



Colorado Springs Utilities
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Outside City Water & Wastewater Service & Agreement to Annex

July 25, 2023, City Council Meeting

Bryan English, PMP, Development Projects Manager

Customer Utilities Connections

Service Request

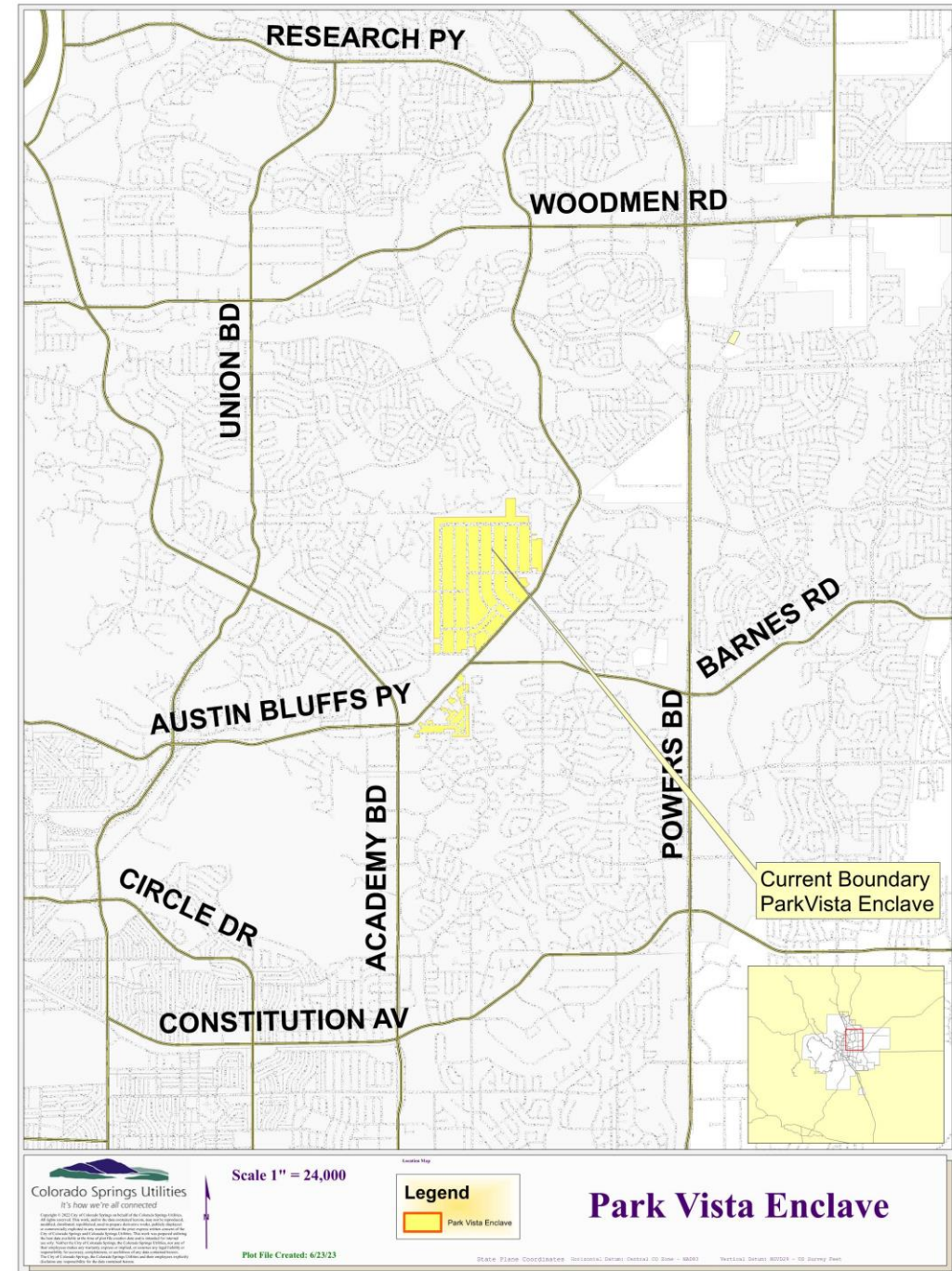
Owners of 5290 Turquoise Drive have requested Springs Utilities water service for single-family residential use

Property currently served by well

Located in Park Vista Estates, which is a 372-acre, 558 lot enclave, located north of Austin Bluffs Pkwy and Barnes Road

Area situated between City Council District 5 and 6

Springs Utilities provides natural gas and electric service to property and enclave



Provision of Water/Wastewater Service

- Property not contiguous with City limits
 - Ineligible for annexation under Colorado Revised Statutes
- City Code 7.5.701.J. Service Without Annexation
 - City may provide water/wastewater services upon approval of City Council through an agreement to annex executed by property owner
 - City Planning supports this approach
- Resolution No. 106-16
 - Authorized Springs Utilities to execute agreements to annex providing water/wastewater service for properties in Park Vista Addition

Water Service Extension Ordinance

- City Code section 12.4.305 requires Utilities Board to recommend and City Council approval to provide water service outside City limits
 - Supersedes resolution
- Utilities Board made a recommendation of approval on June 19, 2023, based on:
 - Area will have de minimis impact on the overall City's available water supply – City Code section 12.4.305.B.3.

