

SPONSORED BY: MAYOR DOWNING

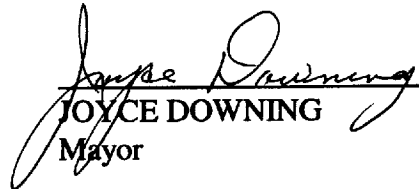
COUNCILMAN'S RESOLUTION

NO. CB-1731  
Series of 2010


BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

A PUBLIC HEARING WILL BE HELD ON CB-1731, SERIES OF 2010, ENTITLED "A BILL FOR AN ORDINANCE AMENDING THE NORTHGLENN MUNICIPAL CODE TO REFLECT THE UPDATED CITY OF NORTHGLENN PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS " ON DECEMBER 9, 2010 AT 7:00 P.M., CITY HALL COUNCIL CHAMBERS, 11701 COMMUNITY CENTER DRIVE, NORTHGLENN.

DATED this 11th day of November, 2010.

  
\_\_\_\_\_  
JOYCE DOWNING  
Mayor

ATTEST:



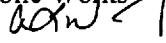
  
\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

AFFIDAVIT OF POSTING:

I, \_\_\_\_\_, certify that CB-1731 was posted at the authorized posting places in the City of Northglenn this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
Deputy City Clerk

**PUBLIC WORKS DEPARTMENT**  
**MEMORANDUM # 2010 - 68**

**DATE:** December 9, 2010  
**TO:** Honorable Mayor Joyce Downing and City Council Members  
**FROM:** William A. Simmons, City Manager   
David H. Willett, Director of Public Works   
Amy L. Ward, Utility Engineer   
**SUBJECT:** CB-1731 Ordinance to Change Reference in Municipal Code

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**BACKGROUND**

The City of Northglenn staff is requesting the approval of changes to the City's Municipal Code to adopt the "**Public Right-of-Way Standards and Specifications.**" Previously, the City had three (3) standards for work performed within the Right-of-Way (ROW): 1) Water & Sewer Utility Standards & Specifications, 2) Street & Drainage Standards and Specifications, and 3) Construction and Excavation Standards Supplement for Work in Public Rights-of-Way. These documents were last revised between 1987 and 1998 and many areas of the content are obsolete. Last year staff began the process of revising the existing standards and specifications into one cohesive document with current construction techniques, equipment, and requirements. The revised document will be referenced in the City's Municipal Code and provide more specific guidance to protect the public health, safety, and welfare.

The revised standards and specifications are contemporary and are not expected to increase the cost of doing business. Contractors in the current construction market bid and perform work using similar standards and specifications. Key areas of focus when performing work within City ROW are safety, quality, process, and warranty.

On November 11, 2010, City Council approved a Resolution to repeal the "Water & Sewer Utility Standards & Specifications", "Street & Drainage Standards and Specifications" and "Construction and Excavation Standards Supplement for Work in the Public Rights-of-Way" documents and to adopt the new "**Public Right-of-Way Standards and Specifications.**" Also at the November 11<sup>th</sup> meeting, City Council approved the first reading of CB-1731 an Ordinance to Change Reference in the Municipal Code.

**RECOMMENDATIONS**

Attached to this memorandum is an Ordinance that, if approved, will repeal and reenact attached Articles 10-4, 16-2, 16-8, 16-14, 16-17, and 16-19 of the Northglenn Municipal Code regarding the Public Right-of-Way Standards and Specifications.

**STAFF REFERENCE**

David Willett, P.E., Director of Public Works  
Amy Ward, P.E., Utility Engineer

[dwillett@northglenn.org](mailto:dwillett@northglenn.org) or 303.450.8783  
[award@northglenn.org](mailto:award@northglenn.org) or 303.450.8837

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S BILL

ORDINANCE NO.

No. CB-1731  
Series of 2010

\_\_\_\_\_  
Series of 2010

A BILL FOR AN ORDINANCE AMENDING THE NORTHGLENN MUNICIPAL CODE TO REFLECT THE UPDATED CITY OF NORTHGLENN PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. Section 10-4-5, subsection (11), of the Northglenn Municipal Code is amended to read as follows:

(11) Section 605.3 is hereby amended to read as follows:

Reference Section 7 of the City of Northglenn ~~Utility~~ PUBLIC RIGHT OF WAY Standards and Specifications for allowable materials for water service pipe.

Section 2. Section 16-2-2, of the Northglenn Municipal Code is amended to read as follows:

Section 16-2-2. Definitions.

