



**Department of Public Works**  
Right-of-Way Services  
201 W. Colfax Avenue, Dept. 507  
Denver, CO 80202  
720-865-3001  
[www.denvergov.org/survey](http://www.denvergov.org/survey)

## REQUEST FOR ORDINANCE

**TO:** Karen Walton, City Attorney's Office  
**FROM:** Robert J. Duncanson, P.E.  
Manager 2, Development Engineering Services  
**PROJECT NO:** 2015-0027-01  
**DATE:** January 9, 2015  
**SUBJECT:** Request for an Ordinance to connect City wastewater facilities to a property outside of the limits of the City.

**It is requested that the above subject item be placed on the next available Mayor Council Agenda.**

This office has investigated the request of Brenden Marron of the City and County of Denver - dated December 31, 2014 on behalf of the property at 3711 S Dahlia St.

This matter has been checked by this office and has been coordinated with DES Engineering – Wastewater who has indicated their agreement.

Therefore, you are requested to initiate Council action to connect City wastewater facilities the following described areas:

**INSERT PARCEL DESCRIPTION ROW 2015-0027-01-001 HERE**

RJD:aal

c: Asset Management: Steve Wirth  
City Council: Shelley Smith  
Department of Law: Karen Aviles  
Department of Law: Brent Eisen  
Department of Law: Karen Walton  
Department of Law: Shaun Sullivan  
Public Works: Alba Castro  
Public Works: Nancy Kuhn  
Public Works Survey: Paul Rogalla

## ORDINANCE/RESOLUTION REQUEST

Please email requests to Angela Casias at  
Angela.casias@denvergov.org by **NOON on Monday**.

***\*All fields must be completed.\****

*Incomplete request forms will be returned to sender which may cause a delay in processing.*

Date of Request: January 12, 2015

Please mark one:  Bill Request or  Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes  No

If yes, please explain:

2. **Title:** (Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: grant acceptance, contract execution, amendment, municipal code change, supplemental request, etc.)

2015-0027-01: Request for an Ordinance to connect to City wastewater facilities.

3. **Requesting Agency:** Public Works Survey

4. **Contact Person:** (With actual knowledge of proposed ordinance/resolution.)

- **Name:** Brenden Marron
- **Phone:** 720-913-1757
- **Email:** Brenden.Marron@denvergov.org

5. **Contact Person:** (With actual knowledge of proposed ordinance/resolution who will present the item at Mayor-Council and who will be available for first and second reading, if necessary.)

- **Name:** Angela Casias
- **Phone:** 720-913-8529
- **Email:** [angela.casias@denvergov.org](mailto:angela.casias@denvergov.org)

6. **General description of proposed ordinance including contract scope of work if applicable:**

This is a property outside of the limits of the City that needs to connect to City wastewater facilities, which requires an Ordinance.

**\*\*Please complete the following fields:** (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)

- a. **Contract Control Number:** N/A
- b. **Duration:** Permanent
- c. **Location:** 3711 S Dahlia St
- d. **Affected Council District:** N/A
- e. **Benefits:** N/A
- f. **Costs:** N/A

7. **Is there any controversy surrounding this ordinance?** (Groups or individuals who may have concerns about it?)  
Please explain.

None

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: \_\_\_\_\_

Date Entered: \_\_\_\_\_



**DENVER**  
THE MILE HIGH CITY

## EXECUTIVE SUMMARY

**Project Title: 2015-0027-01: Request for an Ordinance to connect to City wastewater facilities.**

**Description of Proposed Project: This is a property outside of the limits of the City that needs to connect to City wastewater facilities, which requires an Ordinance.**

**Explanation of why the public right-of-way must be utilized to accomplish the proposed project: N/A**

**Has a Temp MEP been issued, and if so, what work is underway: N/A**

**What is the known duration of an MEP: N/A**

**Will land be dedicated to the City if the vacation goes through: N/A**

**Will an easement be placed over a vacated area, and if so explain: N/A**

**Will an easement relinquishment be submitted at a later date: N/A**

**Additional information: None.**

**2015-0027-01-001**

**Lot A1,  
A Resubdivision of Lots A - K,  
Block 6 and 7,  
Cherry Hills Annex Block 11,  
South University Place Annex,  
County of Arapahoe,  
State of Colorado**



