



## APPLICATION ENCROACHMENT INTO PUBLIC RIGHT-OF-WAY

Please complete this application to apply for a Tier II or Tier III Encroachment Permit. Please reference [Rules and Regulations for Encroachments in the Public Right of Way](#) for more details on the right of way encroachment process. Please type or print. If necessary attach additional sheets to fully answer any of the following sections. The legal description must be submitted with the application. Submit the complete application electronically to: [Denver.PWERA@denvergov.org](mailto:Denver.PWERA@denvergov.org).

**DATE:** \_\_\_\_\_

**ASSOCIATED PROJECT NAME:** \_\_\_\_\_

**DEVELOPMENT SERVICES LOG NUMBER:** (if applicable) \_\_\_\_\_

**PROPOSED LOCATION OF ENCROACHMENT:**

**Address:** \_\_\_\_\_

**Location Description:** *(Example: Located on the South side of 23<sup>rd</sup> Avenue, twenty (20) feet from face of curb, and ten (10) feet west of pavement on Private Drive. The footprint of the sign is four (4) square feet.)*

**ENCROACHMENT TIER:** (Select Requesting Official Determination if you believe Encroachment to be a Tier I)

- Tier II       Tier III       Requesting Official Determination

**APPLICANT:**

Name: \_\_\_\_\_

Company (if applicable): \_\_\_\_\_ Title: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone number: \_\_\_\_\_ Email address: \_\_\_\_\_

**OWNER OF ENCROACHMENT** (Who the permit is issued to):       Check if the same as Applicant

Company: \_\_\_\_\_

Owner Contact: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_ Email address: \_\_\_\_\_

**ANNUAL FEE BILLING INFORMATION:**       Check if the same as Owner

Company: \_\_\_\_\_

Billing Contact: \_\_\_\_\_

Billing Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_ Email address: \_\_\_\_\_

**DESCRIPTION OF PROPOSED ENCROACHMENT:**

In the space below, describe the proposed encroachment including the type, dimensions, and quantity of objects. If the space below is not sufficient to describe the encroachment, please attach the description as a separate document. Additionally, provide a site plan in 11" X 17" PDF with the location and dimensions of the encroachment, property lines, structures, curb/flowline, sidewalk, poles, bus stops, etc. Please reference the [Rules and Regulations for Encroachments in the Public Right of Way](#) for additional application requirements.

**EXPLANATION:**

Please explain why the public right-of-way is needed for this private improvement:

**INDEMNITY AND INSURANCE:**

By submitting this permit application, the permit holder agrees as a condition for the permit requested to either:  
(a) Post with the Executive Director of Public Works, a bond in a penal sum not to exceed \$50,000 with sureties approved by the Executive Director; or  
(b) Obtain and keep current a policy of public liability insurance in the name of the permittee, with the CCD as a named insured, with the minimum limits of coverage of \$50,000/\$100,000 for bodily injury and \$5,000 for property damage, covering the location of the Encroachment on the public property for which the permit is issued.

I understand and agree:



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## Tier III Elevated Concrete Patio at 3500 Chestnut Pl

03/23/2020

**Master ID:** 2018-PROJMSTR-0000378      **Project Type:** Tier III Encroachment Resolution  
**Review ID:** 2019-ENCROACHMENT-0000321      **Review Phase:**  
**Location:** 3500 Chestnut Pl      **Review End Date:** 12/26/2019

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: Luke Korpi  
Reviewers Email: [Luke.Korpi@denvergov.org](mailto:Luke.Korpi@denvergov.org)

Status Date: 02/10/2020  
Status: Approved  
Comments: PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: DS Transportation  
Reviewers Name: Luke Korpi  
Reviewers Phone: 720.865.3029  
Reviewers Email: [luke.korpi@denvergov.org](mailto:luke.korpi@denvergov.org)  
Approval Status: Approved

Comments:

Status Date: 12/24/2019  
Status: Denied  
Comments: 1. The elevated patio is approvable in concept, but the application is denied, subject to additional information. Provide additional information (such as an excerpt from the Transportation Engineering Plan, or add dimensions to the provided site plan detail) that show the context of the encroachment and its impact within the right-of-way, specifically, that a five foot wide public sidewalk is provided adjacent to the patio.  
2. Ensure that the Transportation Engineering Plan is revised to incorporate all city comments to the encroachment permit application, and that the final TEP drawings and final encroachment permit exhibits are consistent in all respects.

