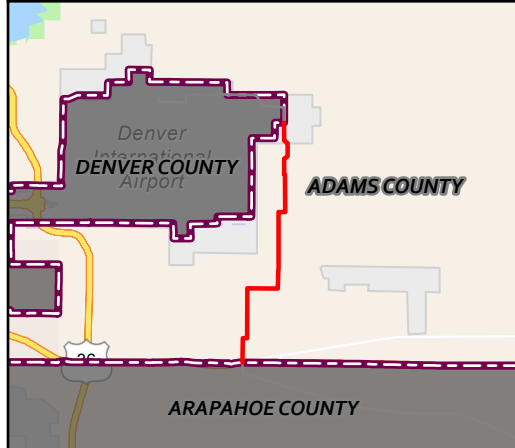
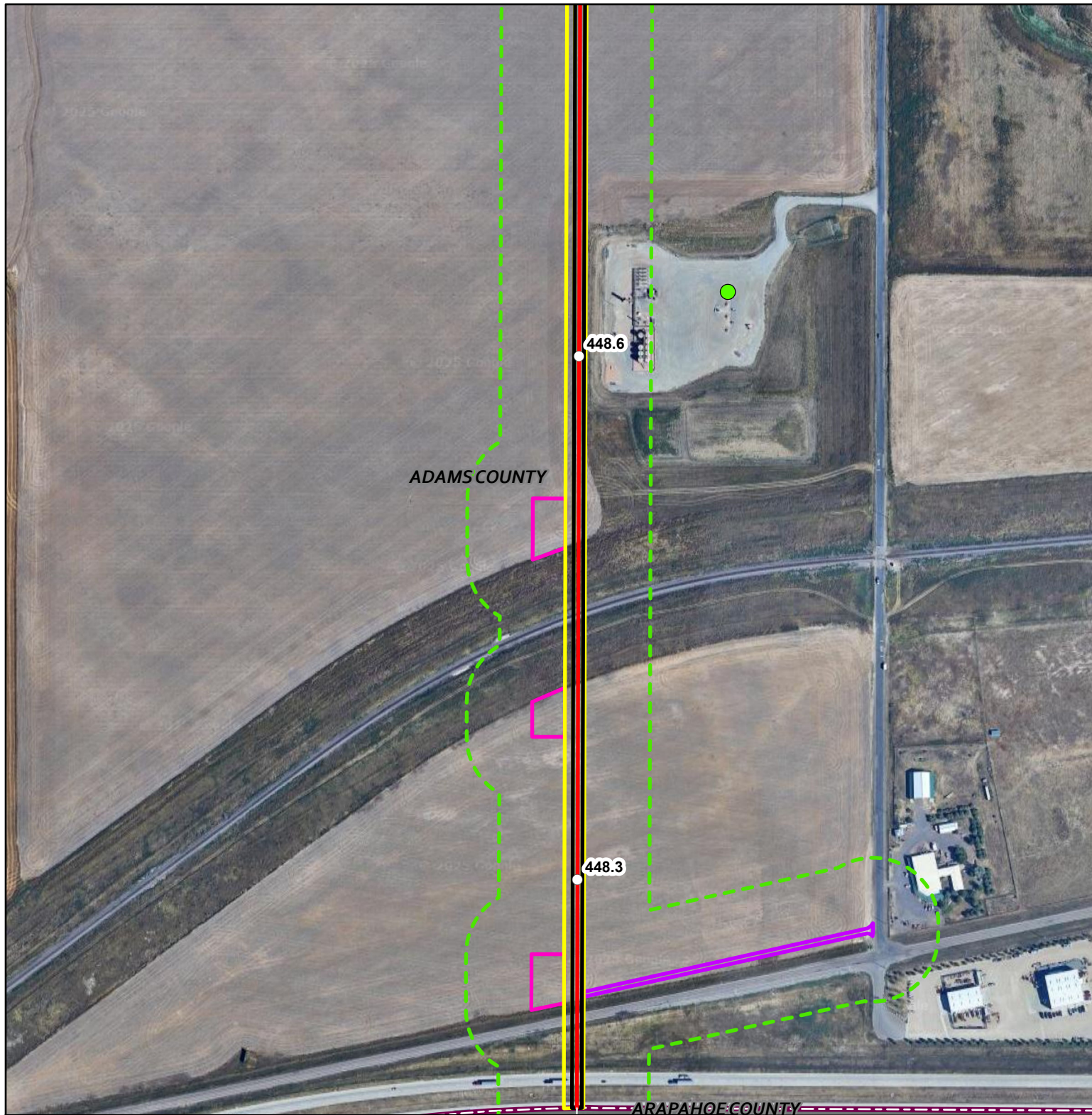
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Appendix M

Development Agreement

DEVELOPMENT AGREEMENT

THIS DEVELOPMENT AGREEMENT ("Agreement") is made and entered into by and between the **COUNTY OF ADAMS**, a political subdivision of the State of Colorado, hereinafter called ("County"), and **Magellan Pipeline Company, L.P.**, a Delaware limited partnership, 1099 18th Street, Granite Tower, Suite 1500, Denver, CO 80202, hereinafter called ("Developer"). County and Developer may be referred to in this Agreement collectively as "Parties" or singularly as "Party."