# CITY AND COUNTY OF DENVER

DEPARTMENT OF PUBLIC WORKS

### Development Services

201 W. Colfax Ave, Dept 203

Denver, CO 80202

720-865-2982

[developmentservices@denvergov.org](mailto:developmentservices@denvergov.org)

[www.denvergov.org/ds](http://www.denvergov.org/ds)

Permit Number

## SEWER USE AND DRAINAGE PERMIT

**201411200**

Address: **3711 S Dahlia St**

Long Legal:

Project Name: **NEW SFR (Out of CCD, Cherry Hills, Arapahoe Cnty)**

Application Date: **11/19/2014**

Ready Date:

Type of Connection: **New**

Sanitary: **1**

Storm:

Type of Work: **New**

Use: **R**

Service Area Code: **04080000**

SFRE: **1.0**

Tap Size:

Fee Type	Fund/Org/No	Fee Amount	Transaction Number	Payment Date	Void
WMD Sanitary SUDP Application	72100-5064300-413400	\$100.00			
SAFE Fee	72400-5061102-411600	\$410.00			
METRO Fee	72400-5061102-412400	\$3,960.00			
<b>Total Permit Fees:</b>		<b>\$4,470.00</b>	<b>Exemption or Fee Reduction:</b>		<b>No</b>

Upon proper inspection and issuance of a Sewer Connection Permit and compliance with the terms and conditions of this Permit as well as those of the associated Application, authorization to connect to the sewer system is hereby granted. All Wastewater Management Division rules and regulations, criteria, standards, details, etc., shall apply as a minimum unless specifically exempted in writing. All inspection requests must be called in to Wastewater, at the (303) 446-3759 number, no later than 3:30 P.M. on the previous business day. No inspection requests will be accepted after 3:30 P.M. If work under this Permit is not properly completed, this Permit shall become void. If work under this Permit is not commenced within one year from the date of issuance or, if after partial completion, the work is discontinued for a period of one year, this Permit shall become void. Failure to comply with this Permit may result in the imposition of civil penalties (up to \$10,000 per day) pursuant to DRMC 56-107. Disputes regarding this permit shall be resolved by administrative hearing pursuant to DRMC 56-106.

### CONDITIONS

This permit is issued for the connection of a SFR (located in Cherry Hills Village, Arapahoe County) sanitary sewer service line connection to a sanitary sewer main located within the City & County of Denver only.

Any future additions to, modifications of, or changes of use to this single family residence must be reviewed and approved in writing by the City and County of Denver Development Services for potential impacts to the Denver public sanitary main. JRL-11/21/2014

The authorized agent is responsible for ensuring the property owner is aware and fully understands special billing and increased rates for properties outside the City and County of Denver discharging to a Denver public sanitary main. Refer to Denver Revised Municipal Code

Office Copy

Site Copy -- MUST BE POSTED ON SITE



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**Permit Number**

## SEWER USE AND DRAINAGE PERMIT

**201411200**

Section 56-98 - Carriage, treatment and disposal charge for outside the city.

ANY CHANGE IN THE BUILDING SEWER SIZE, CONFIGURATION OR LOCATION, FROM WHAT WAS ORIGINALLY SUBMITTED AND APPROVED BY DEVELOPMENT SERVICES MUST BE RESUBMITTED FOR REVIEW AND APPROVAL PRIOR TO ANY SANITARY BUILDING SEWER CONSTRUCTION. JRL-11/21/2014

NO SANITARY EJECTORS ARE AUTHORIZED UNDER THE TERMS OF THIS PERMIT

The properly licensed sewer contractor must confirm if the existing public sanitary main has been lined prior to connection. The connection to the main shall be coordinated with the PW WMD Plumbing Inspector as to the proper connection method, if the public sanitary main is lined.

A 1:1 ratio to the bearing point must be maintained on all sanitary service lines.

