



CITY OF DERBY
RESPONSE TO POST-ANNEXATION
PREHEARING QUESTIONNAIRE

(Derby Ordinance No. 2193)

February 3, 2017

- 1. Services provided by City of Derby** in accordance with the proposed plan for extension of major municipal services:

Upon and after annexation

Public street and bridge maintenance	Provided
Rock Rd. street improvements	Provided
Fire protection	Provided
Police protection	Provided
Parks	Available
Library	Available
City building code enforcement	Provided
City health code enforcement	Provided
Minimum housing code	Provided
Zoning enforcement	Provided
Trash service	Provided
Ditch cleaning	Provided
Culvert cleaning	Provided
Stream maintenance	Provided

Upon petition or request of landowner(s)

Local street improvements	No petitions or requests received
Water laterals	No petitions or requests received
Fire hydrants	No petitions or requests received
Sewer laterals	No petitions or requests received

- 2. General Services Provided:** Following annexation of the properties described in Derby Ordinance No. 2193, the City of Derby has provided and continues to provide a full range of municipal services to the included properties. Below is a summary of the major municipal services which have been provided to the annexed properties since annexation in April 2014:

- a. Fire Protection: Derby Fire & Rescue was not called to respond to any service calls for the annexed properties since the time of annexation. The commercial property at 2810 N Rock Rd. has been inspected for fire code and life safety code annually since the property was annexed. Derby Fire & Rescue performed the fire inspections on 9/19/2014, 5/14/2015, and 8/15/2016.

- b. Police Protection: The properties annexed are now included in routine patrol beats as assigned by the Derby Police Department. Derby Police responded to 4 incidents at the annexed properties since annexed in April 2014, one of which involved multiple follow-ups to resolve an ongoing issue. Derby Police also responded to 8 traffic-related incidents adjacent to the annexed properties. Animal control service is also a function of the Derby Police Department and is available to the annexed properties.
- c. Building and Code Enforcement: The annexation area is now included in routine patrol routes by the City's Code Enforcement Division. Derby also permits and inspects new construction, additions and remodels. Since annexation, Derby staff has reviewed plans for and inspected 2 residential building permits for the annexed properties.
- d. Zoning Enforcement: The plan for extension of major municipal services prepared at the time of annexation identified two of the annexed properties as being candidates for a change of zoning designation to commercial zoning based on either the existing use of the property or surrounding zoning. The City sent correspondence to the two property owners asking if they desired to pursue the identified change of zoning classification, and offered to help by facilitating the process and waiving the normal city fees associated with a zone change. The owner of Tract 1 responded that they desired to pursue the rezoning, and city staff is working with the owner to facilitate the zone change.
- e. Parks: Derby has more than 335 acres of parks open to the public. In addition to parks, Derby also has an extensive network (more than 25 miles) of hike and bike paths throughout the city. The path system connects many of the city's parks, schools and other destinations. Several of the annexed properties have direct access to the city's hike and bike path or sidewalks. Other annexed properties have access to sidewalks or paths within a short distance.
- f. Library: A new Derby Public Library building was opened in 2009 and includes more than 37,000 square feet of space. The library functions as a regional library and community meeting facility. Library services are readily available to owners of the annexed properties.
- g. Public Streets Maintenance: The City routinely inspects and rates pavement condition of streets and prioritizes maintenance based upon a pavement management plan that includes typical street maintenance work such as crack sealing, surface treatments, milling and overlays and total pavement replacement. Bridges, including the one over Spring Creek adjacent to Tract 3, are inspected by a professional engineer licensed by the State Board of Technical Professions bi-annually. Existing street signs adjacent to the annexed properties and within Derby street right-of-way are evaluated and included in the City's sign maintenance program for periodic inspections and replacement as necessary. Specific street maintenance activities provided adjacent to the annexed properties included cleaning the north ditch of 87th St. South from the city limit line to Tract 4 to improve drainage. A new culvert and driveway approach was also constructed for the east driveway providing access to Tract 4. The city has also partnered with the County to facilitate further improvement of 87th Street; these improvements are expected to be constructed in 2017.

The plan for extension of major municipal services also indicated that Rock Rd. adjacent to Tract 2 (Rock Rd. and Patriot Ave.) was planned for complete reconstruction. Reconstruction of Rock Rd. was completed in the fall of 2014. The project included bringing the roadway up to an urban standard with curb & gutter, stormwater sewer, turn lanes and traffic signalization. A 5-ft. sidewalk was installed adjacent to Tract 2, and an accompanying 8-ft. hike and bike path was constructed on the opposite side of Rock Rd., providing convenient pedestrian access to Tract 2. Improvements to Rock Rd. did not result in any additional costs to the annexed properties.

- h. Solid Waste Collection: Residents within the annexation area have trash services through the City's contract with Waste Connections, Inc. The service offers residents curbside trash and recycling services with 3 rate options based upon the size of trash cart selected. Typical trash pick-up is once per week, thus reducing trash truck traffic on city streets which in turn reduces noise and air pollution and increases the longevity of the streets. Although the City does not track customer data, it is likely that most residents experienced cost savings when they convert to the City's program. Business owners are allowed to obtain trash hauling services from the provider of their choosing.
- i. Stream Maintenance and Stormwater Services: Derby's plan for annexation indicated that stream maintenance activities are provided on an as-needed or complaint basis. Since being annexed, the City has surveyed Spring Creek and other creeks within the city each year to identify log jams, debris or illegal dumping which may obstruct the flow of water and/or cause flooding. One blockage along Spring Creek adjacent to Tract 3 was discovered and removed in July 2016. No other blockages or illegal dumping adjacent to the annexed properties were identified to date.

FEMA updated the flood plain mapping in Derby in 2016. The city participated in a significant public engagement process to notify all residents of the change and potential impacts to their property. Targeted communication was also provided to specific properties including Tract 3 where the flood plain status of the property changed as a result of the new mapping. The Stormwater Manager serves as a resource for the community and is available to assist property owners with questions relating to flood zones and stormwater management. The City of Derby has gone to significant effort to be admitted into and participate in FEMA's Community Rating System (CRS). Derby's continued participation in the CRS program allows properties in the city that are required to obtain flood insurance to receive a discount on their premiums.

- 3. Status of Petitions for Public Improvements:** Since the properties were annexed into Derby in April 2014, the City has received no petitions for street, water or sanitary sewer improvements from owners within the annexed area.

4. City Response to Property Owner Prehearing Questionnaire Responses

At the time of this response, Derby has not been advised of any responses to prehearing questionnaires sent to property owners within the annexation area. Derby requests an opportunity to respond to any returned responses from area residents.