

# SUBMITTAL CHECKLIST

FOR ENCROACHMENTS & ENCUMBRANCES IN THE PUBLIC RIGHT-OF-WAY

**Any Submittal not meeting all minimum checklist criteria herein will be rejected as incomplete.**

## Encroachments shall be in accordance with:

- [Rules and Regulations Governing Encroachments & Encumbrances in the Public Right-of-Way](#)
- [Transportation Standards and Details for the Engineering Division](#)

## Application

- Signed by adjacent property owner** as owner of Encroachment or authorized Special District representative

## Evidence of Adjacent Property Ownership & Parcel Land Description

*Required for all Encroachment Permit Applications*

- Current Title Work/Warranty Deed confirming ownership and parcel land description for adjacent property
- Parcel Land Description in Word format

## Land Description sealed and signed by a Professional Land Surveyor licensed in Colorado

*Required for Tier II Underground Encroachments and all Tier III Encroachments (can be submitted after 1<sup>st</sup> review)*

- Encroachment Area Land Description and Exhibit(s) in PDF format stamped and signed by PLS
- Encroachment Area Land Description in Word format

## Site Plans sealed and signed by a Professional Engineer licensed in Colorado

### GENERAL

- Vicinity map
- North arrows and numerical and bar scales (Scale not to exceed 1" = 40')
- Legend
- PE stamp area
- Plan set date and revision number (if applicable)

### PLAN VIEW

*Show, label and dimension existing and proposed final site conditions, including but not limited to the following (aerial imagery is allowed; however, it does not replace requirement for accurately scaled engineering drawings):*

- Property lines, right-of-way width
- Edge of pavement, curb and gutter, sidewalks, nearby driveways and alleys
- Street lights, pedestrian lights, signal poles, utility poles
- Surface utility features (e.g. cabinets, handholes, manholes, inlets, vaults, valves, fire hydrants)
- Regulatory Floodplain boundaries (FEMA)
- Underground and overhead utilities (e.g. water, sewer, power, communications, gas, irrigation)
- Trees and landscaping in the ROW
- Street names and adjacent property address(es)
- Regional Transportation District (RTD) bus stop with any amenities
- Location and size of Encroachment – Show and dimension limits of both above and below ground elements

City and County of Denver – Department of Transportation & Infrastructure

Right-of-Way Services | Engineering & Regulatory  
201 West Colfax Ave. Dept. 507 | Denver, CO 80202  
[www.denvergov.org/doti](http://www.denvergov.org/doti)  
Phone: 720-865-3003



- Construction Materials
- Projection from building
- Distance from Encroachment to the nearest flowline
- Distance from Encroachment to any other Streetscape feature/obstruction in the vicinity
- Distance from property line to back of curb
- Electrical service alignment, electrical connection location, and voltage/amps
- No proposed Encroachments located in the intersection clear zone per Transportation Std. Dwg. 7.9

**ELEVATION OR CROSS-SECTION VIEWS**

- Location and size of Encroachment – Show and dimension limits of both above and below ground elements
- Existing and final grade
- Existing utilities and their size and depth
- Vertical height/clearance of the Encroachment from finish grade

**DETAIL SHEET(S)**

- Manufacturer’s and/or construction detail(s)
- Referenced City detail(s) by drawing number on the appropriate plan and elevation view(s)
- Office of the Forester’s (OCF) tree protection detail and notes
- Special, non-standard, or modified City details

**STRUCTURAL PLANS**  Not Applicable

- Structural plans
- Manufacturers certification

**ADDITIONAL REQUIRED MATERIAL(S)**  Not Applicable

- Approval from applicable reviewing authorities (e.g. design review district, floodplain, Arts & Venues)
- For properties sharing the Encroachment, appropriate legal documentation for review by the City

**COMMENT RESOLUTION SHEET(S) IF APPLICABLE**  Not Applicable for 1<sup>st</sup> Submittal

- Reviewer’s and Agency Name
- Review comments (reviewer comments must be verbatim)
- Formal written response to each comment

**Fees:**

**Fees must be paid immediately after ER provides a project number and invoice for your application.**

Fees (Non-Refundable):	Tier I Encroachment:	Tier II Encroachment:	Tier III Encroachment:
Initial Processing	No Fee	\$1,500.00	\$1,500.00
Land Description Review	N/A	\$300.00	\$300.00
Resolution Review	N/A	N/A	\$300.00
Annual Permit	No Fee	\$200.00	\$200.00

**Attestation:**

**I hereby attest that the above information is incorporated into the Encroachment Application and plan submittal:**

SIGNATURE: Alec Rhoads DATE: 5/15/2023  
 PRINT NAME: Alec Rhoads EMAIL: alec.rhoads@cityofdenver.com  
 COMPANY: \_\_\_\_\_



# APPLICATION

## FOR ENCROACHMENTS & ENCUMBRANCES IN THE PUBLIC RIGHT-OF-WAY

An Encroachment Permit is required prior to placing privately-owned improvements (“Encroachment” or “Encumbrance”) in the public Right-of-Way (ROW). Only Encroachment Permit Applications in accordance with [Rules and Regulations](#) and [Permit Entrance Requirements](#) for Encroachments in the Public Right-of-Way will be considered by the Department of Transportation & Infrastructure (DOTI). **It is the City’s sole discretion whether to grant an Encroachment Permit based on any facts the City feels are relevant. Approval is not guaranteed.**

To apply, complete this application and submit together with required application materials in accordance with the [Permit Entrance Requirements](#) to [DOTI.ER@denvergov.org](mailto:DOTI.ER@denvergov.org). Please type or print clearly. If necessary, attach additional sheets to fully answer any of the following sections. Incomplete applications packages will not be accepted. Questions on this application or the process can be sent to [DOTI.ER@denvergov.org](mailto:DOTI.ER@denvergov.org).

**Check if this application is for Tier Determination only.** *If checked, the project will not be submitted for full review until confirmation, and remaining submittal requirements, are received by owner.*

### ADJACENT PROPERTY OWNER:

**The adjacent property owner or Authorized Special District will be the Encroachment Owner and Permittee and is the responsible party for the Encroachment in accordance with the Rules and Regulations, including all fees and annual billing.**

Company Name: \_\_\_\_\_  
Contact Name: \_\_\_\_\_  
Property Address: \_\_\_\_\_  
Billing Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_

### PRIMARY CONTACT: *Check if the same as Adjacent Property Owner*

Company Name: \_\_\_\_\_  
Contact Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_

City and County of Denver – Department of Transportation & Infrastructure  
Right-of-Way Services | Engineering & Regulatory  
201 West Colfax Ave. Dept. 507 | Denver, CO 80202  
[www.denvergov.org/doti](http://www.denvergov.org/doti)  
[Email: DOTI.ER@denvergov.org](mailto:DOTI.ER@denvergov.org)  
Phone: 720-865-3003

## ENCROACHMENT INFORMATION:

Project Name: \_\_\_\_\_  
Adjacent Property Address: \_\_\_\_\_  
Coordinates (Lat/Long): \_\_\_\_\_  
Encroachment Area, in SF: \_\_\_\_\_

### Is this project associated with a LAND DEVELOPMENT REVIEW?

Yes  No  If 'Yes', provide Project Master, Site Plan and/or Concept Development Project Numbers:

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### Is the proposed encroachment located in Future Right-of-Way?