The new 4-inch building sewer line and connection to the existing 8-inch public sanitary main (ID# 747502SAMN) in S. Dahlia St. must be inspected and water tested by PWDES Plumbing Inspection. Installation must conform to PW WMD standards regarding workmanship and materials, to include the use of Class B bedding material conforming to ASTM C-33, gradation size 67. All work must be done by a properly licensed Plumbing or Sewer Contractor and the licensed Plumbing or Sewer Contractor must call PWPO at 303-446-3759 with valid license and permit numbers, no later than 3:30 P.M. on the previous business day, to schedule inspections. JRL-11/21/2014

Domestic Sewage Only - No special wastes are to be discharged to the sanitary sewer. JRL-11/21/2014

PLEASE NOTE: The owner/developer is responsible for improvements/repairs in the right-of-way adjacent to this site. No Certificate of Occupancy will be validated by Public Works Construction until these improvements/repairs are complete. Contact the DES Construction Inspector PRIOR to starting construction. Call 303-446-3469 for the name and number of the area inspector. Any work within the public right-of-way will require a Street Cut, Construction, and/or Street Occupancy Permit(s) from Public Works Permit Operations, located at 2000 W. 3rd Ave., Room 107, phone number 303-446-3759. It is the Licensed Contractor's responsibility to obtain the proper permit(s). JRL-11/21/2014

Office Copy

Site Copy -- MUST BE POSTED ON SITE

Printed On: 01/12/2015

Issued Date:

Issued By:

Page 2 of 2

**CITY OF CHERRY HILLS VILLAGE SANITATION DISTRICT  
STATE OF COLORADO**

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IN RE PETITION OF SAMUEL AND STEPHANIE ZAITZ FOR EXCLUSION FROM THE  
CITY OF CHERRY HILLS VILLAGE SANITATION DISTRICT

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**ORDER OF EXCLUSION**

**THIS MATTER** coming before the Board of Directors of the City of Cherry Hills Village Sanitation District ("District") on this 6<sup>th</sup> day of October, 2014, on the Petition for Exclusion filed by Samuel and Stephanie Zaitz to exclude the following real property from the District:

Lot A1, A Resubdivision of Lots A-K, Block 6 and 7, Cherry Hills Annex Block 11, South University Place Annex, County of Arapahoe, State of Colorado

Also known by street and number: 55 Cherry Lane Dr

and the Board of Directors having determined that notice has been properly published as provided by law,

**FINDS** as follows pursuant to C.R.S. §32-1-501(3) and §32-1-502(3)(a):

1. No persons appeared at the time and place of the hearing provided by the Notice showing cause in writing why the Petition for Exclusion should not be granted.
2. Exclusion of the property from the District is in the best interests of the property to be excluded, the District, and Arapahoe County.
3. The relative cost and benefit to the property is that the owners of such property can connect to a sewer main in Dahlia Street at a substantially less cost as well as being able to serve the property by gravity.
4. The ability of the District to provide economical and sufficient service to the property to be excluded is compromised for the following reasons:

The District's sewer main would need to be extended in order to serve this property. The cost of extending the main is considerable. In addition, the homeowner's civil engineer has determined that even if the sewer main is extended the property will not have sufficient slope for the sewer service line to be gravity fed.
5. Excluding the property from the District will not impair the District's ability to serve the remaining properties within the boundaries of the District.

6. The District is not able to provide services to the excluded property at a reasonable cost compared with the cost that would be imposed by other entities in the surrounding area to provide similar services in the surrounding area.

7. An economically feasible alternative service is available to the excluded property.

8. There will be no additional costs to be levied on other property within the District upon the granting of the Petition for Exclusion.

9. The granting of the Petition for Exclusion will not affect fire protection currently provided to the excluded property.

10. The District has no outstanding bonds meaning that the valuation for assessment of the taxable property in the remaining territory of the District shall not be affected by the granting of the Petition for Exclusion.

11. The District's ability to provide services to the remaining territory within the District shall not be affected by the granting of the Petition for Exclusion and the District shall be able to comply with its service plan and in accordance with the representations contained in its Petition for Organization.

12. The quality of the District's service including but not limited to the fire insurance costs for the improvements within the excluded area will not be adversely affected by such exclusion.

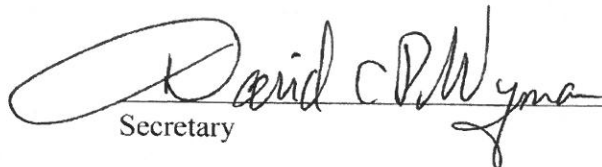
13. No municipality, special district, eligible electors of the District or others have petitioned for a special election to be held in connection with the Petition for Exclusion.

