

1 CITY OF LITTLETON, COLORADO

2
3 ORDINANCE NO. 20

4
5 Series, 2020

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7
8 AN ORDINANCE OF THE CITY OF LITTLETON,
9 COLORADO, AUTHORIZING A GRANT OF A BIOGAS
10 PIPELINE AND CUSTODY TRANSFER STATION
11 PERMANENT EASEMENT BETWEEN THE CITY OF
12 LITTLETON AND PUBLIC SERVICE COMPANY OF
13 COLORADO, LOCATED ON THE SOUTH PLATTE
14 WATER RENEWAL PARTNERS TREATMENT PLANT
15 PROPERTY

16
17 WHEREAS, the South Platte Water Renewal Partners (“SPWRP”) generates
18 methane or biogas which is created from the treatment of wastewater;

19
20 WHEREAS, Public Service Company of Colorado (“PSCO”) is a major
21 transporter of natural gas to customers in Colorado, which includes the construction, installation,
22 repair, operation and maintenance of natural gas pipelines;

23
24 WHEREAS, in 2019 the South Platte Water Renewal Partners (“SPWRP”) along
25 with Public Service Company of Colorado (“PSCO”) constructed a pipeline and custody transfer
26 station for the transport and injection of biogas into PSCO natural gas pipeline;

27
28 WHEREAS, the SPWRP will market and sell the biogas to consumers transporting
29 the biogas through the pipeline and custody transfer station currently located on SPWRP property;

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31 WHEREAS, PSCO will operate, repair and maintain the custody transfer station
32 and pipeline located on SPWRP property, and inject the biogas into its preexisting natural gas
33 pipeline which runs parallel to SPWRP property;

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35 WHEREAS, the SPWRP Supervisory Committee at their March 25, 2020 meeting
36 approved the Biogas Pipeline and Custody Transfer Station easement; and

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38 WHEREAS, with the passage of this Ordinance a permanent easement in a parcel
39 of land, being a portion of Lot 2 Platte River Subdivision recorded at reception No. B5165918,
40 Book 304, pages 4 and 5 of the Arapahoe County public records and located in the Northeast
41 Quarter of Section 33, Township 4 South, Range 68 West of the 6th P.M., City of Englewood,
42 County of Arapahoe, State of Colorado, the easement(s) varying in width and being described as
43 follows as set forth on Exhibits A and B attached hereto.

44
45 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
46 THE CITY OF LITTLETON, COLORADO, THAT:

47
48 Section 1: The Grant of this Permanent Easement Agreement to Public Service
49 Company of Colorado, by the City of Littleton, Colorado, attached hereto, along with Exhibits A

50 and B is hereby accepted and approved by the Littleton City Council.

51

52 **Section 2:** Severability. If any part, section, subsection, sentence, clause or
53 phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the
54 validity of the remaining sections of this ordinance. The City Council hereby declares that it would
55 have passed this ordinance, including each part, section, subsection, sentence, clause or phrase
56 hereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or
57 phrases may be declared invalid.

58

59 **Section 3:** Repealer. All ordinances or resolutions, or parts thereof, in conflict
60 with this ordinance are hereby repealed, provided that this repealer shall not repeal the repealer
61 clauses of such ordinance nor revive any ordinance thereby.

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63

64 INTRODUCED AS A BILL at a regularly scheduled meeting of the City Council

65 of the City of Littleton on the 5th day of May, 2020, passed on first reading by a vote of 7 FOR

66 and 0 AGAINST; and ordered published by posting at Littleton Center, Bemis Library, the

67 Municipal Courthouse and on the City of Littleton Website.

PUBLIC HEARING on the Ordinance to take place on the 19th day of May, 2020,
in the Council Chamberⁱ, Littleton Center, 2255 West Berry Avenue, Littleton, Colorado, at the
hour of 6:30 p.m., or as soon thereafter as it may be heard.

PASSED on second and final reading, following public hearing, by a vote of _____FOR
and _____ AGAINST on the 19th day of May, 2020 and ordered published by posting at Littleton
Center, Bemis Library, the Municipal Courthouse and on the City of Littleton Website.

ATTEST:

Colleen L. Norton
CITY CLERK

Jerry Valdes
MAYOR

APPROVED AS TO FORM:

Reid Betzing
CITY ATTORNEY



ⁱ Due to COVID19, the City of Littleton is providing virtual coverage of city council meetings to protect the health of citizens, council members and staff. Meetings will not be held in the council chamber until further notice.