*Finalizing permit and/or processing resolution for the Encroachment will not occur until the ROW dedication is finalized.*

Yes  No  If 'Yes', provide ROW Dedication Project Number:

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**Location Description:** (e.g. Located on the South side of 23rd Ave, twenty (20) feet from face of curb, and ten (10) feet west of pavement on Private Drive.)

### Description of Encroachment:

*Describe the proposed encroachment, including the type and quantity of objects.*

### Reason for Private Improvements in the Public ROW:

*Private improvements should be located on private property. Only in cases where there are physical constraints that preclude the placement of private improvements on private property that an encroachment may be considered within the right-of-way. Make your case as to why this is a good use of the public right-of-way.*

## ATTESTATION:

***By submitting this permit application and signing below, I understand and agree to the following:***

1. That I am the property owner adjacent to the Encroachment Area, or the authorized representative of a Special District, that is responsible for the placement, maintenance, repair, replacement, removal, site restoration, ownership, or is otherwise responsible for the Encroachment in accordance with the Rules & Regulations for Encroachments and Encumbrances in the Public Right-of-Way.
2. That it is the City's sole discretion to classify the Tier of an Encroachment and whether to grant an Encroachment Permit based on any facts the City feels are relevant. The issuance of an Encroachment Permit confers no rights to the Right-of-Way, the Encroachment Permit is revocable and DOTI can order the removal of the Encroachment and restoration of the Encroachment Area for any reason the City feels relevant.
3. Permittee agrees to defend, indemnify, reimburse and hold harmless the City, its appointed and elected officials, agents and employees for, from and against all liabilities, claims, judgments, suits or demands for damages to persons or property arising out of, resulting from, or relating to an Encroachment Permit and the Encroachment ("Claims"). This indemnity shall be interpreted in the broadest possible manner to indemnify City for any acts or omissions of Permittee or its subcontractors either passive or active, irrespective of fault, including City's negligence whether active or passive.
4. Permittee's duty to defend and indemnify City shall arise at the time written notice of the Claim is first provided to City regardless of whether claimant has filed suit on the Claim. Permittee's duty to defend and indemnify City shall arise even if City is the only party sued by claimant and/or claimant alleges that City's negligence or willful misconduct was the sole cause of claimant's damages.
5. Permittee will defend any and all Claims which may be brought or threatened against City and will pay on behalf of City any expenses incurred by reason of such Claims including, but not limited to, court costs and attorney fees incurred in defending and investigating such Claims or seeking to enforce this indemnity obligation. Such payments on behalf of City shall be in addition to any other legal remedies available to City and shall not be considered City's exclusive remedy.
6. Insurance coverage requirements specified in an Encroachment Permit shall in no way lessen or limit the liability of Permittee under the terms of this indemnification obligation. Permittee shall obtain, at its own expense, any additional insurance that it deems necessary for the City's protection.
7. This defense and indemnification obligation shall survive the expiration or termination of any issued Encroachment Permit.
8. Permittee is fully responsible for all costs to install, maintain, repair, replace, remove, and restore the Encroachment Area, including annual City Encroachment Permit Fees. A lien will be placed on the Permittee's property for failure to remove a revoked or abandoned Encroachment for cost incurred by CCD to remove the Encroachment and restore the Encroachment Area on behalf of the Permittee.
9. Indemnity and Insurance for Tier I and Tier II Encroachments: Pursuant to and not superseding any General Terms and Conditions, as a condition for placement of a Tier I or Tier II Encroachment, the Owner of such Tier I or Tier II Encroachment shall hold CCD harmless from all loss or damage to persons or property on account of injury arising from the construction, repair, or maintenance of the Tier I or Tier II Encroachment. Obtain and Maintain a Commercial General Liability insurance policy with limits of \$1,000,000 for each occurrence, \$1,000,000 for each personal and advertising injury claim, \$2,000,000 products and completed operations aggregate, and \$2,000,000 policy aggregate. The City and County of Denver, its Elected and Appointed Officials, Employees and Volunteers shall be included as Additional Insured.
10. Indemnity and Insurance for Tier III Encroachments: Pursuant to and not superseding any General Terms and Conditions, as a condition for placement of a Tier III Encroachment, the Owner of such Tier III Encroachment shall hold CCD harmless from all loss or damage to persons or property on account of injury arising from the construction, repair, or maintenance of the Tier III Encroachment. Obtain and Maintain a Commercial General Liability insurance policy with limits of \$1,000,000 for each occurrence, \$1,000,000 for each personal and advertising injury claim, \$2,000,000 products and completed operations aggregate, and \$5,000,000 policy aggregate. A combination of primary and excess coverage may be used to meet the aggregate limit. The City and County of Denver, its Elected and Appointed Officials, Employees and Volunteers shall be included as Additional Insured.

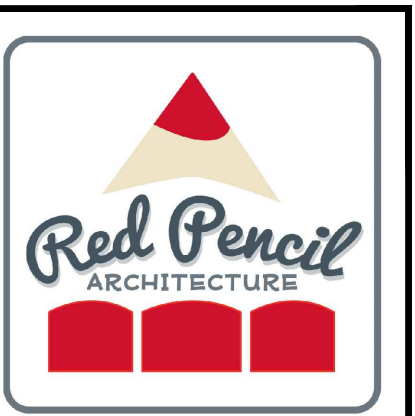
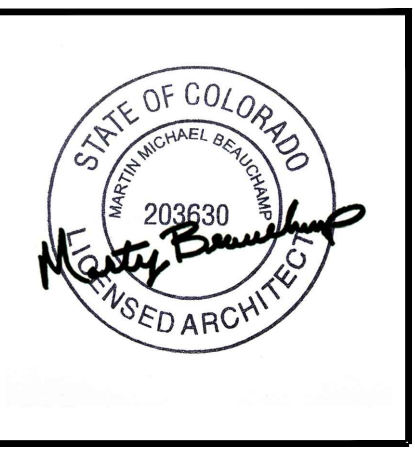
**ADJACENT PROPERTY**

**OWNER SIGNATURE:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**PRINT NAME:** \_\_\_\_\_ **TITLE:** \_\_\_\_\_

**COMPANY:** \_\_\_\_\_





**PARTNERS**  
 Marty Beauchamp  
 (303) 358-6400  
 Andrew Dratch  
 (303) 931-2714  
 1098 W Willow St.  
 Louisville, CO 80027

These plans are copyrighted and are subject to copyright protection as architectural work, under Section 102 of the Copyright Act, 17 U.S.C., as amended December 1, 1993, and known as Architectural Works Copyright Protection Act of 1990. The protection includes, but is not limited to, the overall form, as well as, the arrangement and composition of spaces and elements of the design. Under such protection, unauthorized use of these plans, work or forms represented, can legally result in the cessation of such construction.