For purposes of this Article, the following words shall have the following meanings:

(a) "**Access structure**" means any structure providing access to facilities in the public right-of-way.

(b) "**Approved alignment**" means the designed horizontal and vertical alignment of facilities to be installed in the public right-of-way which is approved by the City at the time the permit is issued, plus any alignment variance tolerances set forth in the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS, plus any alignment variances approved by the City in accordance with the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS.

(c) "**City**" means the City of Northglenn, Colorado.

(d) "**City Engineer**" means and includes the City Engineer of the City of Northglenn,

~~an officer within the Department of Community Services Public Works appointed by the City Manager as City Engineer, or as Assistant City Engineer, and any employee of the Department of Community Services Public Works to whom the authority provided by this article shall be delegated by the Director of Community Services Public Works.~~ AN EMPLOYEE WITHIN THE CITY OF NORTHGLENN APPOINTED BY THE CITY MANAGER AS CITY ENGINEER, OR AS ASSISTANT CITY ENGINEER, AND ANY EMPLOYEE OF THE CITY OF NORTHGLENN TO WHOM THE AUTHORITY PROVIDED BY THIS ARTICLE SHALL BE DELEGATED BY THE CITY MANAGER. ANY OF THE ABOVE MUST BE A CERTIFIED PROFESSIONAL ENGINEER IN THE STATE OF COLORADO.

(e) ~~"City of Northglenn Construction and Excavation Standards Supplement~~ **PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS**" means the document entitled City of Northglenn ~~Construction and Excavation Standards Supplement~~ **PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS**, as adopted by resolution of the City Council and amended from time to time.

~~(f) "Construction Public Right of Way Standards and Specifications" means the document entitled the City of Northglenn Construction Public Right of Way Standards and Specifications, as adopted by resolution of the City Council and amended from time to time.~~

(f)(g) **"Contractor"** means a person, partnership, corporation, or other legal entity which undertakes to construct, install, alter, move, remove, trim, demolish, repair, replace, excavate, landscape, or add to any improvements or facilities in the public right-of-way, or that requires work, workers, and/or equipment and/or materials to be in the public right-of-way in the process of performing the above named activities.

~~(h)~~ (g) **"Developer"** means the person, partnership, corporation, or other legal entity improving a parcel of land within the City and being legally responsible to the City for the construction of infrastructure within a subdivision or as a condition of a building permit.

~~(i)~~ (h) **"Emergency"** means any event which may threaten public health or safety, or that results in an interruption in the provision of service, including, but not limited to, damaged or leaking water or gas conduit systems, damaged, plugged, or leaking sewer or storm drain conduit systems, damaged electrical and communications facilities.

~~(j)~~ (i) **"Excavate" or "excavation"** means to dig into or in any way remove or penetrate any part of a public right-of-way, including trenchless excavation such as potholing, boring, tunneling and jacking.

~~(k)~~ (j) **"Facilities"** means any pipe, conduit, wire, cable, amplifier, transformer, fiber optic cable, antenna, pole, street light, duct, fixture, appurtenance or other like equipment used in connection with transmitting, receiving, distributing, offering, and providing utility and other services, whether above or below ground.

(k) "**Fee schedule**" means the document entitled the City of Northglenn Fee Schedule, as adopted by resolution of the City Council and amended from time to time.

(l) "**Infrastructure**" means any public facility, system, or improvement including water and sewer mains and appurtenances, storm drains and structures, streets, alleys, traffic signal poles and appurtenances, conduits, signs, landscape improvements, parks, bike paths, trails, sidewalks, and public safety equipment.

(m) "**Landscaping**" means grass, ground cover, shrubs, vines, hedges, trees and non-living natural materials commonly used in landscape development, as well as attendant irrigation systems.

(n) "**Major installation**" means work in the public right-of-way involving an excavation exceeding five hundred feet in length.

(o) "**Permit**" means an authorization for use of the public rights-of-way granted pursuant to this Article.

(p) "**Permittee**" means the holder of a valid permit issued pursuant to this Article.

(q) "**Public right-of-way**" means any public street, way, place, alley, sidewalk, trail, path, easement, park, square, median, parkway, boulevard or plaza that is dedicated to public use.

(r) "**Restricted rights-of-way**" means any portion of the public right-of-way on the streets listed in the ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS that is dedicated to public use.

(s) "**Routine maintenance**" means maintenance of facilities or landscaping in the public right-of-way which does not involve excavation, installation of new facilities, lane closures, sidewalk closures or damage to any portion of the public right-of-way.

