

TOWN OF LARKSPUR

ORDINANCE NO. 3.35

AN ORDINANCE ADOPTING THE DOUGLAS COUNTY
STORM DRAINAGE DESIGN AND TECHNICAL CRITERIA

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LARKSPUR,
COLORADO, as follows:

SECTION I.

There is hereby adopted by the Town of Larkspur, Colorado, for the analysis and design of storm drainage facilities, those certain regulations and criteria known as the Douglas County Storm Drainage Design and Technical Criteria (hereinafter referred to as "CRITERIA"), being particularly the draft thereof dated November 15, 1984.

SECTION II.

2.1 Purpose. This CRITERIA shall apply to all land within the town limits of the Town of Larkspur, Colorado.

These CRITERIA encompass the minimum design and technical criteria for the analysis and design of storm drainage facilities. All subdivision, resubdivision, planned development, or any other proposed construction submitted for approval under the provisions of the Town of Larkspur zoning and/or subdivision ordinances shall include adequate storm drainage system analysis and appropriate drainage system design. Such analysis and design shall conform to the criteria set forth in the CRITERIA. Policies and technical criteria not specifically addressed in the CRITERIA shall follow the provisions of the Urban Drainage and Flood Control District (hereinafter referred to as "DISTRICT"), "Urban Storm Drainage

Criteria Manual" (hereinafter called "MANUAL"), which is incorporated in the CRITERIA by reference. Copies of the MANUAL can be obtained from the DISTRICT, 2480 West 26th Avenue, Suite 156B, Denver, Colorado, 80211. Drainage facilities in place shall be accepted without regard to the provisions of the CRITERIA. The CRITERIA adopted by this ordinance shall hereinafter be considered part of the subdivision regulations in force within Larkspur, Colorado.

SECTION III.

3.1 Amendment and Revisions. The CRITERIA are basic requirements which may be amended as new technology is developed and/or experience gained in the use of this CRITERIA indicate a need for revision. The Town Council of the Town of Larkspur, Colorado, following the recommendations of the Town Engineer, may consider revisions and/or amendments to the CRITERIA. The revisions may be adopted by ordinance following a public hearing thereon.

3.2 Enforcement Responsibility. It shall be the duty of the Town Council acting through the county engineer to enforce the provisions of the CRITERIA.

3.3 Review and Approval. The Town Council will review through the Town Engineer all drainage submittals for general compliance with the specific CRITERIA. An approval by the Town does not relieve the owner, engineer, or designer from responsibility of insuring that the calculations, plans, specifications, construction, and as built drawings are in compliance with the CRITERIA as stated in the owner's, engineer's certification.

SECTION IV.

4.1 Interpretation. In the interpretation and application of the provisions of the CRITERIA, the following shall govern:

In its interpretation and application, the provisions shall be regarded as the minimum requirements for the protection of the public health, safety, comfort, morals, convenience, prosperity, and welfare of the residents of the Town. These CRITERIA shall therefore be regarded as remedial and shall be liberally construed to further its underlying purposes.

4.2 Whenever a provision of this CRITERIA and other provisions of the subdivision and/or zoning ordinances or any provision in any law, ordinance, resolution, rule, or regulation of any kind, contain any restrictions covering any of the same subject matter, whichever restrictions are more restrictive or impose higher standards of requirements shall govern.

4.3 The CRITERIA shall not abrogate or annul any permits issued before the effective date of this CRITERIA or any easement or covenant.

SECTION V.

As used in this CRITERIA, the following abbreviations shall apply:

CDOH	Colorado Department of Highways
CMP	Corrugated Metal Pipe
CMPA	Corrugated Metal Pipe Arch
CWCB	Colorado Water Conservation Board
FEMA	Federal Emergency Management Agency
FIRM	Flood Insurance Rate Map
HERCP	Horizontal Elliptical Reinforced Concrete Pipe
RCBC	Reinforced Concrete Box Culvert
RCP	Reinforced Concrete Pipe
ROW	Right-of-Way
SCS	Soil Conservation Service
SPP	Structural Plate Pipe

SPPA Structural Plate Pipe Arch
UD&FCD Urban Drainage and Flood Control District
USDCM Urban Storm Drainage Criteria Manual
USGS United States Geological Survey

SECTION VI.

6.1 Amendments made to the CRITERIA. The CRITERIA draft dated November 15, 1984 is hereby amended as follows: Chapter 1 is hereby deleted.

SECTION VII.

7.1 Penalties. Any person who shall violate any of the provisions of this ordinance or who shall make any improvement in violation of provisions thereof shall, severally, for each and every such violation and noncompliance, respectively, and for each and every day of a continuing violation, be subject to punishment by a fine of not more than \$300.00, or by imprisonment of not more than 90 days, or both. The imposition of one penalty for any violation shall not excuse a violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each day the prohibited conditions are maintained shall constitute a separate offense.

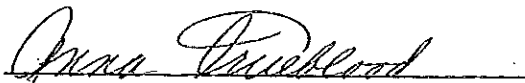
7.2 The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions nor to prevent the Town Council from taking any action as may be deemed appropriate in a court of competent jurisdiction to obtain an injunction or an abatement to remove a continuing violation.

SECTION VIII.


8.1 Validity. Town Council hereby declares that should any section, paragraph, sentence, word of this ordinance, or of the

CRITERIA be declared for any reason to be invalid, it is the intent of the Town Council that it would have passed all other portions of this ordinance and enacted all other provisions of the CRITERIA independent of the elimination of any such portion as may be declared invalid.

Introduced and approved this 29th day of May, 1985 by a vote of the Town Council of the Town of Larkspur, Colorado of 7 for and 0 against.


Anna Trueblood, Mayor
Town of Larkspur

ATTEST:


Jodi McDonald, Town Clerk
Town of Larkspur

Publication Date: _____

I hereby certify that the within Ordinance No. _____ was published on the _____ day of _____, 1985, in the Douglas County News Press, a newspaper of general circulation published in the County of Douglas and State of Colorado.