**Rhodes Residence**  
 2650 S. Fillmore Street  
 Denver, CO 80210

ISSUE	DATE
Eng. Set	07.15.20
City Comments	6.1.21
Floodplain	1.6.22
Construction	11.4.22
Revisions	11.28.22
Revisions	12.5.22
Fence Revision	8.17.23
Fence Revision	9.19.23

JOB NO. Rhod0120

Site Plan  
 Zoning  
 Requirements

**A0**

**PROJECT:** New single family residence with attached 3 car garage

**BUILDING INSPECTION:** City and County of Denver Development Services 201 W. Colfax Avenue, Dept. 203 Denver, CO 80202 (720) 865-2982

**CODE ENFORCEMENT:** 2018 IRC, 2018 IECC, 2010 Denver Zoning Code, 2020 NEC as adopted with 2019 DBCA

**PROPERTY ADDRESS:** 2650 S. Fillmore Street Denver, CO 80210

**ZONING:** Urban House Building Form E-SU-D

**LOT AREA:** 15,000 square feet (100' W x 150' D Zone Lot)

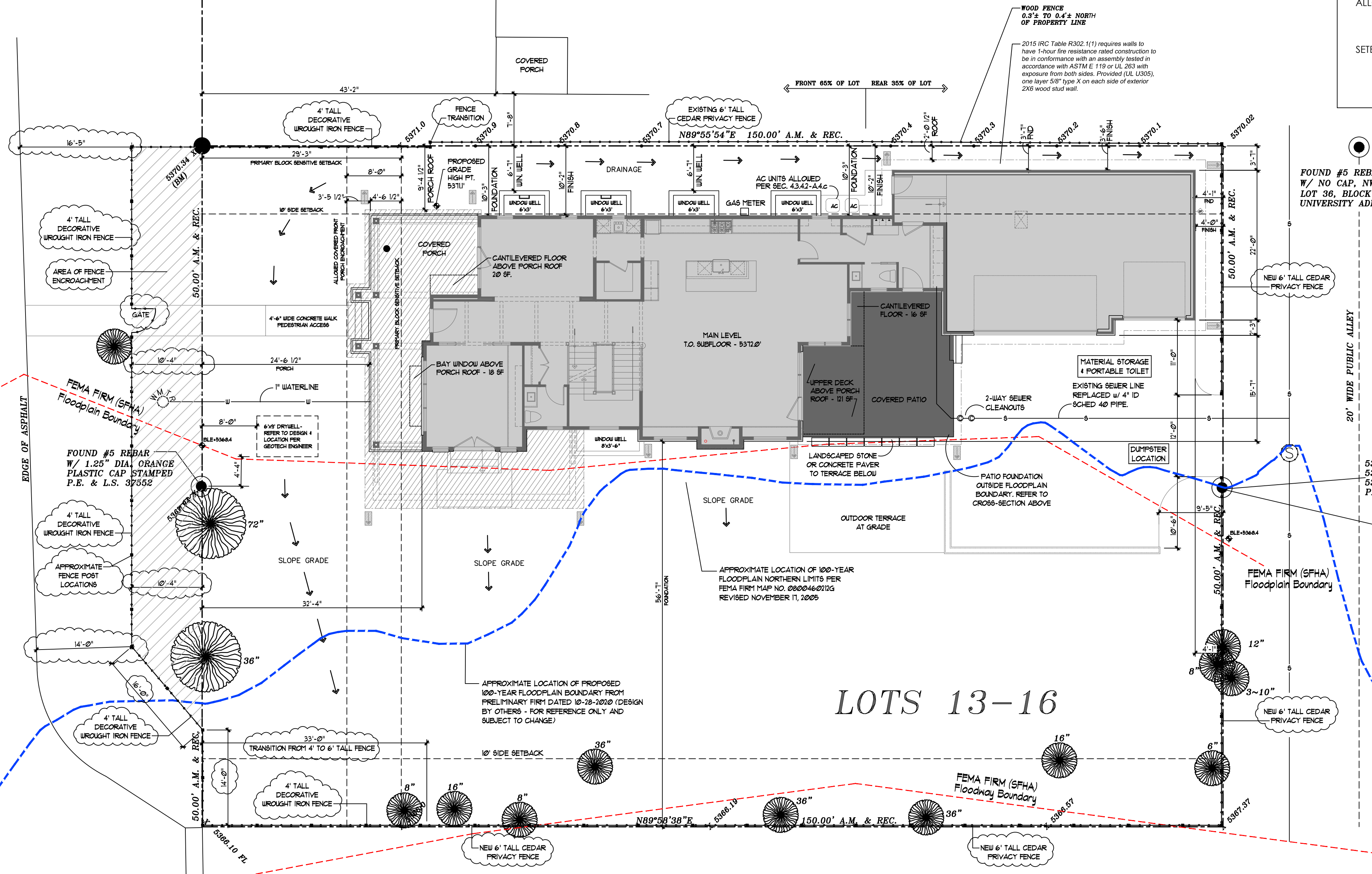
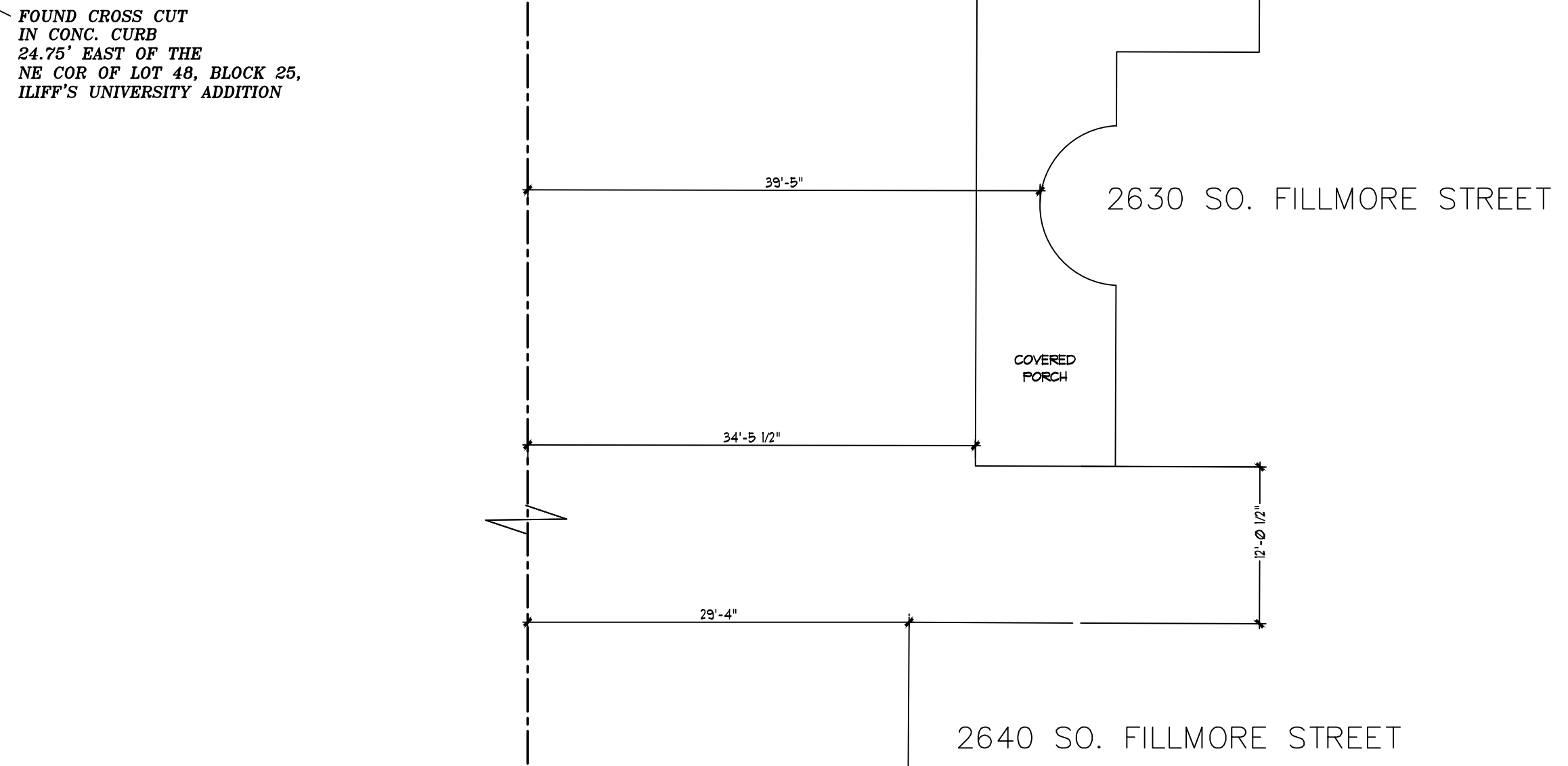
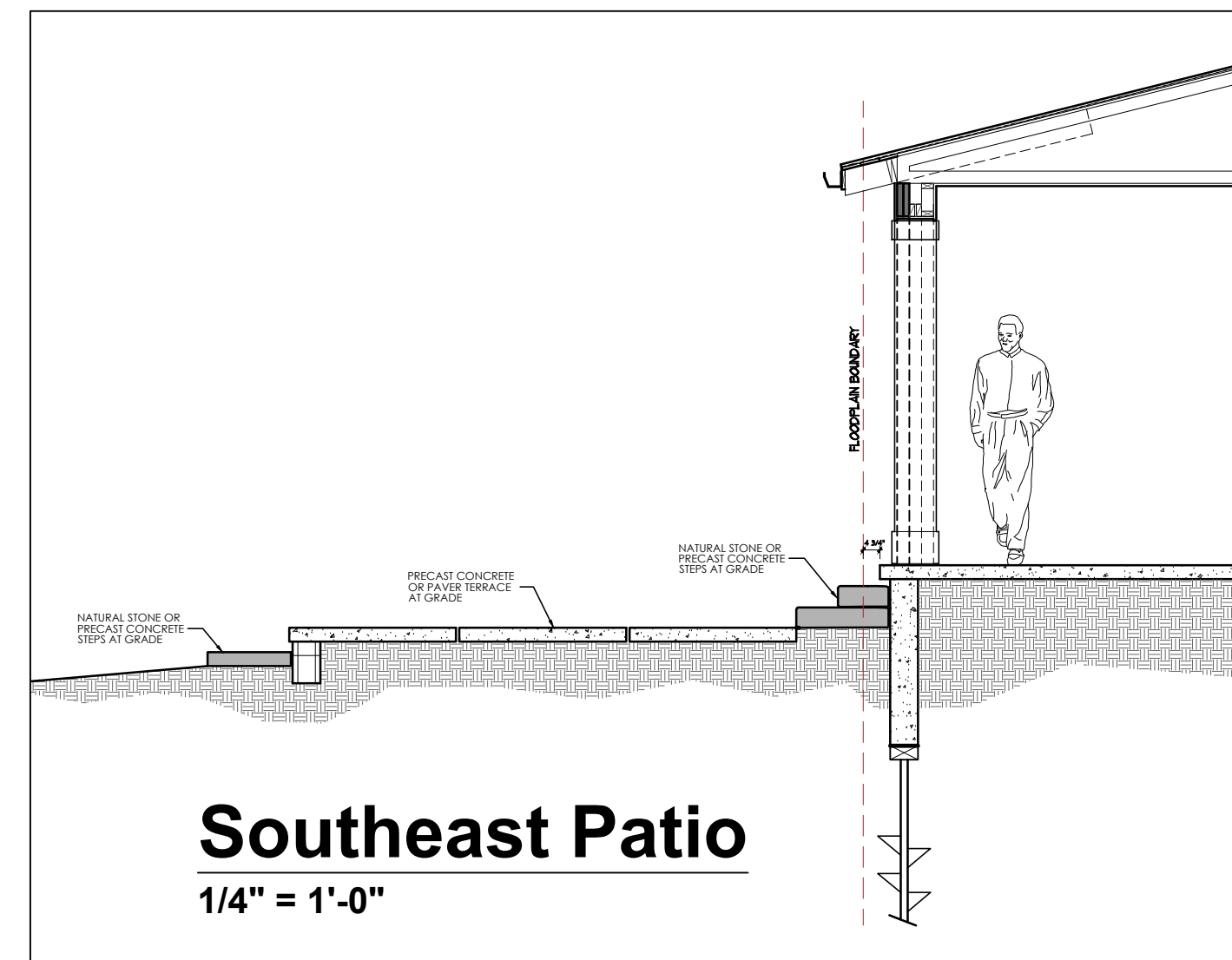
**BUILDING COVERAGE:** 37.5% Allowed = 5,625 SF