WITNESSETH:

WHEREAS, Developer desires to construct approximately 235 miles of 10 and 16 inch-diameter steel pipeline and associated appurtenances for the transportation of fuels, including aviation and sustainable aviation fuel, of which 11.04 miles of pipeline and associated appurtenances will be located within Adams County, Colorado, as shown in the alignment sheets in Exhibit A ("Project"); more particularly described in that certain Conditional Use Permit ("CUP") Application dated [_____]; and

WHEREAS, on [_____], Developer submitted an application for a CUP to Adams County in accordance with the requirements outlined in Chapter 2 of the Adams County Development Standards and Regulations (" Regulations"); and

WHEREAS, Developer will acquire, if it has not already done so, all necessary right-of-way easements and temporary construction easements to utilize certain real property in the County of Adams, State of Colorado; and

WHEREAS, the County has designated its future road expansion plans in the Adams County Transportation Plan adopted April 2012 ("Transportation Plan"); and

WHEREAS, the Developer has reviewed the Transportation Plan and designed the Project, so it will not prohibit future development, and so that it will not add cost to the County's future infrastructure plans to support development.

NOW, THEREFORE, in consideration of the foregoing, the parties hereto promise, covenant, and agree as follows:

I. DEVELOPER'S OBLIGATIONS:

1. Pre-Construction Activities. Prior to site disturbance and commencing construction for each discrete subsection of pipeline within the Project within the County, Developer shall:
 - a. Provide the County a summary of the permits necessary from all applicable jurisdictions for the construction and installation of the Project; the summary shall include the permit name, permit number (if applicable), date of application for permit, permit status (if not approved and the anticipated timing of such approval), and date of approval (if required for

the subject permit).

- b. Apply for the applicable construction permits for the Project .
 - c. Prepare a Storm Water Management Plan ("SWMP"). Storm Water Best Management Practices ("BMPs") will be implemented for the construction phase to capture and treat onsite Storm Water runoff in accordance with the requirements for the SWMP for the Project.
 - d. Secure applicable local, state, and federal permits of the Project and submit copies of these permits to the County.
 - e. Secure Adams County Right-of-Way permits prior to constructing crossings. .
 - f. Record all executed pipeline and surface site easements, and submit evidence of other property rights for the Project with the County. Submit alignment sheets for an up to approximately 50-foot-wide permanent pipeline easement plus up to an additional 30-foot-wide temporary easement for a total construction corridor of up to 80 feet in width plus additional temporary workspace as needed to be designed and constructed in accordance with Chapter 7 of the Adams County Development Standards and Regulations.
 - g. Submit evidence (e.g. permit number) of approved Colorado Department of Transportation ("CDOT") Utility Permit for the Crossing of Interstate 70 to the County.
 - h. Submit evidence (e.g. permit number) of the approved Union Pacific Railroad Crossing/Encroachment Permit for utilities that cross.
2. Construction Activities. During construction, Developer shall:
- a. Comply with all applicable local, state, and federal requirements during the course of the Project and construct the Project in accordance with the CUP.
 - b. Manage Stormwater in accordance with a SWMP prepared under the Colorado Department of Public Health and Environment ("CDPHE") Colorado Discharge Permitting System ("CDPS") Permit and in accordance with the Clean Water Act National Pollution Discharge Elimination System ("NPDES") regulations and Adams County's Grading Erosion and Sediment Control standards. BMPs will be implemented for the construction phase to capture and treat onsite Storm Water runoff in accordance with the requirements for the SWMP.
 - c. Operate at the Project only during operations hours in the CUP.
 - d. Comply with guidelines of Section 106 of the National Historic Preservation Act of 1966 in locations that have been identified as federally regulated within t h e County. Comply with State of Colorado Historical, Paleontological, and Archeological Resources Act of 1973 (C.R.S. §§ 24-80- 401 to 410) on all identified state lands within the County. All best management practices and avoidance measures proposed within the approved CUP on lands that are state and federally regulated by the above listed laws will be enforced.