Reviewing Agency: DS Project Coordinator Review

Review Status: Approved - No Response

Reviewers Name: Leah Dawson  
Reviewers Email: [Leah.Dawson@denvergov.org](mailto:Leah.Dawson@denvergov.org)

Status Date: 12/27/2019  
Status: Approved - No Response  
Comments:

Reviewing Agency: Survey Review

Review Status: Approved

Reviewers Name: Robert Castaneda  
Reviewers Email: [Robert.Castaneda@denvergov.org](mailto:Robert.Castaneda@denvergov.org)

Status Date: 03/23/2020  
Status: Approved  
Comments: From: [webmaster@denvergov.org](mailto:webmaster@denvergov.org) <[webmaster@denvergov.org](mailto:webmaster@denvergov.org)>  
Sent: Friday, March 20, 2020 1:58 PM  
To: Castaneda, Scott S. - DOTI Staff Land Surveyor <[Robert.Castaneda@denvergov.org](mailto:Robert.Castaneda@denvergov.org)>; DOTI Engineering

# Comment Report

## Tier III Elevated Concrete Patio at 3500 Chestnut Pl

03/23/2020

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Regulatory <DOTL.ER@denvergov.org>  
Subject: Electronic Review: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl

PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: DOTI ROWS Survey  
Reviewers Name: ROBERT S CASTANEDA  
Reviewers Phone: 7209135421  
Reviewers Email: robert.castaneda@denvergov.org  
Approval Status: Approved

Comments:  
Revisions have been made satisfactorily and Word doc of legal description submitted.

Status Date: 12/23/2019  
Status: Denied  
Comments: Project Name: 2019-ENCROACHMENT-0000321  
Project Description: Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewed By: Scott Castaneda Robert.castaneda@denvergov.org  
Date: 12.23.19

2019-ENCROACHMENT-0000321 1st Submittal Survey Comments  
1. The application is Denied. Per Tier III encroachment requirements, an Exhibit with land description is required.  
Please see for reference:  
<http://www.denvergov.org/rightofwayservices/RightofWayServices/Survey/GuidelinesforLandDescriptions/tabid/442347/Default.aspx>

Reviewing Agency: DES Wastewater Review      Review Status: Approved

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

Status Date: 12/11/2019  
Status: Approved

Comments:

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

Status Date: 12/27/2019  
Status: Approved - No Response

Comments:

Reviewing Agency: ERA Transportation Review      Review Status: Approved

Reviewers Name: Christina Baca  
Reviewers Email: Christina.Baca@denvergov.org

Status Date: 01/31/2020  
Status: Approved

Comments: PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: City and County of Denver  
Reviewers Name: Christina Baca  
Reviewers Phone: 7209130806

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**Location:** 3500 Chestnut Pl      **Review End Date:** 12/26/2019

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Reviewers Email: christina.baca@denvergov.org  
Approval Status: Approved

Comments:  
Applicant has satisfactorily addressed comments.

Attachment: 2020.0116 - 3500 Chestnut - AS101.pdf

REDLINES are uploaded to the e-review webpage. 1.31.20

Status Date: 12/27/2019  
Status: Denied  
Comments: PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: City and County of Denver  
Reviewers Name: Christina Baca  
Reviewers Phone: 7209130806  
Reviewers Email: christina.baca@denvergov.org  
Approval Status: Denied

Comments:  
It appears there is a conflict with another proposed encroachment. Please refer to 2019-Encroachment-0000320 for silva cells. Verify clearance. Include location and dimensions in this plan as well for reference.

Status Date: 12/26/2019  
Status: Denied  
Comments: 1. On ROW Patio Plan:  
a. Detail 2: expand to include adjacent streetscape. Dimension sidewalk, from property line to flow line, from encroachment to flow line, from encroachment to other obstructions, from bottom of stair to edge of footing.  
b. Detail 4: expand to include limits of footing.  
c. Dimension "frost depth"  
d. Detail 6: distinguish the foundation limits better (difficult to see the gray dashed line within the gray hatching) and add dimensions throughout.  
2. Note that plan for final approval requires PE stamp.