(t) "**Sub-Contractor**" means a person, partnership, corporation, or other legal entity which undertakes to construct, install, alter, move, remove, trim, demolish, repair, replace, excavate, landscape, or add to any improvements or facilities in the public right-of-way, or that requires work, workers, and/or equipment and materials to be in the public right-of-way in the process of performing the above named activities on behalf of the contractor.

(u) "**Work**" means any labor performed within a public right-of-way and/or any use or storage of equipment or materials within a public right-of-way, including but not limited to: placement or installation of traffic control devices; excavation; construction of streets, fixtures, improvements, sidewalks, driveway openings, bus shelters, bus loading pads, street lights, and

traffic signal devices; construction, maintenance, and repair of all underground facilities such as pipes, conduit, ducts, tunnels, manholes, vaults, cable, wire, or any other similar structure; maintenance of facilities; and installation of overhead poles used for any purpose. Notwithstanding the foregoing, "work" shall not include routine maintenance.

Section 3. Section 16-2-6, of the Northglenn Municipal Code is amended to read as follows:

**Section 16-2-6. Permit Application.**

(a) An applicant for a public right-of-way permit shall file a written application on a form furnished by the City which includes the following information:

- (1) The date of application;
- (2) The name, address and telephone number of the applicant and any contractor or subcontractor which will perform any of the work;
- (3) Construction plans showing the work site, the public right-of-way boundaries, all infrastructure in the area, and all landscaping in the area;
- (4) The purpose of the proposed work;
- (5) A traffic and pedestrian control plan in accordance with the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS;
- (6) The dates for beginning and ending the proposed work and proposed hours of work, and the number of actual work days required to complete the project. Right-of-way permits shall be valid for a maximum of ninety days from date of issuance and shall be allowed one extension of ninety days;
- (7) A copy of each contractor's license required by the ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS;
- (8) Certificate of insurance as required by Section 16-2-10;
- (9) Performance, Payment, Maintenance and Warranty Bond as required by Section 16-2-12 (a);
- (10) Concrete, asphalt, and controlled low strength material (CLSM) mix designs;

(11) If applicable, material submittals in accordance with the City of Northglenn Standards and Specifications;

(12) If applicable, State of Colorado Stormwater Discharge permit;

(13) If applicable, a Land Disturbance permit as required by Chapter 16 Article 17 of the Municipal code;

(14) If applicable, a City construction water meter application;

(15) The applicable permit fees as set by the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS and Fee Schedule.

(b) For any work in the public right-of-way which includes excavation, in addition to the information required by subsection (a) of this section, the application shall include the following information:

(1) An itemization of the total cost of construction, including labor and materials but excluding the cost of any privately owned facilities being installed which will not be dedicated to the City;

(2) Copies of all permits and licenses (including required insurance, deposits, bonds, and warranties) required to do the proposed work, whether required by federal or state law or City resolution, ordinance or regulation.

(c) An applicant for a public right-of-way permit for a major installation shall, in addition to the information required by subsections (a) and (b) of this section, submit the following information:

(1) Field-verified locates of all existing facilities required to be located by the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS, which locates shall be compiled and submitted according to the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS and Section 16-2-17; and

(2) Engineering construction drawings or site plans for the proposed work in a format acceptable to the City and signed by a professional engineer licensed in the State of Colorado, except that an applicant expressly exempt from the signature requirement pursuant to C.R.S. § 12-25-103, as amended, need not include the signature of a licensed professional engineer.

(d) An applicant shall update a permit application within ten calendar days after any material change occurs.

(e) Applicants may apply jointly for permits to work in public rights-of-way at the same time and place. Applicants who apply jointly for permits may share in the payment of the permit fees. Applicants must agree among themselves as to the portion each shall pay, and if no agreement is reached, payment in full shall be required of all applicants.

(f) The applicant for a public right-of-way permit shall be the contractor performing the work.

(g) By signing an application, the applicant is certifying to the City that the applicant is in compliance with all other permits issued by the City, that the applicant will not allow any other applicants to work under the permit, and that the applicant is not delinquent in any payment due to the City for prior work. This certification shall not apply to outstanding claims which are honestly and reasonably disputed by the applicant, if the applicant and the City are negotiating in good faith to resolve the dispute.

Section 4. Section 16-2-7, of the Northglenn Municipal Code is amended to read as follows:

Section 16-2-7. Blanket Maintenance Permits.

