



**CITY OF DERBY**  
**RESPONSE TO POST-ANNEXATION**  
**PREHEARING QUESTIONNAIRE**

(Derby Ordinance No. 2213)

September 1, 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 maintenance	Provided
Street signage maintenance	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. 2213, 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 December 2014:

- a. Fire Protection and Medical First Response: Derby Fire & Rescue responded to 18 calls for assistance within the annexation area since the time of annexation. The majority of calls (13) were for medical emergencies or rescue. The average response time for all calls was 4 minutes and 9 seconds and all calls met the standard response time criteria for the National Fire Protection Association. A report of all calls, including type and response time is attached as Exhibit A.

- b. Police Protection: The properties annexed are now included in routine patrol beats as assigned by the Derby Police Department. Derby Police responded to four incidents at the annexed properties since annexed in December 2014. Animal control service is also a function of the Derby Police Department and is available to the annexed properties. There were four calls for animal control service in addition to the four police calls.
- 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 performed inspections for two residential plumbing permits for the annexed properties.
- d. Zoning Enforcement: Upon annexation, the properties were assigned the City zoning district of R-1 "Single-family Residential" or R-1C "Suburban Single-family Residential." The plan for extension of major municipal services prepared at the time of annexation identified four of the annexed properties as being candidates for a change of zoning designation to M-1 "Industrial" zoning based on property location and the surrounding zoning. The City sent correspondence to the four 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. None of the four owners elected to pursue the zone change.
- e. Parks: Derby has more than 366 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. In June 2017, Derby initiated construction of a new park (Warren Riverview Park) along the Arkansas River south of Market St. (87<sup>th</sup> Street South). When completed this signature park will be the closest park to most of the annexed properties, providing opportunities for numerous outdoor recreation activities as well as an enclosed public gathering space.
- 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. There are 11 active library card holders within the annexation area.
- 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 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 include both temporary and full depth permanent street repairs to McIntosh Rd. as well as repairs to the road shoulder. Since annexation in December 2014, Derby Street Maintenance Division has used 510 man-hours repairing McIntosh Rd. At the time of this report, Derby is conducting additional full depth street repairs, estimated to be another 320-man hours of

work. Although not within the Derby city limits, Derby grades the unimproved portion of Buckner St. near Tract 4 three times per year. Prior to annexation, Derby's Street Maintenance Division repaired drainage issues at 1125 S Woodlawn (Tract 5) and constructed a new asphalt driveway approach to Woodlawn Blvd. to alleviate standing water concerns. All street signs within the annexation area have been inspected and maintained in accordance with the Manual on Uniform Traffic Control Devices (MUTCD), including trimming of trees to ensure visibility. Additionally, McIntosh Rd. and Woodlawn Blvd. adjacent to the annexed properties are on the City's primary snow removal routes.

- 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 converted to the City's program.
- 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 the areas were annexed, the City has surveyed the stormwater infrastructure (lines and end structures of stormdrains) adjacent to the properties. No need for immediate work was identified as a result of the surveys. Stormwater infrastructure continues to be monitored and necessary rehab work is scheduled on an as-needed basis. No complaints regarding stormwater were received since the time of annexation.

FEMA updated the floodplain mapping in Derby in 2016. The city participated in a significant public engagement process to notify city residents of the change and potential impacts to their property. Derby's 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. 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. Several of the annexed properties are impacted by floodplains and can benefit from the city's participation in CRS.

- 3. Status of Petitions for Public Improvements:** Since the properties were annexed into Derby in December 2014, the City has received no petitions for public street, water or sanitary sewer improvements from owners within the annexed area. The City did supply two new water service connections upon request. Both were extended from an existing public water main, and did not require any new public improvements.
- 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.

## DERBY

## Incident List by Street Address

Alarm Date Between {12/01/2014} And {08/24/2017}  
 and Street Name In "MACINTOSH  
 ", "MCINTOSH"

