



## Legislation Details (With Text)

---

**File #:** 21-696      **Version:** 1

**Type:** Resolution      **Status:** Passed

**File created:** 10/7/2021      **In control:** Board of County Commissioners Business Meeting

**On agenda:** 10/26/2021      **Final action:** 10/26/2021

**Title:** EE19-028 Cherry Creek Drainage Easement

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Board Summary Report, 2. Resolution, 3. EE19-028 Drainage Easement Agreement

Date	Ver.	Action By	Action	Result
10/26/2021	1	Board of County Commissioners Business Meeting	approved	Pass

**To:** Board of County Commissioners

**Through:** Bryan D. Weimer, Director, Public Works and Development

**Through:** Chuck Haskins, PE, Division Manager, Public Works and Development

**Prepared By:**

Sarah White, PE, Engineer III, PWD Engineering Services Division

**Subject:**

EE19-028 Cherry Creek Drainage Easement

**Purpose and Request:**

The purpose of this report is to request the Board approve the easement agreement and accept and authorize the Chair to execute the agreement conveying a drainage easement granted to Arapahoe County by the City and County of Denver for recordation.

Staff has reviewed the drainage easement and has determined that it meets the County's requirements. Staff recommends said drainage easement be accepted and signed by the Arapahoe County Board of County Commissioners and the City and County of Denver.

**Background and Discussion:** The Cherry Creek Corridor Improvement Project between Quebec and Iliff was initiated by a large Stakeholder team including Arapahoe County Open Space, City and County of Denver, Mile High Flood District, the Southeast Metro Stormwater Authority, and Denver Water. The project is proposing construction of stream restoration and recreational improvements for a one-mile reach of Cherry Creek, and will significantly raise the degraded channel invert. As part of the improvements, two Arapahoe County storm sewer outfalls were modified to accommodate the raised channel invert, a new secondary trail system, and to consolidate existing outfalls. Though both outfalls are owned and maintained by Arapahoe County, one of the outfalls is located within the City and County of Denver.

The outfall within Denver jurisdiction was relocated out of the existing drainage easement, which requires placement of a new drainage easement over the outfall's new location.

Arapahoe County and Denver Staff have worked to draft the new agreement in coordination with the project manager, Muller Engineering Company.

**Alternatives:** N/A

**Fiscal Impact:** None

**Alignment with Strategic Plan:**

- ☐ Be fiscally sustainable
- ☒ Provide essential and mandated service
- ☒ Be community focused

**Concurrence:** Engineering Services Staff recommends request and signature of the drainage easement agreement.

**Resolution:** Attach a copy of the draft resolution.