(a) A public right-of-way permit shall not be required for routine maintenance in the public right-of-way, as the term "routine maintenance" is defined in Section 16-2-2. However, other maintenance operations within the public right-of-way which involve traffic lane closures or sidewalk closures shall require a public right-of-way permit. To expedite the process for ongoing maintenance operations, owners of facilities within the public right-of-way for which the City has a valid franchise agreement may, at their sole option and in the alternative to obtaining individual public right-of-way permits, obtain a blanket maintenance permit pursuant to this section.

(b) A blanket maintenance permit shall be valid from the date of issuance of the permit through December 31st of the same year. Under no circumstances shall a blanket maintenance permit be valid for more than one year.

(c) A blanket maintenance permit shall not, under any circumstances, authorize any pavement disturbance, excavation or installation of new facilities. Notwithstanding the foregoing, existing facilities may be removed and replaced with new facilities if no excavation or pavement disturbance is required.

(d) Any person seeking a blanket maintenance permit shall file an application on a form provided by the City which includes the following information:



- (1) The date of application;
- (2) The name, address and telephone number of the applicant;
- (3) A general description of the maintenance operations;
- (4) Any location of maintenance operations known at the time of application;
- (5) Traffic and pedestrian control plan(s) as required by this section and the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS;
- (6) If applicable, documentation of the approval required by Section 16-2-18(c); and
- (7) The applicable permit fee as set by the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS.

(e) Blanket maintenance permits shall be subject to applicable provisions of the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS, and the City of Northglenn ~~Construction and Excavation Standards Supplement~~.

(f) A blanket maintenance permit shall not require a performance bond, letter of credit or warranty. Work performed pursuant to a blanket maintenance permit shall not be subject to the specific inspections set forth in Section 16-2-14, but may be subject to random inspection by the City to ensure compliance with the terms of the blanket maintenance permit and applicable provisions of the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS.

(g) Blanket maintenance permits shall be valid for the applicant only. Blanket maintenance permits shall not be transferable to contractors or sub-contractors of the applicant.

Section 5. Section 16-2-8, subsection (b) of the Northglenn Municipal Code is amended to read as follows:

Section 16-2-8. City Review and Approval.

(b) Once an application is deemed complete by the City, the City shall review the application to determine whether the application complies with this Article, AND the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY

STANDARDS AND SPECIFICATIONS, ~~and the City of Northglenn Construction Standards and Specifications~~. The time for such review shall be as follows:

Section 6. Section 16-2-9, of the Northglenn Municipal Code is amended to read as follows:

Section 16-2-9. Permit Fees.

Before a public right-of-way permit is issued, the applicant shall pay to the City a permit fee, which shall be determined in accordance with the fee schedule and the fees contained in the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS. Permit fees shall be reasonably related to the costs of managing the public rights-of-way. These costs include, but are not limited to, the costs of issuing rights-of-way permits, verifying rights-of-way occupation, mapping rights-of-way occupation, inspecting work, administering this Article, and, if applicable, costs relating to restoration of the public right-of-way to remedy degradation of that public right-of-way caused by the permittee.

Section 7. Section 16-2-13, subsection (a) of the Northglenn Municipal Code is amended to read as follows:

(a) A permittee, by acceptance of the permit, expressly warrants and guarantees complete performance of the work in a manner acceptable to the City and in accordance with this Article, the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS ~~and the City of Northglenn Construction Standards and Specifications~~, and warrants and guarantees all work done for a period of two years after the date of probationary written acceptance.

Section 8. Section 16-2-14, subsection (a)(4) of the Northglenn Municipal Code is amended to read as follows:

(4) Completed Work Inspection. The permittee shall notify the City immediately after completion of work. The City shall inspect the work within twenty-one days of the permittee's notification. Probationary acceptance shall be made if all work complies with this Article, the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS, ~~the City of Northglenn Construction Standards and Specifications~~, and any other applicable City regulation, ordinance or resolution. Written notice of probationary acceptance shall be mailed by first-class mail, postage prepaid, to the permittee's address as listed on the permit application;

Section 9. Section 16-2-17, subsection (b) of the Northglenn Municipal Code is amended to read as follows:

(b) A permittee shall obtain a public right-of-way permit to locate other existing facilities as provided in the City of Northglenn ~~Construction and Excavation Standards~~

~~Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS. The location of such facilities shall be field-verified in a manner approved by the City.

Section 10. Section 16-2-21, of the Northglenn Municipal Code is amended to read as follows:

Section 16-2-21. City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS.

