



**Permanent Stormwater Facility Matrix**

Revised September 2020

Where	Action	WQ	Submittal Requirements
<b>Regulated Activities (requires water quality/ permanent stormwater)</b>			
Outside Cherry Creek (CC)	Land Disturbances ≥1 acre, or part of a Common Plan of Development or Sale <sup>1</sup> , for all New Development <sup>1</sup> or Redevelopment <sup>2</sup> , unless excluded below	Meeting Basis of Design per the MS4 permit	Phase III/Letter, CD's, O&M, Easements, and post-construction checklist.
Inside CC	Tier 1 <sup>1</sup> New Development <sup>1</sup> or Redevelopment <sup>2</sup> with <500 sf	Meeting Reg 72 requirements	No post-construction requirements
CC	Tier 2 <sup>1</sup> New Development <sup>1</sup> or Redevelopment <sup>2</sup> with >500 sf and ≤5000 sf of imperviousness	Meeting Reg 72 requirements	Drainage Letter, CD's, O&M, Easements, and post-construction checklist.
CC	Tier 3 <sup>1</sup> New Development <sup>1</sup> and Redevelopment <sup>2</sup> with >5000 sf of imperviousness, or ≥1 acre of disturbance or part of a Common Plan of Development or Sale <sup>1</sup>	Meeting Reg 72 requirements	Phase III, CD's, O&M, Easements, and post-construction checklist.
<b>Excluded Activities</b>			
Outside CC	New Development <sup>1</sup> or Redevelopment <sup>2</sup> with <1 acre of disturbance and not part of a Common Plan or Development or Sale <sup>1</sup>	None	None
CC	Tier 1 <sup>1</sup> New Development <sup>1</sup> or Redevelopment <sup>2</sup> with ≤500 sf imperviousness and <1 acre of disturbance	None	None
Outside CC	Pavement Management <sup>4</sup>	None	Document the site and owner name, location, anticipated completion date, acreage, reason for exclusion, and the acreage of the excluded impervious area for rehab and reconstruction of pavement that are not maintenance sites (See post-construction checklist).
CC	Excluded Roadways <sup>5</sup> or Pavement Management with <1 acre of disturbance	None	None
Outside CC, CC	Existing Roadway Areas <sup>6</sup>	WQ Control Measure for the new impervious area only	Phase III, CD's, O&M, Easements, PIA. Requires SPIP prior to constructing water quality facility. Phase III must document the site and owner name, location, completion date, acreage, reason for exclusion, and the acreage of the excluded impervious area (See post-construction checklist).
Outside CC	Roadway Redevelopment <sup>7</sup>	None	Phase III Drainage Letter document the site and owner name, location, anticipated completion date, acreage, reason for exclusion, and the acreage of the excluded impervious area (See post-construction checklist).
Outside CC	Non-Residential and Non-Commercial Infiltration Conditions <sup>8</sup>	None	Document compliance with study showing rainfall and soil conditions present, allowable slopes, surface conditions, ratios of impervious to pervious area.
CC	Construction of a sidewalk or driveway with <1 acre of disturbance	None	Written request for exclusion with attached technical justification as to the impact in the CC Basin.
CC	Underground utility installation with <1 acre of disturbance	None	Written request for exclusion with attached technical justification as to the impact in the CC Basin.
Outside CC	Above ground and below ground utilities <sup>9</sup>	None	No requirements (unless land disturbance to undeveloped land that will remain undeveloped, see separate section)
CC	Trails <sup>10</sup>	None	Written request for exclusion with attached technical justification as to the impact in the CC Basin.
Outside CC	Trails <sup>11</sup>	None	Phase III/Letter document the site and owner name, location, anticipated completion date, acreage, reason for exclusion, and the acreage of the excluded impervious area (See post-construction checklist).
CC	Sites with Land Disturbance to Undeveloped Land that Will Remain Undeveloped (including stream stabilization)	None	Disturbed land must be reclaimed (re-vegetated) in accordance with GESC requirements.
Outside CC	Sites with Land Disturbance to Undeveloped Land that Will Remain Undeveloped	None	Phase III/Letter, document the site and owner name, location, anticipated completion date, acreage, reason for exclusion, and the acreage of the excluded impervious area (See post-construction checklist).
Outside CC	Stream Stabilization	None	Phase III or Design Report, document the site and owner name, location, anticipated completion date, acreage, reason for exclusion, and the acreage of the excluded impervious area (See post-construction checklist).
CC	Agricultural activities <sup>12</sup>	None	None
CC	Routine maintenance of facilities <sup>13</sup>	None	None
Outside CC, CC	Large lot single family development <sup>14</sup>	None	None
CC	Individual Home Construction <sup>15</sup>	None	None
Outside CC	Oil and Gas Exploration, including construction activities that are associated with the construction of field wide oil and gas sites for facilities that are part of a common plan of development or sale	None	None

Reference CDPS General Permit for MS4's (Permit) (4/15/16) for areas with disturbances greater than 1 acre and outside of the Cherry Creek Basin.

Reference Cherry Creek Control Regulation (CCCR) (1/1/10) for areas with disturbances under 1 acre and within the Cherry Creek Basin.

<sup>1</sup> **Automatic Exclusions** may be defined as activities that are considered exempt from requiring post construction best management practices including both water quality capture volume and water quality enhancements with no formal documentation to Castle Pines specific to the activity required.

<sup>2</sup> **Agricultural Activities** are defined as those processes associated with the preparation, establishment, cultivation, and harvesting of crops, irrespective of zoning and not including the construction of any structures or activities on agricultural properties not directly related to the above.

