

FIRST READING October 2, 2012

SECOND READING October 16, 2012

ORDINANCE #5707

AN ORDINANCE AMENDING THE LOVELAND MUNICIPAL CODE AT SECTIONS 13.18.100, 16.24.014, AND 16.24.015 CONCERNING THE CITY OF LOVELAND STORM DRAINAGE CRITERIA AND THE CITY OF LOVELAND STORM DRAINAGE STANDARDS

WHEREAS, the City of Loveland's Stormwater Utility utilizes two manuals for design and construction of stormwater improvements within the City of Loveland: the City of Loveland Storm Drainage Criteria, and the City of Loveland Storm Drainage Standards; and

WHEREAS, only the City of Loveland Storm Drainage Criteria was expressly referenced in the Loveland Municipal Code; and

WHEREAS, the City Council desires to amend Sections 13.18.100, 16.24.014, and 16.24.015 to reference both the City of Loveland Storm Drainage Criteria and the City of Loveland Storm Drainage Standards, and to eliminate unnecessary duplication between Titles 13 and 16 of the Loveland Municipal Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That Section 13.18.100 of the Loveland Municipal Code is hereby amended to read as follows:

13.18.100 Storm Drainage Criteria and Storm Drainage Standards.

All stormwater facilities that are to become part of or be connected with the city's stormwater utility shall be designed, constructed, and connected in accordance with the "City of Loveland Storm Drainage Criteria" and the "City of Loveland Storm Drainage Standards," adopted in Section 16.24.014.

Section 2. That Section 16.24.014 of the Loveland Municipal Code is hereby amended to read as follows:

16.24.014 Storm Drainage Criteria and Storm Drainage Standards – Adopted.

- A. The "City of Loveland Storm Drainage Criteria," consisting of (1) the Denver, Colorado Urban Drainage & Flood Control District's "Urban Storm Drainage Criteria Manual," Volume 1 (June 2001), Volume 2 (June 2001), and Volume 3, Best Management Practices (September 1999), and (2) the City of Loveland "Addendum to the Urban Storm Drainage Criteria Manuals Volumes 1, 2, and 3 (September 1, 2002)," is hereby adopted by reference. All stormwater facilities, whether public or private, shall be

- designed in accordance with such criteria. At least one copy of the “City of Loveland Storm Drainage Criteria” which has been certified by the mayor and city clerk, shall be on file in the office of the city clerk and may be inspected during regular business hours. At least one copy of any codes adopted by reference within the “City of Loveland Storm Drainage Criteria,” which codes have been certified by the mayor and city clerk, shall be on file in the office of the city clerk and may be inspected during regular business hours.
- B. The “City of Loveland Storm Drainage Standards” is hereby adopted by reference. All stormwater facilities, whether public or private, shall be constructed in accordance with such standards. At least one copy of the “City of Loveland Storm Drainage Standards,” which has been certified by the mayor and the city clerk, shall be on file in the office of the city clerk and may be inspected during regular business hours. At least one copy of any codes adopted by reference within the “City of Loveland Storm Drainage Standards,” which codes have been certified by the mayor and city clerk, shall be on file in the office of the city clerk and may be inspected during regular business hours.
- C. Any and all amendments to the “City of Loveland Storm Drainage Criteria” or the “City of Loveland Storm Drainage Standards,” including amendments which adopt codes by reference, shall be made in accordance with the following process:
1. Policy amendments shall be adopted by city council by resolution. Policy amendments shall include major changes, changes in law, changes that cause significant increased cost or controversy, and changes that relate to the public use and convenience.
 2. Technical amendments may be approved by the public works department director, provided that the amendments: (i) are consistent with all existing policies relevant to the amendment; (ii) do not result in any significant additional cost to persons affected by the amendment; and (iii) are consistent with existing law. Technical amendments shall consist solely of such minor additions, revisions, and corrections as necessary, in the judgment of the public works department director, to be necessary to better conform to good engineering or construction standards and practice. The public works department director shall place a notice of technical amendments on the city’s web page where the applicable document is posted, and shall report the technical amendments to city council.

Section 3. That Section 16.24.015 of the Loveland Municipal Code is hereby amended to read as follows:

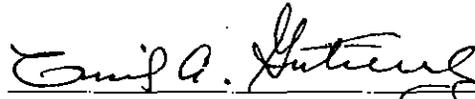
16.24.015 Development standards and guidelines.

Streets, street signs, highways, curb and gutters, traffic control devices, electric and water distribution system improvements, sewer collection improvements, storm water control facilities and other improvements as required to be constructed within all developments shall be in accordance with the latest edition of the “Larimer County Urban Area Street Standards,” the “City of Loveland Storm Drainage Criteria,” the “City of Loveland Storm Drainage Standards,” the “Requirements for Electric Service,” and the “City of Loveland Water and Wastewater Development Standards.” These manuals shall be administered by the public works department and the water and power department respectively. In addition to the specific requirements established in this chapter, all development shall be reviewed in accordance with the city’s comprehensive master plan, as amended, and shall comply with the site development

performance standards and guidelines, as amended. The design of the subdivision shall consider community design objectives that promote resource conserving practices and environmental goals such as xeriscaping, planting trees, landscaping, and incorporating solar energy use.

Section 4. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect ten days after its final publication, as provided in City Charter Section 4-8(b).

ADOPTED this 16th day of October, 2012.


Cecil A. Gutierrez, Mayor

ATTEST:

Teresa G. Andrews
City Clerk



APPROVED AS TO FORM:


Shawn L. Elter
Assistant City Attorney

I, Teresa G. Andrews, City Clerk of the City of Loveland, Colorado, hereby certify that the above and foregoing Ordinance was introduced at a regular (or special) meeting of the City Council, held on October 2, 2012 and was initially published in the Loveland Daily Reporter-Herald, a newspaper published within the city limits in full on October 6, 2012 and by title except for parts thereof which were amended after such initial publication which parts were published in full in said newspaper on October 20, 2012.


Teresa G. Andrews
City Clerk

Effective Date: October 30, 2012