Reviewing Agency: ERA Wastewater Review      Review Status: Approved

Reviewers Name: Steven Forvilly  
Reviewers Email: Steven.Forvilly@denvergov.org

Status Date: 12/26/2019  
Status: Approved  
Comments:

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

Status Date: 12/27/2019  
Status: Approved - No Response  
Comments:

Reviewing Agency: Xcel Referral      Review Status: Approved

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**Status Date:** 12/27/2019  
**Status:** Approved  
**Comments:** PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: Public Service Company of Colorado dba Xcel Energy  
Reviewers Name: Donna George  
Reviewers Phone: 303-571-3306  
Reviewers Email: donna.l.george@xcelenergy.com  
Approval Status: Approved

**Comments:**

**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

**Reviewing Agency:** RTD Referral      **Review Status:** Approved - No Response

**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

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

**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

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

**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

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

**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

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

**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

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

**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

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Reviewing Agency: Building Department Review      Review Status: Approved

Reviewers Name: Eric Browning  
Reviewers Email: Eric.Browning@denvergov.org

Status Date: 12/24/2019  
Status: Approved  
Comments: The raised patio and exterior stairway are a portion of the project - 2019-Log-0005320 - currently under review by the Denver building department.

Reviewing Agency: Division of Real Estate Referral      Review Status: Approved

Status Date: 12/10/2019  
Status: Approved  
Comments:

Reviewing Agency: Denver Fire Department Review      Review Status: Approved - No Response

Reviewers Name: Richard Tenorio  
Reviewers Email:  
  
Status Date: 12/13/2019  
Status: Approved - No Response  
Comments:

Reviewing Agency: Denver Water Referral      Review Status: Approved

Status Date: 12/27/2019  
Status: Approved  
Comments: PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: Denver Water  
Reviewers Name: Kela Naso  
Reviewers Phone: 303-628-6302  
Reviewers Email: kela.naso@denverwater.org  
Approval Status: Approved

Comments:  
  
Status Date: 12/27/2019  
Status: Approved - No Response  
Comments:

Reviewing Agency: Parks and Recreation Review      Review Status: Approved

Reviewers Name: Emily McKee  
Reviewers Email: Emily.McKee@denvergov.org  
  
Status Date: 12/27/2019  
Status: Approved  
Comments: PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: Parks Planning Design and Construction

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Reviewers Name: Emily McKee  
Reviewers Phone: 7209135862  
Reviewers Email: emily.mckee@denvergov.org  
Approval Status: Approved

Comments:

Status Date: 12/27/2019  
Status: Approved - No Response  
Comments:

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

Status Date: 12/27/2019  
Status: Approved - No Response  
Comments:

Reviewing Agency: Denver Office of Disability Rights Referral      Review Status: Approved - No Response

Status Date: 12/27/2019  
Status: Approved - No Response  
Comments:

Reviewing Agency: Construction Engineering Review      Review Status: Approved

Reviewers Name: Joe Saejiw  
Reviewers Email:

Status Date: 01/23/2020  
Status: Approved  
Comments: PWPRS Project Number: 2019-ENCROACHMENT-0000321 - Tier III Elevated Concrete Patio 3500 Chestnut Pl  
Reviewing Agency/Company: DOTI - ROW Services  
Reviewers Name: Porames Joe Saejiw  
Reviewers Phone: 3034463486  
Reviewers Email: joe.saejiw@denvergov.org  
Approval Status: Approved

Comments:

Status Date: 12/20/2019  
Status: Denied  
Comments: 1. Prior to the solicitation of bids or proposals from general contractors, the developer of this project is strongly encouraged to schedule an office meeting with the Right-of-Way Services Construction Inspections team (303)446-3469 to discuss the project's impact to city traffic, streets, roads, alleys and sidewalks, and the associated ROW permit fees that will need to be paid by the selected general contractor.

2. What is the width of sidewalk adjacent to the raised patio?

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



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**Reviewers Name:** Brittany Price  
**Reviewers Email:** Brittany.Price@denvergov.org  
**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

**Reviewing Agency:** City Forester Review      **Review Status:** Approved

**Reviewers Name:** Nick Evers  
**Reviewers Email:** Nick.Evers@denvergov.org  
**Status Date:** 12/26/2019  
**Status:** Approved  
**Comments:** Approved. Previously reviewed as part of 2018PM0000378.

**Reviewing Agency:** Landmark Review      **Review Status:** Approved - No Response

**Reviewers Name:**  
**Reviewers Email:**  
**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**

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

**Reviewers Name:** Devin Price  
**Reviewers Email:** Devin.Price@denvergov.org  
**Status Date:** 12/27/2019  
**Status:** Approved - No Response  
**Comments:**