<sup>3</sup> **Routine Maintenance** is defined as work performed to maintain the original line, grade, hydraulic capacity, and purpose of the facility with land disturbances less than 1 acre.

<sup>4</sup> **Authorized Exclusions** may be defined as activities that can be exempt to formal water quality capture volume and/or water quality enhancements provided adequate technical justification is provided to show the impact associated with the activity. Requests are made through the City.

<sup>5</sup> **Sidewalks**, for the purpose of this document, cannot be considered exempt if constructed as part of a roadway improvement.

<sup>6</sup> **Utility installation** includes utilities under hard surfaced roads, streets, or sidewalks, provided the disturbance is confined to the area which is hard surfaced, and the disturbance is less than one acre.

**“Above Ground and Underground Utilities:** Activities for the installation or maintenance of underground utilities or infrastructure that does not permanently alter the terrain, ground cover, or drainage patterns from those present prior to the construction activity. Includes but is not limited to

<sup>8</sup> **Large lot single family** development can be defined as disturbance greater than one acre on a single-family residential lot with an area greater than or equal to 2 ½ acres in size and having a total site imperviousness less than 10%

<sup>8a</sup> **Large lot single family outside the Cherry Creek Basin** development can be defined as disturbance greater than one acre on a single-family residential lot with an area greater than or equal to 2 ½ acres in size and having a total site imperviousness less than 20%

<sup>8b</sup> **Individual Homes** means individual home construction, including development for a single home, not including roads, road gutters, or road improvements, that disturb less than one acre of land during construction and where the owner of the single home holds a GESC permit for construction of only one dwelling unit within the subdivision, if any.

<sup>9</sup> **Trails** can be defined as access areas constructed for the purpose of recreation, and can be combined with access for operations and maintenance, not to include sidewalks that are parallel to or generally adjacent to roadways and are used as street pedestrian access.

<sup>9a</sup> **Trails** means bike and pedestrian trail. Bike lanes for roads are not included in the exclusion, unless attached to a roadway and qualifies under another exemption.

<sup>10a</sup>

<sup>10b</sup>

<sup>10c:11</sup>

**Tier 1 development and redevelopment** New impervious area for a new development and an increase in impervious area for redevelopment of less than or equal to 500 sf and less than one acre of disturbance.

**Tier 2 development and redevelopment** New impervious area for a new development and an increase in impervious area for redevelopment greater than 500 sf and less than or equal to 5000 sf, with less than one acre of disturbance.

**Tier 3 development and redevelopment** New impervious area for a new development and an increase in impervious area for redevelopment greater than 5000 sf or any land disturbance greater than 1 acre.

**Minimizing directly connected impervious areas (MDCIA)** can be defined as discharging runoff across non-engineered vegetation that is a distance of 50 feet with a slope that doesn't exceed 4%.

<sup>12</sup>

**Water quality enhancements** are defined as water quality BMPs, as defined in UDFCD Volume III and/or Douglas County Storm Drainage Criteria Manual that provide treatment but not water quality capture volume.

<sup>13</sup>

**Alternate BMPs** are defined as measures that improve the drainage characteristics of the site, such as retrofitting a component of an existing detention pond onsite to have water quality components, improving and stabilizing an outfall into a drainageway, completing an O&M Manual and Maintenance Agreement, dedicating a drainage easement, etc.

<sup>14</sup> **New Development** means land disturbing activities; structural development, including construction or installation of a building or structure, creation of impervious surfaces; and land subdivision for a site that does not meet the definition of redevelopment.

<sup>15</sup> **Redevelopment** means a site that is already substantially developed with 35% or more of existing imperviousness; with the creation or addition of impervious area (including removal and/or replacement), to include the expansion of a building footprint or addition or replacement of a structure.

<sup>16</sup> **Pavement Management Sites** means the rehabilitation, maintenance and reconstruction of existing roadway pavement (*no new impervious area is added*), including roadway resurfacing, mill and overlay, white topping, black topping, curb & gutter replacement, concrete panel replacement.

<sup>17</sup> **Roadway Redevelopment** means sites with the addition of *not more than* 8.25 feet of paved width at any location to the existing roadway; adds less than one (1) acre of paved areas per mile of roadway to existing roadway; does not add capacity to the roadway; and whose purpose is to improve roadway conditions.

<sup>18</sup> **Existing Roadway Areas** means the project does not increase the width of the roadway by more than two times the original width, or more, on average.

<sup>19</sup> **Non-Residential and Non-Commercial Infiltration Conditions** means applicable development sites for which post-development surface conditions do not result in concentrated stormwater flow during the 80<sup>th</sup> percentile stormwater runoff event. In addition, the post development surface conditions must meet the infiltration requirements of the applicable regulatory agency.

<sup>20</sup> **Excluded Roadways** means activities associated with the maintenance, repair, preservation, and associated minor modification to roadways, and associated appurtenant features, that do not permanently expand the original footprint of the roadway and do not increase the impervious area.

<sup>21</sup> **Common Plan of Development or Sale** means a contiguous area where multiple separate and distinct construction activities may be taking place at different times on different schedules but remain related, where contiguous means construction activities located in close proximity to each other.



each other (within ¼ mile). Construction activities are considered to be “related” if they share the same development plan, builder or contractor, equipment, storage areas, etc. Sites are defined as either new development or redevelopment. For example, each construction activity may be singularly less than o



one acre, but if the related activities are cumulatively greater than one acre, the related cumulative area becomes the disturbance associated with the Site.