



Colorado Springs Utilities  
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# **Outside City Wastewater Service & Agreement to Annex**

January 23, 2024, Regular City Council Meeting  
Bryan T. English, PMP, Development Projects Manager  
Customer Utilities Connections

# Wastewater Service Request

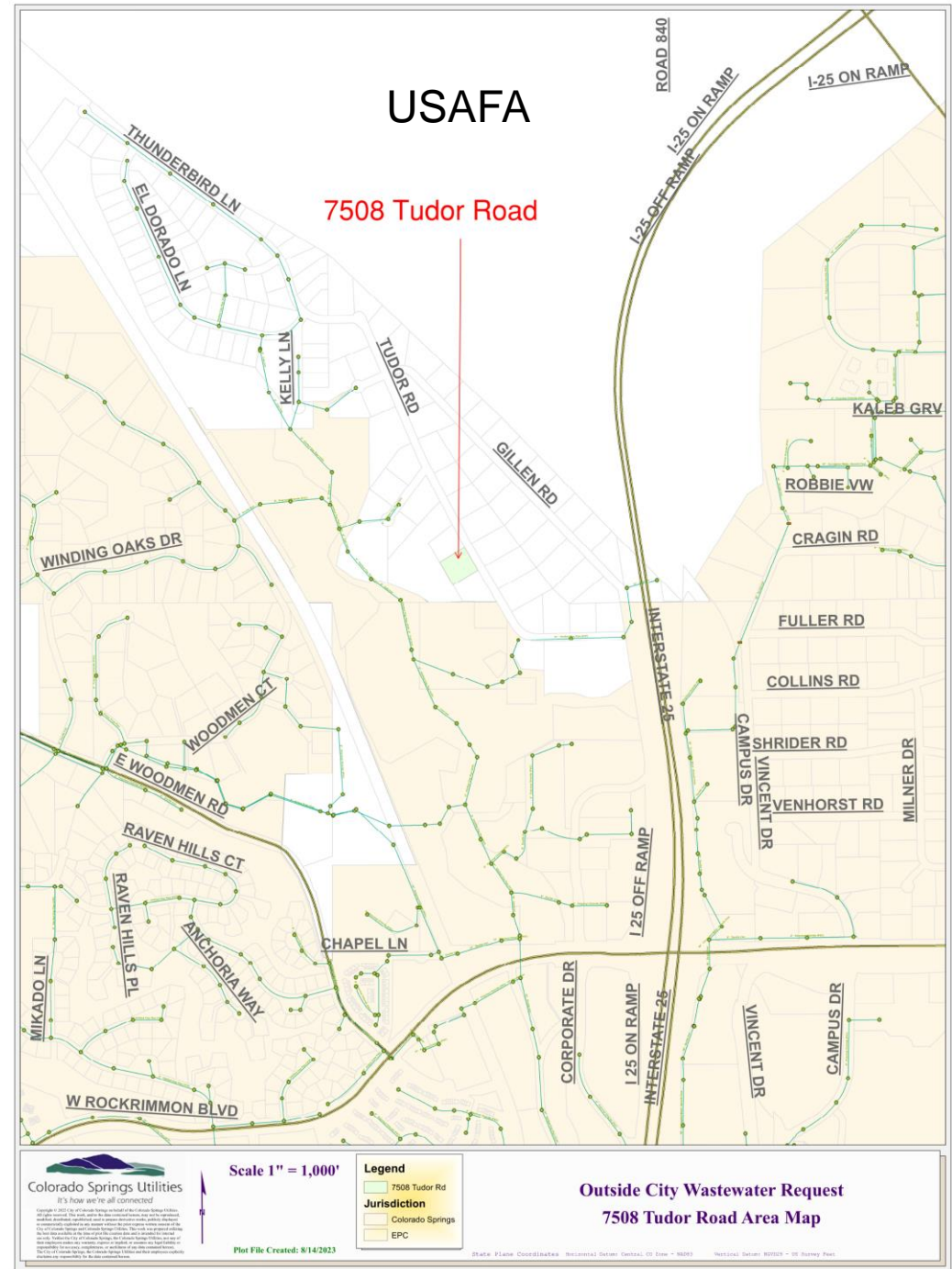
Due to failing septic system, owners of 7508 Tudor Road have requested Springs Utilities wastewater service for multi-family residential use

Property located outside City limits northwest of I-25 and W Woodmen Rd and south of USAFA

Springs Utilities currently provides water service to the property pursuant to pre-existing contractual obligations that were assumed by the City in the purchase of certain water companies

Springs Utilities also provides natural gas and electric service to property and area

Area situated outside of any City Council District



# Provision of Water/Wastewater Service

- Property is not contiguous with City limits
  - Ineligible for annexation under Colorado Revised Statutes
- City Code 7.5.701.J. Service Without Annexation
  - City may provide wastewater service upon approval of City Council through an agreement to annex executed by property owner
  - City Planning supports Agreement to Annex

# Springs Utilities Considerations

## 7.5.701.J.

Sufficient wastewater system capacity exists at time of application

No existing wastewater main fronts property

Owner/applicant would be responsible for designing and constructing wastewater main extension to enable service in accordance with City Code 12.5.405



# Agreement to Annex

- Standard form Agreement to Annex
  - ✓ Executed by Owner/Applicant
  - ✓ Allows for multi-family residential use for existing duplex
  - ✓ Irrevocable consent to annex when/if property becomes eligible and compatible for annexation
  - ✓ At the time of annexation, owner agrees to pay all applicable City charges and fees at rates 50% higher than inside-City customers
  - ✓ 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 wastewater service without annexation when a property is legally ineligible for annexation
  - The owners of the land to be served has executed an Agreement to Annex in the form required by the City

## **Requested Action**

1. City Council vote on Resolution approving an Agreement to Annex and to Provide Wastewater Service Outside City Limits to 7508 Tudor Rd



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