- e. Comply with the terms of the Project's Air Pollution Emissions Notice ("APEN") issued by CDPHE, if an APEN is required.
- f. Comply with C.R.S. § 42-4-1407, as applicable, regarding loads for all hauling/construction trucks.
- g. Be responsible for the cleanliness and safety of roadways adjacent to the Project in the event Developer solely causes any issues on the roadways related to the Project during construction. If at any time these roadways are found to be dangerous or not passable due to debris or mud caused by Project activities, the County may require the Developer to cease Project operations immediately in the affected area and clear the roadway of any and all debris or mud. If required by the County, the Project shall not resume until the County deems the roadway conditions acceptable. If the Developer fails to keep the adjacent roadways reasonably clean and free from debris caused by the Project, Adams County Public Works Department has the option to perform the required clean up and bill clean up charges directly to the Developer.
- h. Be responsible for repairing County infrastructure that is damaged as a result of the construction from the Project. Repairs shall occur as soon as possible, but no later than six (6) months following construction completion, unless an extension is granted by the County for extenuating circumstances. The Developer may submit evidence of the condition of the County's infrastructure at the start and completion of construction in order to demonstrate the pre-construction condition and the post-construction condition of the infrastructure.
- i. Dispose of fluid spills caused by the project if applicable, such as hydraulic oil from maintenance of equipment, at a facility permitted for such disposal.
- j. Developer will report complaints and concerns regarding off-site impacts of the Project and the resolution of those complaints as required in the CUP.
- k. Ensure that construction vehicles have a backup alarm and comply with Occupational Safety and Health Administration requirements, 29 CFR 1926.601(b)(4) and 1926.602(a)(9).
- l. Notify the County prior to commencing snow removal operations within the County's right-of-way. The Developer shall be responsible for damages to the right-of-way caused by these activities and shall repair damages at its expense within 60 days of receiving notice from the County.
- m. Implement the following BMPs:
 - i. Raptor and bald eagle surveys should be conducted by a qualified biologist prior to disturbance.
 - ii. If initial land disturbance is anticipated from March 15th to September 31st, a survey for potential burrowing owl habitat will be conducted. If potential habitat is found, surveys will be conducted in accordance with the Colorado Parks and Wildlife (CPW) protocols prior to the start of construction.
 - iii. If construction is planned to occur between April 1st to July 31st, field

reconnaissance of potential mountain plover habitat should be conducted prior to disturbance.

3. Design Requirements.

- a. The Project will be designed to meet or exceed the minimum safety standards contained in the national engineering design codes for pipelines set forth by the American Society of Mechanical Engineers.
- b. Pipeline burial depths will meet or exceed federal, state, and applicable engineering standards. At the time of installation, the pipeline will be buried with a minimum of 36-inches of cover where practical.
- c. Ensure the pipeline is located in easements on private property in accordance with the terms of the Private Easements (as defined below) or permitted areas on government owned property in accordance with the agreements pertaining to the same. This effective placement of the pipeline complies with required structure setbacks per 2012 Transportation Plan.

4. Operational Requirements.

The Project will be operated in accordance with all applicable local, state, and federal codes, laws, and regulations, including but not limited to CDOT and CDPHE.

5. Post-Construction and Maintenance Requirements.

- a. Developer agrees to restore disturbed County-owned lands in compliance with the requirements of applicable easements, permits, licenses or other agreements for the use of County Lands ("County Licenses") following the completion of construction activity, including seeding at the time of year and with the seed mix required in the applicable County Licenses. In the event that reseedling is unsuccessful in the first growing season, Developer agrees to comply with the terms of the County Licenses during the subsequent growing season. The County may grant an extension for good cause, in writing, in the event of unforeseen circumstances.
- b. Developer agrees to restore disturbed private property in accordance with the applicable easement agreements ("Private Easements"). . To the extent applicable in the Private Easements, Developer shall reseed disturbed grass areas on private property at the time of year and with the seed mix required in the applicable Private Easements. In the event that reseedling is unsuccessful in the first growing season, Developer agrees to comply with the terms of the Private Easements to restore the land.
- c. The Developer agrees that the approval of encroachment agreement requests for driveways on private property shall not be unreasonably or arbitrarily withheld, in accordance with the terms of the Private Easements for the Project and Developer's then existing encroachment guidelines, so long as such encroachment requests do not affect Developer's ability to safely operate, maintain, monitor, or repair its pipeline.