(a) Each permittee shall comply with the City of Northglenn ~~Construction~~ PUBLIC RIGHT OF WAY Standards and Specifications, ~~and the City of Northglenn Construction and Excavation Standards Supplement~~ for all work in the public right-of-way, including the location of the work and facilities within the public right-of-way.

(b) Except as otherwise provided in this Article, the permittee shall be fully responsible for the cost and actual performance of all of its work in the public rights-of-way.

(c) All restoration shall result in a work site condition equal to or better than that which existed prior to the work and in compliance with the provisions of the ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS.

Section 11. Section 16-2-22, subsection (b) of the Northglenn Municipal Code is amended to read as follows:

(b) Those public rights-of-way in and around the streets listed in the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS as "restricted rights-of-way" shall be subject to this section.

Section 12. Section 16-2-28, subsection (a)(1) of the Northglenn Municipal Code is amended to read as follows:

(a) A public right-of-way permit may be revoked or suspended by the City for any of the following:

(1) Violation of any condition of the permit or any provision of this Article or the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS ~~or the City Standards and Specifications;~~

Section 13. Section 16-8-2 of the Northglenn Municipal Code is amended to read as follows:

Section 16-8-2. Adoption of Specifications. Pursuant to Section 4.13 of the Charter of the City of Northglenn, Colorado, there is hereby adopted by reference as a primary code of the

City of Northglenn, Colorado, the ~~Street and Drainage~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS of the City of Northglenn, Colorado. Three copies of such Code are available for inspection at the Office of the City Clerk of the City of Northglenn, Colorado, during regular business hours.

Section 14. Section 16-14-7 of the Northglenn Municipal Code is amended to read as follows:

Section 16-14-7. Additional Fee for Labor and Materials.

(a) Minimum inside diameter sizing for water taps shall be computed, and labor, materials, or other expenses shall be paid to the City according to the following table:

<u>Water Tap Sizes</u>	<u>Labor, Materials or other Expenses</u>
3/4"	\$ 250.00
1"	300.00
1-1/2"	400.00
2"	800.00
3"	1,000.00
4"	1,200.00
6"	1,800.00

Water taps shall be made by the City of Northglenn Utilities Division personnel or their duly authorized representative, as per Section 5.16, City of Northglenn ~~Utility~~ PUBLIC RIGHT OF WAY Standards and Specifications.

For water tap connections larger than six inches, labor, materials, or other expenses shall be determined by the Director based on the expense to the City incident to connection.

(b) Minimum inside diameter sizing for sanitary sewer taps shall be computed, and labor, materials, or other expenses shall be paid to the City at a cost of \$150.00 per four-inch tap.

Sanitary sewer taps shall be made by the City of Northglenn Utilities Division personnel or their duly authorized representative, as per Section 10.13, City of Northglenn ~~Utility~~ PUBLIC RIGHT OF WAY Standards and Specifications.

For sanitary sewer tap connections larger than four inches, labor, materials, or other expenses shall be determined by the Director based on the expense to the City incident to connection.

Section 15. Section 16-17-2, subsection (f) of the Northglenn Municipal Code is amended to read as follows:

(f) **"City of Northglenn ~~Construction and Excavation Standards Supplement PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS~~"** -- Means the document entitled City of Northglenn ~~Construction and Excavation Standards Supplement PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS~~, as adopted by resolution of the City Council and amended from time to time.

Section 16. Section 16-17-2 of the Northglenn Municipal Code is amended by the deletion of definitions (bb) and (ee), and the definitions of Section 16-7-2 are renumbered accordingly.

Section 17. Section 16-7-6 of the Northglenn Municipal Code is amended to read as follows:

Section 16-17-6. Adoption by Reference of Erosion and Sediment Control. There is hereby adopted by reference, as a part of this Ordinance, as if fully set forth herein, that certain code consisting of the published criteria of The Urban Drainage and Flood Control District (UDFCD), known as "Erosion and Sediment Control for Construction Activities", originally published in September, 1992, and any subsequent updates as part of the Urban Storm Drainage Criteria Manual, Volumes 1 through 3, which shall be known and referred to in this Ordinance by that name. Any updates shall be effective as of the date said update is published by UDFCD.

