

ORDINANCE

AN ORDINANCE ADOPTING BY REFERENCE THE CITY OF COLORADO SPRINGS DRAINAGE CRITERIA MANUAL, VOLUME 1, TO FURTHER REGULATE TECHNICAL STANDARDS AND SPECIFICATIONS FOR THE DESIGN OF STORMWATER SEWERS AND AMENDING THE CITY OF MANITOU SPRINGS MUNICIPAL CODE, CHAPTERS 14.02 AND 18.72, ACCORDINGLY

WHEREAS, the City of Manitou Springs is concerned with the effects of storm water drainage on its citizens and resources;

WHEREAS, the City of Manitou Springs adopted by reference the Colorado Springs Drainage Criteria Manual, Volume 2, in 2008, to establish technical standards and specifications for all temporary and permanent erosion and sediment control and water quality management best management practices;

WHEREAS, the City of Colorado Springs Drainage Criteria Manual, Volume 1, contains additional storm water policies, procedures and best management practices that will assist the City of Manitou Springs in mitigating the effects of storm water drainage; and

WHEREAS, the City of Manitou Springs now wishes to adopt by reference the City of Colorado Springs Drainage Criteria Manual, Volume 1, and to amend the City of Manitou Springs Municipal Code (the "Code") as needed to do so.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANITOU SPRINGS, COLORADO, THAT:

Section 1: Section 14.02.50 of the Manitou Springs Municipal Code, "Technical standards and specifications," is hereby amended to read as follows:

- A. All BMPs (temporary and permanent) designed to meet the requirements of this Chapter shall comply with the following technical standards:
 - 1. Applicable procedures and guidelines outlined in the City Specifications, this code, the Zoning Code and the Subdivision Regulations.
 - 2. By Reference, the City of Colorado Springs Drainage Criteria Manual, Volume I, dated May 2014, and as may be amended.
 - 3. By reference, the City of Colorado Springs Drainage Criteria Manual, Volume II, dated May 2014, and as may be amended.
- B. All proposed BMPs shall be approved prior to construction. Details of proposed BMPs and appropriate specifications shall be submitted with the Erosion and Stormwater Quality Control Plan (ESQC Plan) -Grading and Erosion Control Plan.

Section 2: Section 18.72.080 of the Manitou Springs Municipal Code, "Drainage plan and report requirements," is hereby amended to read as follows:

The purpose of the drainage plan and report is to ensure that all on-site and off-site drainage impacts from the proposed development are addressed and mitigated to acceptable levels. The Drainage Plan and Report shall be prepared in accordance with the Requirements for all Drainage Plans and Reports referenced in the Manitou Springs Subdivision Regulations and Zoning Ordinance and shall meet the following design standards:

- A. Provide proof that water is to be discharged from the property so as not to alter historic peak flows.
- B. Integrate proposed drainage facilities into the natural terrain through landscaping and other techniques.
- C. Regulate the discharge rate and total capacity into existing natural drainage ways so as to not exceed existing natural conditions.

The Colorado Springs Drainage Criteria Manual, Volume 1, as amended, and the Colorado Springs Drainage Criteria Manual, Volume 2, as amended, shall be used for design standards and criteria not addressed in subsections A through C of this section. For approval, the Drainage Plan shall demonstrate compliance with the above design and submission standards.

Section 3: Copies of the City of Colorado Springs Drainage Criteria Manual, Volume 1, are available for inspection at the office of the City Clerk.

Section 4: If any article, section, paragraph, sentence, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 5: This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

Section 6: This Ordinance shall be in full force and effect for and after five (5) days of its final passage and publication as provided by law.

Passed on first reading and ordered published this 6th day of September, 2016.

/s/ Donna Kast
City Clerk, Donna J. Kast

A Public Hearing on this ordinance will be held at the September 20, 2016, City Council meeting. The Council Meeting will be held at 6:00 P.M. at City Hall, 606 Manitou Avenue, Manitou Springs, Colorado.

Ordinance Published: September 8, 2016 (in full)
City's Official Website and City Hall

Passed on second reading and adopted by City Council this 20th day of September, 2016.

/s/ Nicole Nicoletta
Mayor, Nicole Nicoletta

Attest: /s/ Donna Kast
City Clerk, Donna J. Kast

Published: September 22, 2016 (in full)
City's Official Website and City Hall