- d. Developer agrees that if the functionality of existing drainage facilities is disrupted or damaged as a result of Developer's activities, Developer will restore such facilities to their prior functionality.
 - e. Developer agrees to submit "as built" construction drawings to the Adams County Community and Economic Development Department and Public Works Department within 120 days of construction completion in accordance with the procedures established by the County.
 - f. Developer agrees to submit emergency contact information, emergency response plans, and as-builts of the Project, including associated pipeline components, to the local fire districts encompassing the Project and to the Adams County Office of Emergency Management before commencing operation of the pipeline. The Developer shall comply with other requests for information from the Adams County Office of Emergency Management in accordance with local, state, and federal law.
 - g. Maintenance of the Project will follow guidelines set forth in Developer's operations and maintenance procedures, which meet or exceed regulatory requirements. Maintenance activities associated with the pipeline and permanent easement include the following:
 - Implement a damage prevention program, including observation of any construction activities by others on or near the permanent easement;
 - Participate in the State of Colorado's one-call program and responding to one-calls;
 - Install and maintain pipeline markers;
 - Inspect isolation valves;
 - Inspect crossings by other pipelines, highways, railroads, and utilities;
 - Inspect and maintain safety, control, mechanical, and electrical equipment;
 - Maintain communication equipment.
6. Development Impact Fees. There are no development impact fees associated with this Project.
7. Guarantee of Compliance. Developer hereby agrees that, should it fail to comply with the terms of this Agreement through no fault of Adams County, the County is entitled to obtain from the Colorado State District Court for the Seventeenth Judicial District a mandatory injunction requiring said Developer to comply with the terms of this Agreement. Prior to the County seeking such an injunction, Developer will be provided a reasonable time based on the circumstances to cure any default in accordance with the terms set forth herein. Developer further acknowledges that failing to comply with the requirements set forth in this Agreement may be justification for a Show Cause Hearing where the CUP Permit may be revoked.
8. Successors and Assigns. This Agreement shall be binding upon the heirs, executors, personal representatives, successors, and assigns of the Developer, and shall be, to extent it permitted under Colorado law, deemed a covenant running with the real property described in Exhibit "A" attached hereto.

II. COUNTY'S OBLIGATIONS:

Except as expressly set forth herein, the County shall have no obligations associated with this Agreement.

III. GENERAL PROVISIONS:

1. No Third-Party Beneficiaries. This Agreement is intended to describe and determine such rights and responsibilities only as between the Parties hereto. It is not intended to and shall not be deemed to confer rights or responsibilities to any person or entities not named hereto.
2. Notices. Any and all notices, demands or other communications desired or required to be given under any provision of this Agreement shall be given in writing and delivered personally or sent by registered or certified mail, return receipt requested, postage prepaid or by email address as follows:

To Developer:
Magellan Pipeline Company, L.P.
Attn: Erin Jennings
100 W. Fifth Street Tulsa, OK 74103
To Adams County:
Director, Adams County Community and Economic
Development
4430 South Adams County Parkway
1st Floor, Suite W2000A
Brighton, CO 80601

With a copy to:
Adams County Attorney
4430 South Adams County Parkway
5th Floor, Suite C500B
Brighton, CO 80601

3. Amendments. Should any changes to the CUP be proposed by Developer before, during or after completion of the Project, Developer shall submit the details of those changes to the Adams County Community and Economic Development Director for a determination as to whether those changes constitute a Major or Minor Amendment in accordance with the Regulations.

This Agreement may only be modified amended, changed, or terminated in whole or in part by a separate agreement in writing duly authorized and executed by the Parties hereto and subject to the same statutory and regulatory requirement, as this Agreement.

4. Controlling Law. This Agreement and its application shall be construed in an accordance with the laws of the State of Colorado.
5. Default. If either party is in default under this Agreement, the non-defaulting party shall provide written notice to said defaulting party at the address provided in Section 2 immediately above. The defaulting party shall have a reasonable time under the circumstances, but not less than 30 days, to cure the default, unless an extension is granted in writing by the non- defaulting party for good cause. The non-defaulting party may seek all remedies available pursuant to the Agreement and under the law.
6. Costs and Fees. In the event of any litigation arising out of this Agreement, the parties agree that each party will pay its own costs and fees.

[Signature page(s) and Exhibit A follow. The remainder of this page intentionally left blank.]

DEVELOPER

MAGELLAN PIPELINE COMPANY, L.P.
A Delaware limited partnership,
by Magellan Pipeline GP, LLC, its general partner

By: _____
Name
Title

ACKNOWLEDGMENT

STATE OF OKLAHOMA)
) SS.
COUNTY OF TULSA)

The foregoing instrument was acknowledged before me this _____ day of _____, 2025, by _____ for Magellan Pipeline GP, LLC, as general partner for Magellan Pipeline Company, L.P.

Witness my hand and official seal.

Notary Public
State of Colorado

APPROVED BY resolution at the meeting of _____, 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
ADAMS COUNTY, COLORADO

Clerk of the Board

Chair

Exhibit A
Adams County Alignment Sheets