In addition to the provisions published by UDFCD, all construction activities shall comply with the following:

(a) The published criteria of the City of Northglenn, known as "City of Northglenn ~~Construction and Excavation Standards Supplement PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS~~", originally adopted ~~August 16, 2004~~ \_\_\_\_\_, 2010, and any subsequent updates as adopted by the City Council by Resolution;

~~(b) The published criteria of the City of Northglenn, known as "Street and Drainage Standards and Specifications", originally adopted April 7, 1983, and any subsequent updates as adopted by the City Council by Resolution; and~~

~~(c) The published criteria of the City of Northglenn, known as "Water and Sewer Standards", originally adopted April 14, 1988, and any subsequent updates as adopted by the City Council by Resolution.~~

The Inspector and the City Engineer shall be guided by and shall apply the criteria contained in the above referenced provisions in the Administration of this Ordinance.

Section 18. Section 16-17-7, subsection (d) of the Northglenn Municipal Code is amended to read as follows:

(d) **Fees.** Before a Land Disturbance Permit is issued, the applicant shall pay to the City a permit fee, which shall be determined in accordance with the fee schedule and the fees contained in the City of Northglenn ~~Construction and Excavation Standards Supplement~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS (reference §16-2). Permit fees shall be reasonably related to the costs of managing the Land Disturbance Permits. These costs include, but are not limited to, the costs of issuing Land Disturbance Permits, verifying erosion and sediment control measures, inspecting work, administering this Article, and, if applicable, costs relating to such work as is necessary to eliminate any danger to persons or property and to leave the site in a safe condition, and completion of all necessary temporary or permanent soil erosion control measures.

Section 19. Article 19 of Chapter 16 is renamed to read as follows: **ARTICLE 19. ~~WATER AND SEWER UTILITY~~ PUBLIC RIGHT OF WAY STANDARDS AND SPECIFICATIONS.**

Section 20. Section 16-19-1 of the Northglenn Municipal Code is amended to read as follows:

Section 16-19-1. Title. This ordinance shall be known and cited as the Northglenn ~~Water and Sewer Utility~~ PUBLIC RIGHT OF WAY Standards and Specifications.

Section 21. Section 16-19-2 of the Northglenn Municipal Code is amended to read as follows:

Section 16-19-2. Adoption of Specifications. Pursuant to Section 4.13 of the Charter of the City of Northglenn, Colorado, there is hereby adopted by reference as a primary code of the City of Northglenn, Colorado, the ~~Water and Sewer Utility~~ PUBLIC RIGHT OF WAY Standards and Specifications of the City of Northglenn, Colorado. Three copies of such Code are available for inspection at the Office of the City Clerk of the City of Northglenn, Colorado, during regular business hours. The Director of ~~Natural Resources~~ PUBLIC WORKS is authorized to promulgate amendments to Sections 3 through 13 of the Northglenn ~~Water and Sewer Utility~~ PUBLIC RIGHT OF WAY Standards and Specifications.

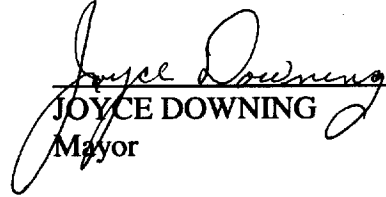
Section 22. Section 16-19-6 of the Northglenn Municipal Code is amended to read as follows:

Section 16-19-6. Sale of Copies. The City Clerk shall delegate the responsibility to maintain a reasonable supply of copies of the primary code adopted by this ordinance, available for purchase by the public at a moderate price, to the Director of the Department of ~~Natural Resources~~ PUBLIC WORKS of the City of Northglenn, Colorado.

Section 23. Section 16-19-7 of the Northglenn Municipal Code is amended to read as follows:

Section 16-19-7. Exemption. The provisions of the primary code adopted by this ordinance shall not apply to the installation and construction of water and sewer facilities by the City of Northglenn, Colorado, provided, however, that the Director of ~~Natural Resources~~ PUBLIC WORKS may make the provisions of such primary code applicable to specific City projects at his discretion.

INTRODUCED, READ AND ORDERED POSTED this 11<sup>th</sup> day of November 2010.

  
\_\_\_\_\_  
JOYCE DOWNING  
Mayor

ATTEST:

  
\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

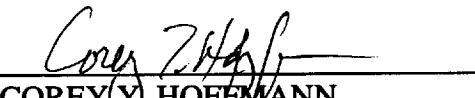
PASSED ON SECOND AND FINAL READING this \_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
JOYCE DOWNING  
Mayor

ATTEST:

\_\_\_\_\_  
JOHANNA SMALL, CMC  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
COREY Y. HOFMANN  
City Attorney