**PRIMARY URBAN HOUSE BUILDING FORM:** Lower (Basement Finished) - One Unit Dwelling 1,500 SF  
 Main Finished - One Unit Dwelling 2,019 SF  
 Upper Finished - One Unit Dwelling 1,809 SF  
 Total 5,328 SF

**Mech./Storage** 394 SF Unfinished

**ALLOWABLE HEIGHT:** Front 65% of Lot = 35'-0" (30'-0" + 1' for every 5' over 50' in lot width)  
 Rear 35% of Lot = 17'-0"  
 Refer to Sheets A5 & A6 for height calculations

**SETBACKS / BASE PLANE:** Front - Block Sensitive Setback - 29'-3"  
 Front Base Plane Average Elevation - 5371.0 + 5366.0 / 2 = 5368.5  
 Rear Base Plane Average Elevation - 5370.02 + 5367.37 / 2 = 5368.69  
 Side - 10' Minimum



**Legend**

Property or Zone Lot Line: ———

Required Zone Lot Setback: - - - - -

65%/35% Zone Lot Depth Line: - - - - -

Spot Elevations at Original Grade: **XX.X**

Proposed Lot Grading: ———

Proposed Spot Grade: **XX.X**

Proposed Roof Line: ———

Window Wells: (Size = 6'-0" W x 3'-0" D U.N.O)

Concrete Drive: ———

Fence: ———

Sewer Line: ———

Water Line: ———

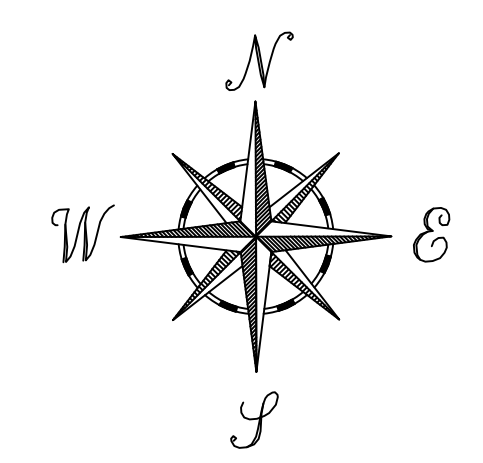
Lot Monument: ———

Downspout Extenders/ Splash Blocks: ———

- Transportation Notes:
- Repair or replace existing curb, gutter, sidewalk, and alley along the property frontage that is damaged or not to current city standards, as directed by row inspector during construction.
  - The contractor must obtain all project ROW permits associated with construction in the ROW. Improvements made within the Public ROW holding more than \$20,000 need a performance bond. Contact row construction inspection at 303-446-3469 or [rowconstruction@denvergov.org](mailto:rowconstruction@denvergov.org) at least 2 weeks before any ROW permit needs.
  - All work in the Public ROW shall conform to current City & County of Denver specifications, shall be performed by a licensed and bonded row contractor, and need inspection by the city prior issuance of a temporary or permanent Certificate of Occupancy (TCO or CO).
  - Contractor must supply and maintain adequate traffic control throughout the project, including proper traffic control devices and/or personnel as needed. A traffic control plan (TCP) is subject to City and County of Denver and/or CDOT approval prior to starting work on roadway row. A copy of approved TCP must be available on-site during work. Traffic control to be per MUTCD section VI.
  - Per section 49-531.1 of the Denver municipal code, the property owner or lessee of any real property handles the continuing care, maintenance, repair, and replacement of all improvements installed in the public ROW between the property line and the curb line adjoining their property. Any existing curb, gutter, curb ramp, driveway, and/or sidewalk on the project's ROW frontage that does not meet ADA criteria or that is damaged must be repaired or replaced at the direction of right of way construction inspection.

- GENERAL SITE NOTES:
- NO PORTION OF THE EXISTING SANITARY SEWER LATERALS OR MAIN LINE TAP WHICH SERVED ANY BUILDING OR STRUCTURE ON THE PROPOSED SITE WILL BE AUTHORIZED FOR REUSE WITHOUT PRIOR APPROVAL.
  - CONSTRUCTION PARKING ON STREET OR ADJACENT ALLEY APPROVAL.
  - SURFACE WATER SHALL DRAIN AWAY FROM THE HOUSE AT ALL POINTS. DIRECT DRAINAGE WATER TO THE STREET OR TO AN APPROVED DRAINAGE COURSE BUT NOT ONTO NEIGHBORING PROPERTIES. THE GRADE SHALL FALL A MINIMUM OF 6" WITHIN THE FIRST 10 FT.
  - DRAINAGE SWALE

**Site Plan**  
 1"=10'-0"



FOUND CROSS CUT IN CONC. CURB 24.75' EAST OF THE NE COR OF LOT 49, BLOCK 25, ILLIFF'S UNIVERSITY ADDITION

FOUND #5 REBAR W/ NO CAP, NW COR. LOT 36, BLOCK 26, ILLIFF'S UNIVERSITY ADDITION

FOUND #6 REBAR W/ 1.25" DIA. ORANGE PLASTIC CAP STAMPED P.E. & L.S. 37552

LOTS 13-16

McWilliams Park

McWilliams Park

20' RANGE LINE 660.00' REC.  
 SOUTH FILLMORE STREET 80' ROW



EXHIBIT A  
1 OF 2

2023-ENCROACHMENT-0000149-002

**ENCROACHMENT DESCRIPTION:**

A PORTION OF LAND LOCATED WITHIN THE PUBLIC RIGHT-OF-WAY ESTABLISHED BY ILIFF'S UNIVERSITY ADDITION RECORDED IN BOOK 11 AT PAGE 10 IN THE RECORDS OF THE ARAPAHOE COUNTY CLERK AND RECORDER'S OFFICE, AND LOCATED IN THE SOUTHWEST ONE-QUARTER OF SECTION 25, TOWNSHIP 4 SOUTH, RANGE 68 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY AND COUNTY OF DENVER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE SOUTHWEST CORNER OF LOT 16, BLOCK 26, OF SAID ILIFF'S UNIVERSITY ADDITION SUBDIVISION; THENCE N00°00'00"W, ALONG THE EAST LINE OF SAID PUBLIC RIGHT-OF-WAY, A DISTANCE OF 14.00 FEET TO A POINT ON THE WEST LINE OF SAID LOT 16, ALSO BEING THE **POINT OF BEGINNING**;

THENCE N39°43'05"W, A DISTANCE OF 16.17 FEET;  
THENCE N00°00'00"W, A DISTANCE OF 73.43 FEET, PARALLEL WITH THE EAST LINE OF SAID PUBLIC RIGHT-OF-WAY;  
THENCE N89°55'54"E, A DISTANCE OF 10.33 FEET TO A POINT ON THE EAST LINE OF SAID PUBLIC RIGHT-OF-WAY, ALSO BEING THE NORTHWEST CORNER OF LOT 13, BLOCK 26, OF SAID ILIFF'S UNIVERSITY ADDITION SUBDIVISION;  
THENCE S00°00'00"E, A DISTANCE OF 85.88 FEET, ALONG THE EAST LINE OF SAID PUBLIC RIGHT-OF WAY, BACK TO THE **POINT OF BEGINNING**.

