

December 3, 2025

The Honorable Laura Findorff
c/o Meadow Lake Airport Association
13625 Judge Orr Road
Meadow Lake Airport
Peyton, CO 80831

Re: 2025CV032624 – Meadow Lake Airport Association v. Ferguson, Daniel S.

Your Honor:

I am writing to express my strong support for the Meadow Lake Airport Association's request for Injunctive Relief and Declaratory Judgment in the above-referenced matter. As a pilot, flight instructor, and member of the aviation community in the Colorado Front Range region, I am deeply concerned that the wind turbine towers approved for construction on Mr. Ferguson's property present a direct and significant safety hazard to aircraft operations at Meadow Lake Airport (KFLY) and violate 14 CFR Part 77 and C.R.S. § 43-10-113. My concerns are based on safety, regulatory compliance, and the protection of an important public aviation asset.

According to the Association's summary of the project, the proposed turbine site lies directly in line with the primary runway – less than a half mile from the threshold of Runway 15 – despite ample alternative locations on the 327-acre property where such structures would not interfere with aviation safety. The wind turbines will penetrate the 20:1 visual approach slope to Runway 15, forcing pilots to deviate both laterally and vertically from a stable approach path and increasing the risk inherent during a critical phase of flight - landing operations. *14 CFR § 77.19(b) (protection of outward and upward surfaces from airport runways at a slope of 20:1)*

The danger is compounded by the fact that Runway 15 is already served by an elevated 3.5-degree Precision Approach Path Indicator (PAPI) system, as compared to the standard 3-degree slope. The wind turbines would render this visual guidance system unusable, removing a critical safety aid that pilots rely upon during daylight, nighttime, and reduce-visibility operations. Importantly, the wind turbines penetration of protected airspace would violate 14 CFR § 77.19(d), as the turbines would adversely affect multiple instrument approach procedures, including straight-in, circling, and missed-approach segments based upon the Federal Aviation Administration's (FAA) Aeronautical Study No 2023-WTW-13571-OE. These are not hypothetical inconveniences – they are direct encroachments on federally protected airspace and established flight procedures.

The obstruction risk is not limited to arriving aircraft. Aircraft departures from Runway 33 – both visual and instrument types – would require altered climb profiles to avoid the new obstacles. This is particularly dangerous during high-density-altitude operations,

when aircraft performance is already compromised and climb gradients are shallower than standard.

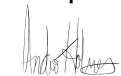
Meadow Lake Airport plays a vital role in the regional and national airport network and national airspace system. The airport serves both civilian pilots and the United States Air Force, and supports flight training operations from multiple flight schools across Colorado's Front Range region. Introducing avoidable hazards into this environment threatens not only the individuals who fly here, but also the continuity of training and operational readiness of general aviation in Colorado.

An aviation easement at Meadow Lake airport protects the airspace for aircraft surrounding and upon the property of the proposed wind turbines. El Paso County is responsible for adopting and enforcing rules that protect easements. Importantly, according to C.R.S. § 43-1-113, the governmental entities responsible for "zoning and building permit authority shall adopt and enforce, *at a minimum*, rules and regulations to protect land areas defined in 14 CFR part 77." El Paso County, without appropriate review, approved Mr. Ferguson's request and in doing so violated C.R.S. § 43-10-113. The FAA's "Determination of Hazard to Air Navigation" underscores the risk posed by permitting such structures without appropriate aviation safety review and demonstrates the violations of 14 CFR Part 77.

For all aforementioned reasons, I respectfully urge the Court to grant Meadow Lake Airport Association the Injunctive Relief it seeks. Preventing construction of these turbines in their currently proposed locations is essential to safeguarding pilots, passengers, training operations-both civilian and military, and the broader public interest in aviation safety.

Thank you for your time.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Andrew Holmes", written over a horizontal line.

Andrew Holmes