

San Jose, June 29, 2021
SETENA-DT-ASA-0987-

2021 Mr. David Aven

Legal Representative of Inversiones Cotsco S.A. E-mail: mventura@faciolegal.com

Esteban Bermúdez Rodríguez

Environmental Regent

Registration Number CI-0118-2000-SETENA E-mail: esteban@deppat.com

Subject: Appointment of Environmental Responsibility and others

Docket number: D1-1362-2007-SETENA

Docket Name: Condominio Horizontal Residencial Las Olas Condominium.

Yours faithfully. We acknowledge receipt of consecutive No. 05195-2021-Intranet, requesting to change the environmental reGENCY.

In accordance with Official Communication SETENA-SG-0156-2021 dated February 26, 2021, where SETENA's Legal Department indicated that the file is open and that the Environmental Viability was granted based on Official Communication ACOPAC-OSRAP-0282-2008, and that the developer Inversiones Cotsco S.A. must update the Environmental Control and Monitoring Instruments (ICOS) to reactivate the file, SETENA's Department of Environmental Auditing and Monitoring (ASA) indicates the following:

1. On Appointment of the Environmental Responsible Person.

Upon analyzing the Administrative Record, it was determined that the petition complies with the terms of reference established in Articles 82, 83 and 84 of the General Regulations on EIA procedures.

Therefore, the appointment of **Esteban Bermudez Rodriguez** is knowledged, who must submit an environmental reGENCY report on the current status of the project and continue with the submission and frequency of the IRA's as approved by the Plenary Commission.

In the event that the environmental reGENCY resigns for technical or any other duly justified cause, he/she must inform SETENA immediately, with a copy to the project developer so that a new appointment can be made within 8 working days. Likewise, the project developer must inform and justify to SETENA any substitution of the environmental manager.

2. About the Book of Minutes

Folio 275 of Volume I contains a note of presentation of the Minutes Book to be used as an environmental logbook. Folio 394 shows that the logbook was authorized in the first month of 2011, according to the note of the environmental manager.

Av. 21, C. 9 y 11, San Francisco de Goicoechea, 100 m North and 100 m West of the Brick Church Tel. (506) 2234-3420. Fax (506)-2253-7159. P.O. Box 5298-1000, San José, Costa Rica.

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3. Environmental Warranty

After reviewing the file and the environmental guarantee database, we have at folio 286 of Volume I, the presentation of the environmental guarantee entry of value 130816, value number 95341 for an amount of \$ 8,000.00 (Eight thousand U.S. dollars) with a validity until July 15, 2011.

On folio 574 of Volume III by means of official communication DA-601-2011-SETENA, the return of the environmental guarantee is authorized to be renewed, being that the developer as of today's date has not presented evidence that it has renewed the environmental guarantee.

4. Submission of Environmental Reports

Reviewed the information contained in the file, at folio 389 of Volume I, there is an official notice ASA-097-2011 dated January 18, 2011, where the environmental report 32010 was analyzed, also at folio 394 of Volume I there is the presentation of AR number 394 of Volume I, the presentation of AR number 4-2010. In volume 624 to 632, there is the IRA 1-2021 of the new environmental responsible Mr. Esteban Bermudez Rodriguez.

By virtue of the above and in order to keep the file up to date with respect to the ICOS, according to science and technique, a reasonable term of 20 working days is set, counted from the following working day of the notification of this official notice, to present the following information:

1. Proceed to deposit \$ 8,000.00 (Eight thousand U.S. dollars exactly) as environmental guarantee of the project of the epigraph. In case this amount has already been deposited, a copy of the respective deposit must be submitted.
2. Regarding the environmental reports, that is to say, the official format established in the agreement of the Plenary Commission CP-036-2011, visible in the link: <https://www.setena.go.cr/Downloads/documentos/Normativa/CP-0362011.pdf> must be used. Failure to comply with the official format will expose you to administrative sanctions.

Cordially yours,

Eng. Álvaro Hidalgo Vásquez Coordinator
a.i.

Environmental Auditing and Monitoring Department

Prepared by: Eng. Víctor Mauricio Guzmán Arguedas

CC: Administrative Record

Note:

- Please be informed that the official and valid means for the receipt of documentation and correspondence before SETENA are:
 - For physical files and queries: Portal de Recepción de Documentos, <https://portal.setena.go.cr>
 - For digital files: Digital Platform, <https://tramites.setena.go.cr>
- Requests, written documents, responses to warnings, complaints, administrative appeals, etc., must comply with digital signature authenticity regulations.
- When answering, please remember to indicate the administrative file number and, if applicable, the number of the official letter or resolution to which you are responding.
- E-mails from SETENA officials are not a valid and effective means to acknowledge receipt of documentation, nor do they suspend the legal deadlines for the submission of formalities, so the official means indicated above should be used.