CONTAINING 823.16 ± SQUARE FEET (0.018 ± ACRES); MORE OR LESS.

**BASIS OF BEARINGS:** BEARINGS ARE BASED ON THE NORTH LINE OF LOT 13, BLOCK 26, ILIFF'S UNIVERSITY ADDITION SUBDIVISION BETWEEN A FOUND #5 REBAR WITH A 1.25" ORANGE PLASTIC CAP STAMPED "L.S. 9489" LOCATED AT THE NORTHWEST CORNER OF SAID LOT 13 AND A FOUND #5 REBAR WITH A 1.25" ORANGE PLASTIC CAP STAMPED "L.S. 9489" LOCATED AT THE NORTHEAST CORNER OF SAID LOT 13. ASSUMED TO BEAR N89°55'54"E AT 150.00 FEET.

**KARL W.  
FRANKLIN**

Digitally signed by KARL W. FRANKLIN  
DN: cn=KARL W. FRANKLIN,  
o=ALTITUDE LAND CONSULTANTS,  
INC., ou=ALC,  
email=KARL@ALTITUDELANDCO.COM,  
c=US  
Date: 2023.10.06 13:09:30 -06'00'



Prepared By:  
**Altitude Land Consultants, Inc**  
Karl W. Franklin, PE-PLS-EXW  
Colorado PLS 37969

Date: 10/6/2023  
Job No. 23-085

3461 Ringsby Court, Suite 125  
Denver, CO 80216

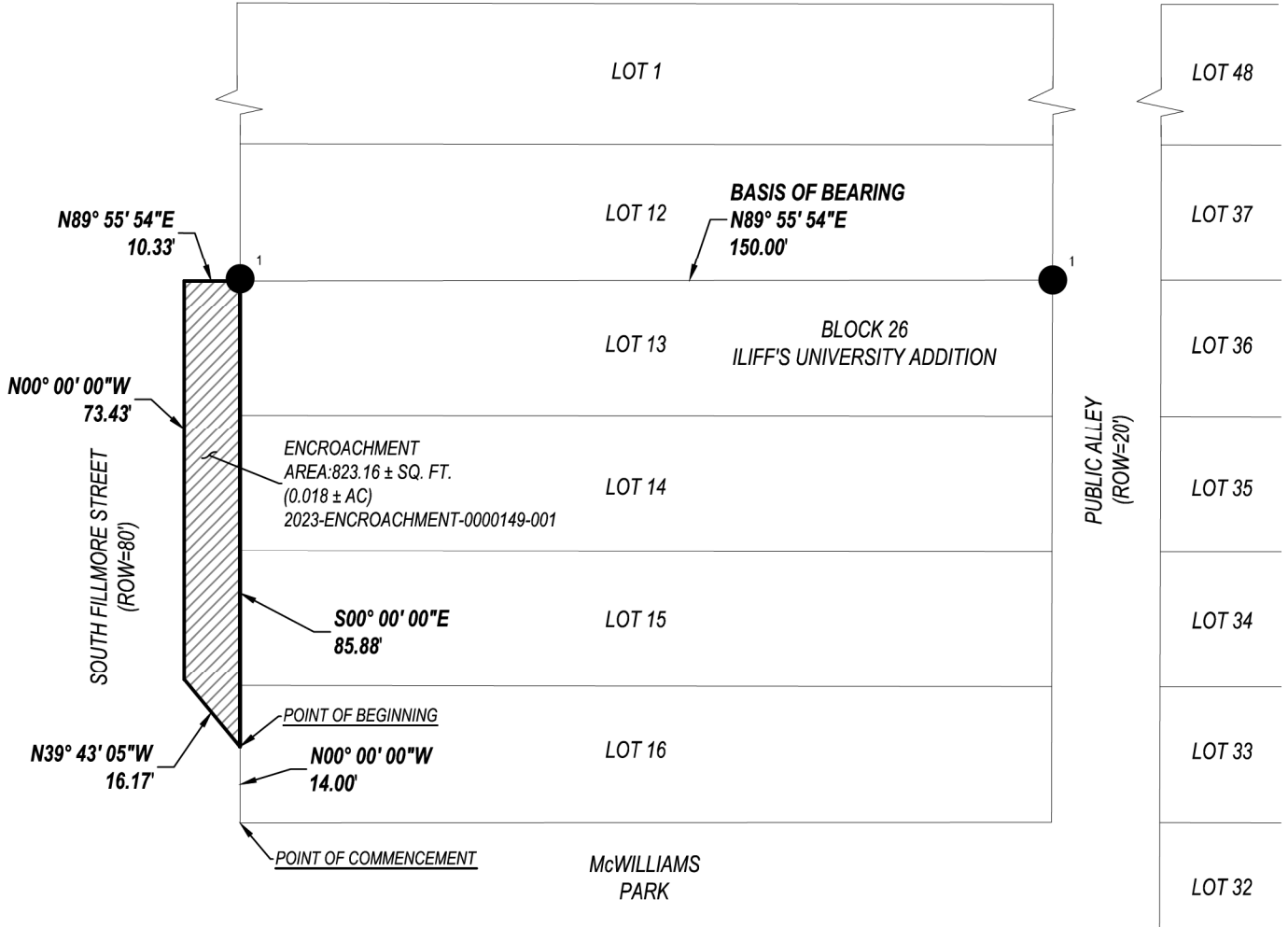
2727 N. Cascade, #160 Colorado Springs,  
CO 80907

720.594.9494  
Info@AltitudeLandCo.com  
www.AltitudeLandCo.com

EXHIBIT A  
2 OF 2

2023-ENCROACHMENT-0000149-002

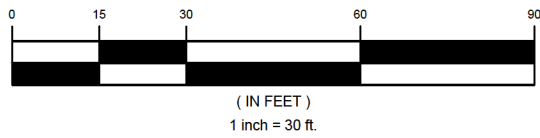
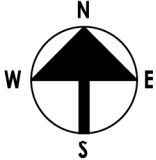
EAST VASSAR AVENUE  
(ROW=60')



3461 Ringsby Court, Suite 125  
Denver, CO 80216

2727 N. Cascade, #160 Colorado Springs,  
CO 80907

720.594.9494  
Info@AltitudeLandCo.com  
www.AltitudeLandCo.com



LEGEND:

	FOUND #5 REBAR WITH 1.25" ORANGE PLASTIC CAP STAMPED "L.S. 9489"
	ADJACENT PROPERTY LINE
	ENCROACHMENT AREA

Date: 10/6/2023  
Job No. 23-085



## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewing Agency: DS Transportation Review

Review Status: Approved

Reviewers Name: Melissa Woods  
Reviewers Email: [Melissa.Woods@denvergov.org](mailto:Melissa.Woods@denvergov.org)

Status Date: 09/05/2023  
Status: Approved  
Comments: No comments.

