



## Legislation Details (With Text)

**File #:** CPC CA 18-00020    **Version:** 3    **Name:**

**Type:** Planning Case    **Status:** Mayor's Office

**File created:** 2/26/2018    **In control:** City Council

**On agenda:** 5/8/2018    **Final action:** 5/8/2018

**Title:** Ordinance No. 18-38 amending Section 1102 (Specific Requirements Prior to Building Permit Issuance) of Part 11 (Assurances and Guaranties for Public Improvements) of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Utilities Charges.

(Legislative)

**Presenter:**  
Peter Wysocki, Director of Planning and Community Development  
Meggan Herington, Assistant Planning Director  
Mike Schultz, Principal Planner

**Sponsors:**

**Indexes:** Code Amendment

**Code sections:**

**Attachments:** 1. PlanDev-UtilityPaymentsORD-2018-04-02, 2. Signed Ordinance 18-38

Date	Ver.	Action By	Action	Result
5/8/2018	2	City Council	finally passed	Pass
4/24/2018	2	City Council	approved on first reading	Pass
4/9/2018	2	Council Work Session	referred	
3/15/2018	1	Planning Commission	referred	Pass

Ordinance No. 18-38 amending Section 1102 (Specific Requirements Prior to Building Permit Issuance) of Part 11 (Assurances and Guaranties for Public Improvements) of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Utilities Charges.

(Legislative)

**Presenter:**  
Peter Wysocki, Director of Planning and Community Development  
Meggan Herington, Assistant Planning Director  
Mike Schultz, Principal Planner

**Summary:**  
The proposed ordinance modifies City Code Section 7.7.1102.B (Specific Requirements Prior to Building Permit Issuance, Utilities) by striking two words regarding payment of all utility development

charges, recovery agreement charges and all other Utilities charges associated with the building permit process. Colorado Springs Utilities is requesting to strike the words “in cash” in order to formalize the acceptance of other forms of payment. The full language of the ordinance is attached.

**Previous Council Action:**

Staff presented the details of the proposal to City Council at the work session on April 9th and was directed to add this to the consent calendar for the April 24th public hearing.

On April 24, 2018, this Ordinance was approved on first reading on the Consent Calendar.

**Background:**

Colorado Springs Utilities has requested an amendment to City Code Section 7.7.1102.B regarding payment of Utilities charges prior to issuance of building permits. The request is to strike the words “in cash” to allow a customer to choose the best payment option that meets their business needs.

**Financial Implications:**

N/A

**Board/Commission Recommendation:**

At its March 15, 2018 meeting, the City Planning Commission, as part of the Consent Agenda, unanimously recommended adoption of the ordinance to the City Council.

**Stakeholder Process:**

Since this is a zoning code text amendment applicable city-wide, direct property owner notification and posting is not required. This amendment, however, was discussed at the Code Scrub Committee Meeting on February 28, 2018 and supported by all members present.

**Alternatives:**

1. Approve this ordinance amendment;
2. Deny this ordinance amendment;
3. Refer the matter back to the City Planning Commission for further consideration.

**Proposed Motion:**

Adopt an Ordinance Amending Section 1102 (Specific Requirements Prior to Building Permit Issuance) of Part 11 (Assurances and Guaranties for Public Improvements) of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, As Amended, Pertaining to Utilities Charges, based on the finding that it complies with City Code Sections 7.5.602 and 7.5.603.

**Summary of Ordinance Language**

An Ordinance Amending Section 1102 (Specific Requirements Prior to Building Permit Issuance) of Part 11 (Assurances and Guaranties for Public Improvements) of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, As Amended, Pertaining to Utilities Charges.