14. The size of the property petitioned for exclusion is not sufficiently large to justify the Court ordering an election as provided by C.R.S. §32-1-502(7)(a).

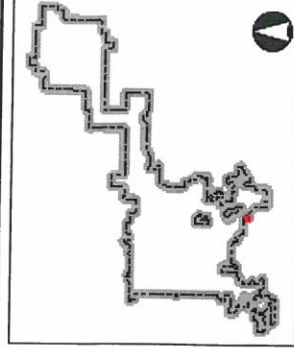
**DOES THEREFORE ORDER** as follows:

1. The Petition for Exclusion is granted subject to Order of Court.
2. The effect of this exclusion order will be as set forth in C.R.S. §32-1-503 which is incorporated herein by reference.
3. The property shall be excluded effective the first day of the month following the execution of the Court's Order.

**DATED** at The City of Cherry Hills Village, Colorado, this 6<sup>th</sup> day of October, 2014.

  
Secretary





**Legend**

<b>Active Addresses</b>	○ Associated
	● Land
	○ Structure
	○ Utility
<b>All Contours</b>	— Index Contour
	— Index Depression Contour
	— Intermediate Contour
	— Intermediate Depression Contour
<b>Streams</b>	—
<b>Irrigation Ditches Reconstruct (Gardens)</b>	—
<b>Irrigation Ditches</b>	—
<b>Streets</b>	—
<b>County Boundary</b>	□
<b>Parcels</b>	□
<b>Parks</b>	■ Mountain Parks
	■ All Other Parks
<b>Sanitary Mains</b>	—
	— Metro
	— Public
	— Private
	— Unknown
<b>Sanitary Main Annotation</b>	—

This map was automatically generated by the City and County of Denver on:  
**11/24/2014**

The City and County of Denver shall not be liable for damages of any kind arising out of the use of this information. The information is provided "as is" without warranty of any kind, express or implied, including, but not limited to, the fitness for a particular use.  
**THIS IS NOT A LEGAL DOCUMENT.**



## **Lorantos, Adrienne A. - PWRWS Right-of-Way Services**

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**From:** Marron, Brenden S - PWWMD Wastewater Management  
**Sent:** Wednesday, December 31, 2014 1:25 PM  
**To:** Lorantos, Adrienne A. - PWRWS Right-of-Way Services  
**Subject:** FW: RE: Request for Property Outside City and County of Denver to Connect to Denver Public Sanitary Main  
**Attachments:** Petition-Exclusion.OrderofExclusion-55 Cherry Ln-Signed.pdf; Zaitz SITE PLAN.PDF; S Dahlia and S Forest Way.pdf

Hi,

Attached is the exclusion request from Cherry Hills Village Sanitation, a site plan of the proposed single family residence, and aerial of the location. The property legal description is stated on the front page of the exclusion document. The specific section of the DRMC for this Council approval is 56-97:

### **Agreements with connectors outside the city:**

The mayor, upon recommendation of the manager of public works, is hereby authorized and empowered on behalf and in the name of the city, to make and enter into contracts for the carriage and treatment of sewage with persons, cities, towns and incorporated sewer districts and sanitation districts outside the geographical limits of the city, the United States of America and the state and agencies thereof having contractual arrangements with the city and from time to time to renegotiate existing and future contracts with respect thereto and enter into agreements supplementing or amending any such existing or future contract with any such person, city, town or agency, and the manager of public works may allow a connector, by written permit, to use the sanitary sewerage system of the city; provided, however, that:

- (1) No such contract or agreement shall impair the ability of the city properly to carry and treat the sanitary sewage furnished within the city;
- (2) Such contracts and agreements shall be subject to the rules and regulations heretofore or hereafter promulgated by the manager of public works with respect to the carriage and treatment of sewage from beyond the limits of the city;
- (3) The rates to be specified in all future contracts for such carriage and treatment of sewage shall be as specified and set forth in this division; and
- (4) All new contracts or changes to existing contracts shall require approval of the council by ordinance.

The SUDP (wastewater permit) generated for this property is 201411200 under 3711 S Dahlia Street (generated as a utility address for permitting).

Let me know if you need more info. Thank you for your help on this.

Brenden