Reviewing Agency: DS Project Coordinator Review

Review Status: Approved w/Conditions

Reviewers Name: Tiffany Holcomb  
Reviewers Email: [Tiffany.Holcomb@denvergov.org](mailto:Tiffany.Holcomb@denvergov.org)

Status Date: 09/11/2023  
Status: Approved w/Conditions  
Comments: PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Development Services / Project Coordination  
Reviewers Name: Tiffany Holcomb  
Reviewers Phone: 720-865-3018  
Reviewers Email: [Tiffany.Holcomb@denvergov.org](mailto:Tiffany.Holcomb@denvergov.org)  
Approval Status: Approved with conditions

Comments:  
Portions of the fence on the zone lot will require a zoning permit prior to construction for fencing higher than 4' tall.

Status Date: 09/08/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Survey Review

Review Status: Approved

Reviewers Name: Brian Pfohl  
Reviewers Email: [Brian.Pfohl@denvergov.org](mailto:Brian.Pfohl@denvergov.org)

Status Date: 10/11/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: DOTI-ROWS Survey  
Reviewers Name: Brian Pfohl  
Reviewers Phone: 630.202.6564  
Reviewers Email: [brian.pfohl@denvergov.org](mailto:brian.pfohl@denvergov.org)  
Approval Status: Approved

Comments:

# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Attachment: REDLINES- Survey- Pfohl- Approved.pdf

**Status Date:** 09/07/2023  
**Status:** Denied  
**Comments:** Comments in project folder

**REDLINES uploaded to E-review webpage**

**Reviewing Agency:** DES Wastewater Review      **Review Status:** Approved

**Reviewers Name:** Kenneth Armfield  
**Reviewers Email:** ken.armfield@denvergov.org

**Status Date:** 09/11/2023  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: CCD / DOTI/ROWS/DES-Wastewater  
Reviewers Name: Ken Armfield  
Reviewers Phone: 720-865-3161  
Reviewers Email: ken.armfield@denvergov.org  
Approval Status: Approved

**Comments:**  
No conflicts between the proposed encroachment and existing or proposed Denver Wastewater facilities are anticipated.

**Status Date:** 08/31/2023  
**Status:** Approved  
**Comments:** No conflicts between the proposed encroachment and existing or proposed Denver Wastewater facilities are anticipated.

**Reviewing Agency:** City Council Referral      **Review Status:** Approved - No Response

**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**

**Reviewing Agency:** ERA Transportation Review      **Review Status:** Approved w/Conditions

**Reviewers Name:** Kelsey Kijowski  
**Reviewers Email:** Kelsey.Kijowski@denvergov.org

**Status Date:** 09/28/2023  
**Status:** Approved w/Conditions  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: ER Transportation  
Reviewers Name: Kelsey Kijowski  
Reviewers Phone: 720-913-8834  
Reviewers Email: kelsey.kijowski@denvergov.org  
Approval Status: Approved with conditions

# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

**Comments:**  
SUDP Floodplain permit is required prior to construction in the floodplain. See additional information/requirements from ER Wastewater reviewer (David Boles).

**Status Date:** 09/07/2023

**Status:** Denied

**Comments:**

1. There does not appear to be adequate space where the park sidewalk ends to construct future public sidewalk along your frontage. Run the fence along the property line for 14 feet and then connect diagonally so the fence is generally 14 feet behind curb for as much of this frontage as possible (see DPR redlines for clarification).
2. The SUDP Floodplain permit will need to be obtained prior the approval of this Encroachment Permit. Forward me the appropriate documentation when you have your floodplain permit.

**Reviewing Agency:** ERA Wastewater Review      **Review Status:** Approved

**Reviewers Name:** David Boles  
**Reviewers Email:** David.Boles@denvergov.org

**Status Date:** 09/07/2023

**Status:** Approved

**Comments:** FLOODPLAIN PERMIT REQUIRED: The project proposes work in a regulatory floodplain, so a SUDP/Floodplain Permit is required. The subject encroachment (fence) was included for review and formal approval under Floodplain Permit 2023-SUDP-0003461. We have no objections to the encroachment as it is an allowed use in the floodplain.

**Reviewing Agency:** CenturyLink Referral      **Review Status:** Approved

**Status Date:** 09/11/2023  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Lumen/CenturyLink  
Reviewers Name: VeShon Sheridan  
Reviewers Phone: 8042346825  
Reviewers Email: veshon.sheridan@lumen.com  
Approval Status: Approved

**Comments:**  
P850978  
Qwest Corporation d/b/a CENTURYLINK, QC ("CenturyLink") has reviewed the request for the subject lot consolidation and has determined there are no CenturyLink facilities within the ROW area as shown and/or described on the provided exhibits.  
It is the intent and understanding of CenturyLink that this encroachment shall not reduce our rights to any other existing easements or rights we have on this site or in the area.  
This No objection response is submitted WITH THE STIPULATION that IF CenturyLink facilities are found and/or damaged within the area as described, the Applicant will bear the cost of relocation and repair of said facilities.

**Status Date:** 09/08/2023

**Status:** Approved - No Response

**Comments:**

**Reviewing Agency:** Xcel Referral      **Review Status:** Approved w/Conditions

**Status Date:** 09/11/2023

# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

**Status:** Approved w/Conditions  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Public Service Company of Colorado dba Xcel Energy  
Reviewers Name: Donna Lee George  
Reviewers Phone: 3035713306  
Reviewers Email: donna.l.george@xcelenergy.com  
Approval Status: Approved with conditions  
  
Comments:  
PSCo/Xcel Energy has existing natural gas service facilities within this area. Please contact Colorado 811 before excavating. Use caution and hand dig when excavating within 18-inches of each side of the marked facilities. Please be aware that all risk and responsibility for this request are unilaterally that of the Applicant/Requestor.

**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**

Reviewing Agency: RTD Referral      Review Status: Approved

**Status Date:** 09/11/2023  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: RTD  
Reviewers Name: clayton s woodruff  
Reviewers Phone: 303-299-2943  
Reviewers Email: Clayton.woodruff@rtd-denver.com  
Approval Status: Approved

**Comments:**  
The RTD engineering review has no exceptions to this project at this time.  
This review is for Design concepts and to identify any necessary improvements to RTD stops and property affected by the design. This review of the plans does not eliminate the need to acquire, and/or go through the acquisition process of any agreements, easements or permits that may be required by the RTD for any work on or around our facilities and property.