Incident-Exp#	Alm Date	Alm Time	Location	Incident Type
17-0001006-000	06/26/2017	14:38:45	401 N MACINTOSH	631 Authorized controlled burnin
17-0000464-000	03/20/2017	09:23:00	701 N MACINTOSH	321 EMS call, excluding vehicle
16-0001975-000	10/14/2016	22:25:57	701 N MACINTOSH	321 EMS call, excluding vehicle
15-0002115-000	12/09/2015	21:40:11	701 N MACINTOSH	321 EMS call, excluding vehicle
17-0000172-000	01/31/2017	09:48:43	1011 N MACINTOSH	500 Service Call, other
16-0000468-000	03/09/2016	15:19:17	1011 N MACINTOSH	311 Medical assist, assist EMS c
16-0001310-000	07/05/2016	09:08:44	1337 N MACINTOSH	311 Medical assist, assist EMS c
17-0001264-000	08/08/2017	18:29:46	7815 N MACINTOSH	311 Medical assist, assist EMS c
15-0000967-000	06/14/2015	04:33:43	701 MCINTOSH RD	311 Medical assist, assist EMS c
16-0000268-000	02/11/2016	20:01:33	701 MCINTOSH RD	311 Medical assist, assist EMS c
16-0000225-000	02/04/2016	14:58:27	701 MCINTOSH RD	622 No Incident found on arrival
17-0001079-000	07/08/2017	13:15:53	1437 MCINTOSH RD	321 EMS call, excluding vehicle
16-0001168-000	06/17/2016	01:27:44	701 N Macintosh	321 EMS call, excluding vehicle
16-0001088-000	06/05/2016	17:12:42	N MACINTOSH & W SONGBIRD	323 Motor vehicle/pedestrian acc
16-0001900-000	10/03/2016	22:27:06	MCINTOSH RD & W MADISON A	413 Oil or other combustible liq
15-0000388-000	03/08/2015	01:03:01	MCINTOSH RD & W MADISON A	322 Motor vehicle accident with
15-0000212-000	02/07/2015	21:50:37	MCINTOSH RD & W MAHONEY D	311 Medical assist, assist EMS c
15-0001941-000	11/11/2015	13:39:31	MCINTOSH RD & W WOODLAND	142 Brush or brush-and-grass mix

Total Incident Count 18

# DERBY

## First Unit Arrival Response Time Analysis (Ent)

### NFIRS Incident Number In

"17-0001264", "17-0001079", "17-0001006", "17-0000404",  
", "17-0000172", "16-0001975", "16-0001900", "16-0001310",  
", "16-0001168", "16-0001088", "16-0000468", "16-0000268",  
", "16-0000225", "15-0002115", "15-0001941", "15-0000967",  
", "15-0000388", "15-0000212"

Response		Count	Percentage
Hrs	Mins		
	< 01	1	5.5 %
	01	1	5.5 %
	02	1	5.5 %
	03	3	16.6 %
	04	8	44.4 %
	05	2	11.1 %
	06	2	11.1 %

Overall Average Response Time: 00:04:09

**DERBY**

**Incident Type Report (Summary)**

**Incident Number In**

"17-0001264", "17-0001079", "17-0001006", "17-000040  
4", "17-0000172", "16-0001975", "16-0001900", "16-000  
1310", "16-0001168", "16-0001088", "16-0000468", "16-  
0000268", "16-0000225", "15-0002115", "15-0001941", "  
15-0000967", "15-0000388", "15-0000212"

Incident Type	Count	Pct of Incidents	Total Est Loss	Pct of Losses
<b>1 Fire</b>				
142 Brush or brush-and-grass mixture fire	1	5.55%	\$0	0.00%
	<u>1</u>	<u>5.55%</u>	<u>\$0</u>	<u>0.00%</u>
<b>3 Rescue &amp; Emergency Medical Service Incident</b>				
311 Medical assist, assist EMS crew	6	33.33%	\$0	0.00%
321 EMS call, excluding vehicle accident with	5	27.77%	\$0	0.00%
322 Motor vehicle accident with injuries	1	5.55%	\$0	0.00%
323 Motor vehicle/pedestrian accident (MV Ped)	1	5.55%	\$0	0.00%
	<u>13</u>	<u>72.22%</u>	<u>\$0</u>	<u>0.00%</u>
<b>4 Hazardous Condition (No Fire)</b>				
413 Oil or other combustible liquid spill	1	5.55%	\$0	0.00%
	<u>1</u>	<u>5.55%</u>	<u>\$0</u>	<u>0.00%</u>
<b>5 Service Call</b>				
500 Service Call, other	1	5.55%	\$0	0.00%
	<u>1</u>	<u>5.55%</u>	<u>\$0</u>	<u>0.00%</u>
<b>6 Good Intent Call</b>				
622 No Incident found on arrival at dispatch	1	5.55%	\$0	0.00%
631 Authorized controlled burning	1	5.55%	\$0	0.00%
	<u>2</u>	<u>11.11%</u>	<u>\$0</u>	<u>0.00%</u>

**Total Incident Count: 18**

**Total Est Loss: \$0**