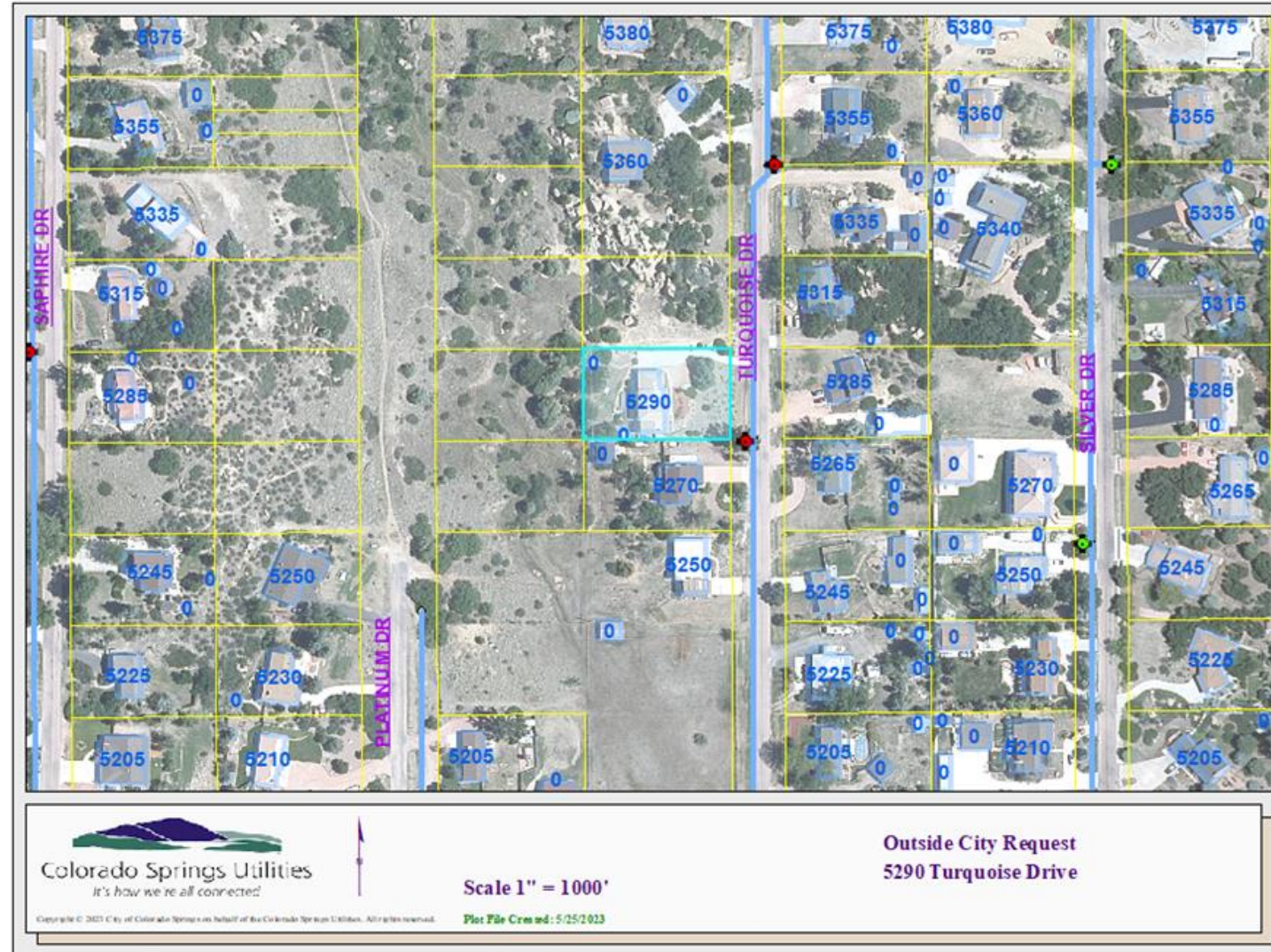
Springs Utilities Considerations 7.5.701.J.

Existing water main located in Turquoise Drive

Sufficient capacity exists at time of application

Agreement to Annex includes provisions for future wastewater service

- No existing wastewater mains
- Service available on a first-come first-serve basis subject to available capacity
- Avoids future revision or new Agreement to Annex



Agreement to Annex

- Standard form Agreement to Annex
 - ✓ Executed by Owner/Applicant
 - ✓ Specific to single-family residential use
 - ✓ Irrevocable consent to annex when/if property becomes eligible for annexation
 - ✓ Deed all groundwater rights to the City
 - ✓ At the time of annexation, owner agrees to pay all applicable City charges and fees
 - ✓ Runs with the land and shall be binding upon future owner(s)

City Council Action

- Per City Code 7.5.701.J. Service Without Annexation:
 - In its legislative discretion, the City Council may authorize water and/or wastewater service without annexation when a property is legally ineligible for annexation
 - The owner of the land to be served has executed an agreement to annex in the form required by the City

Next Steps

1. City Council decision on resolution approving an agreement to annex and to provide water and wastewater service outside the City limits to 5290 Turquoise Drive



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Questions?