**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**

Reviewing Agency: Comcast Referral      Review Status: Approved - No Response

**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**

Reviewing Agency: Metro Wastewater Referral      Review Status: Approved - No Response

**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**



# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewing Agency: Street Maintenance Referral      Review Status: Approved - No Response

Status Date: 09/08/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Office of Emergency Management Referral      Review Status: Approved - No Response

Status Date: 09/08/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Building Department Review      Review Status: Approved - No Response

Reviewers Name: Keith Peetz  
Reviewers Email: Keith.Peetz@denvergov.org  
Status Date: 09/08/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Division of Real Estate Referral      Review Status: Approved - No Response

Status Date: 09/08/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Denver Fire Department Review      Review Status: Approved

Reviewers Name: Brian Dimock  
Reviewers Email: Brian.Dimock@denvergov.org  
Status Date: 08/31/2023  
Status: Approved  
Comments:

Reviewing Agency: Denver Water Referral      Review Status: Approved

Status Date: 09/11/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Denver Water  
Reviewers Name: Kela Naso  
Reviewers Phone: 13036286302  
Reviewers Email: kela.naso@denverwater.org  
Approval Status: Approved

Comments:

Status Date: 09/08/2023  
Status: Approved - No Response

# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Comments:

Reviewing Agency: Parks and Recreation Review      Review Status: Approved

Reviewers Name: Jennifer Cervera  
Reviewers Email: Jennifer.Cervera@denvergov.org

Status Date: 09/29/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Parks and Recreation  
Reviewers Name: Jennifer Cervera  
Reviewers Phone: 7209135862  
Reviewers Email: Jennifer.Cervera@denvergov.org  
Approval Status: Approved

Comments:  
Approved per the revised plans

Attachment: 2650 S Filmore 9.19.23 Fence Revision.pdf

Status Date: 09/06/2023  
Status: Denied  
Comments: Redlines attached

**REDLINES uploaded to E-review webpage**

Reviewing Agency: Policy and Planning Referral      Review Status: Approved - No Response

Status Date: 09/08/2023  
Status: Approved - No Response  
Comments:

Reviewing Agency: Denver Office of Disability Rights Referral      Review Status: Approved

Status Date: 09/11/2023  
Status: Approved  
Comments: PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: DODR  
Reviewers Name: Spencer Pocock  
Reviewers Phone: 720-913-8411  
Reviewers Email: Spencer.Pocock@denvergov.org  
Approval Status: Approved

Comments:  
Final construction, including any later modifications to the public sidewalk (which is considered a public Accessible Route), as well as any other areas open to the general public, must comply with all applicable 2010 ADA requirements.

Status Date: 09/08/2023  
Status: Approved - No Response  
Comments:

# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewing Agency: Construction Engineering Review      Review Status: Approved

**Reviewers Name:** Kim Blair  
**Reviewers Email:** kim.blair@denvergov.org  
  
**Status Date:** 09/18/2023  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Denver Department of Transportation and Infrastructure  
Reviewers Name: Kim D. Blair, P.E.  
Reviewers Phone: 7857602244  
Reviewers Email: kim.blair@denvergov.org  
Approval Status: Approved

Comments:

**Status Date:** 09/06/2023  
**Status:** Approved w/Conditions  
**Comments:** Please show that the fence would no interfere with possible future curb, gutter and sidewalk.

Reviewing Agency: TES Sign and Stripe Review      Review Status: Approved - No Response

**Reviewers Name:** Brittany Price  
**Reviewers Email:** Brittany.Price@denvergov.org  
  
**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**

Reviewing Agency: City Forester Review      Review Status: Approved

**Reviewers Name:** Eric Huetig  
**Reviewers Email:** Eric.Huetig@denvergov.org  
  
**Status Date:** 10/02/2023  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Office of the City Forester  
Reviewers Name: Eric Huetig  
Reviewers Phone: 7209130752  
Reviewers Email: Eric.Huetig@denvergov.org  
Approval Status: Approved

Comments:

Updated fence plans submitted by applicant are approved by OCF. If additional changes to fence alignment are necessary/required by other departments, include OCF in review process so we may verify no trees are negatively affected/harmed by updated alignment.

**Status Date:** 09/11/2023  
**Status:** Denied

# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

**Master ID:** 2023-PROJMSTR-0000301      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2023-ENCROACHMENT-0000149      **Review Phase:**  
**Location:**      **Review End Date:** 09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: Office of the City Forester  
Reviewers Name: Eric Huetig  
Reviewers Phone: 7209130752  
Reviewers Email: Eric.Huetig@denvergov.org  
Approval Status: Denied

**Comments:**  
2023-ENCROACHMENT-0000149 – 2650 S Fillmore Fence  
OCF Comments 9-8-23  
1. Currently, Office of the City Forester has no concerns regarding proposed fence alignment. However, due to denials from Parks Planning and DOTI, OCF needs to hold approval until issues identified by these departments have been resolved (their comments may affect adjacent setback trees).  
A. Please continue to include OCF in updated fence routing plan to verify we have no objections.  
B. We also recommend identifying locations of fenceposts on plan to ensure adjacent setback trees are not damaged by post hole excavation/construction activity.

**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**

Reviewing Agency: Landmark Review      Review Status: Approved

**Reviewers Name:** Emma-Marie Censky  
**Reviewers Email:** emma.censky@denvergov.org

**Status Date:** 08/21/2023  
**Status:** Approved  
**Comments:**

Reviewing Agency: CDOT Referral      Review Status: Approved

**Status Date:** 09/11/2023  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2023-ENCROACHMENT-0000149 - Tier III - 2650 S Fillmore St - Fence  
Reviewing Agency/Company: CDOT Region 1 ROW/survey  
Reviewers Name: dane courville  
Reviewers Phone: 7206720231  
Reviewers Email: dane.courville@state.co.us  
Approval Status: Approved

**Comments:**  
Does not affect CDOT on-system ROW. Proposed effort is approved as the location does not affect CDOT ROW.

**Status Date:** 09/08/2023  
**Status:** Approved - No Response  
**Comments:**

Reviewing Agency: ERA Review      Review Status: Approved - No Response



# Comment Report

## Tier III - 2650 S Fillmore St - Fence

10/11/2023

<b>Master ID:</b>	2023-PROJMSTR-0000301	<b>Project Type:</b>	Tier III Encroachment Resolution
<b>Review ID:</b>	2023-ENCROACHMENT-0000149	<b>Review Phase:</b>	
<b>Location:</b>		<b>Review End Date:</b>	09/08/2023

Any denials listed below must be rectified in writing to this office before project approval is granted.

Reviewers Name: Shari Bills  
Reviewers Email: Shari.Bills@denvergov.org  
Status Date: 09/08/2023  
Status: Approved - No Response  
Comments: