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 Brighton

Opt in to Statewide Underground Damage Prevention Safety Commission

CITY COUNCIL STUDY SESSION – July 26, 2022

City Staff Representatives: Alicia R. Calderón, City Attorney

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What is Colorado 811?

Whenever anyone excavates anything, they can call 811 to request a locate, and the owner of the underground facilities comes out to "locate" the pipe or wire or vault that is underground. Owners of underground infrastructure are members of Colorado 811 and get notified to come out and perform locates.

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What did the law change?

- All underground owners of facilities had to become Tier 1 members of Colorado 811 (previously there were at least 2 tiers)
- Underground Damage Prevention Safety Commission was created and given authority to establish standards and to review complaints of violations of the state's excavation laws.
- All underground facilities installed after August 8, 2018 had to have electronic location technology (greatest impact on stormwater infrastructure).
- When designing a government project, the licensed professional engineer has to comply with location standards set out by the American Society of Civil Engineers during the design phase of a project.

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Safety Commission

- Can inform a home city of an alleged violation
- At the request of the city, suggest corrective action
- City can participate in proceedings of the safety commission



Brighton is a Home Rule Municipality and the Safety Commission cannot impose a penalty or enforce a recommendation or remedial action regarding an alleged violation.

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Options for City Council

- ❑ Adopt a Resolution Delegating its Authority to the State Underground Damage Prevention program.
- ❑ Deny the Resolution.
- ❑ Request further study.

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