



# CITY OF CAÑON CITY

## Public Works

P.O. Box 1460 • 128 Main Street  
 Cañon City, CO 81215-1460  
 (719) 276-5291 • [www.canoncity.gov](http://www.canoncity.gov)

### DEVIATION REQUEST AND DECISION FORM

#### PROJECT INFORMATION

Project Name:

Bid Number (Public Project) or Right-Of-Way Permit Number (Private Project)

Development Agreement Recordation Number (If applicable)

#### APPLICANT INFORMATION

Company Name:

Owner     Consultant     Contractor

Mailing Address:

Phone Number:

Email Address:

#### ENGINEER INFORMATION

Company Name:

Colorado P.E. Number:

Mailing Address:

Phone Number:

Email Address:

#### OWNER, APPLICANT, AND ENGINEER DECLARATION

To the best of my knowledge, the information on this application and all additional or supplemental documentation is true, factual and complete. I am fully aware that any misrepresentation of any information on this application may be grounds for denial. I have familiarized myself with the rules, regulations and procedures with respect to preparing and filing this application. I also understand that an incorrect submittal will cause the project to be removed from the agenda or delay review until corrections are made, and that any approval of this application is based on the representations made in the application and may be revoked on any breach of representation or condition(s) of approval.

\_\_\_\_\_  
 Signature of owner (or authorized representative)

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Engineer's Seal, Signature  
 And Date of Signature

\_\_\_\_\_  
 \_\_\_\_\_

**DEVIATION REQUEST**

(Attach diagrams, figures and other documentation to clarify request)

A deviation from the standards of or in Section \_\_\_\_\_ of the Standard Construction Specifications is requested.

Identify the specific standard for which a deviation is being requested:

State the reason for the requested deviation:

Explain the proposed alternative and compare it to the **Standard Construction Specifications** (Provide applicable regional or national standards used as basis):

**LIMITS OF CONSIDERATION**

(At least one of the conditions listed below must be met for this deviation request to be considered.)

- The **Standard Construction Specifications** is inapplicable to the particular situation.
- Topography, right-of-way, or other geographical conditions or impediments impose an undue hardship and an equivalent alternative that can accomplish the same design objective is available and does not compromise public safety or accessibility.
- A change to a standard is required to address a specific design or construction problem, and if not modified, the standard will impose an undue hardship on the applicant with little or no material benefit to the public.

Provide Justification:

**FACTORS FOR REVIEW & APPROVAL**

Describe the financial impact of the proposed change:

While cost can be a factor for consideration the request for a deviation may not be based exclusively on financial considerations.

Describe how the deviation meets the design intent and will achieve the intended result with a comparable or superior design and quality of improvement.

Describe how the deviation will affect safety or operations, include any proposed mitigating factors.

Describe how the deviation will affect maintenance and its associated cost.

Describe how the deviation will affect aesthetic appearance.

Describe how the deviation meets the requirements of the City's MS4 permit, as applicable.

**REVIEW AND RECOMMENDATION:**

**Approved by the Public Works Director**

This request has been determined to have met the criteria for approval. A deviation from Section \_\_\_\_\_ of the Standard Construction Specifications is hereby granted based on the justification provided.

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**Denied by the Public Works Director**

This request has been determined not to have met criteria for approval. A deviation from Section \_\_\_\_\_ of the Standard Construction Specifications is hereby denied.

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**PUBLIC WORKS DIRECTOR COMMENTS/CONDITIONS:**

## **1.1. PURPOSE**

The purpose of this resource is to provide a form for documenting the findings and decision by the Public Works Director concerning a deviation request. The form is used to document the review and decision concerning a requested deviation. The request and decision concerning each deviation from a specific section of the Standard Construction Specifications shall be recorded on a separate form.

## **1.2. BACKGROUND**

A deviation is a critical aspect of the review process and needs to be documented to ensure that the deviations granted are applied to a specific development application in conformance with the criteria for approval and that the action is documented as such requests can point to potential needed revisions to the Standard Construction Specifications.

## **1.3. APPLICABLE STATUTES AND REGULATIONS**

Section 01100 1.4 E of the Standard Construction Specifications establishes a mechanism whereby an engineering design standard can be modified when if strictly adhered to, would cause unnecessary hardship or unsafe design because of topographical or other conditions particular to the site, and that a departure may be made without destroying the intent of such provision.

## **1.4. APPLICABILITY**

All provisions of the Standard Construction Specifications are subject to deviation by the Public Works Director provided that each deviation shall be documented for each specific project or instance.

## **1.5. TECHNICAL GUIDANCE**

The review shall ensure all criteria for approval are adequately considered and that justification for the deviation is properly documented.

## **1.6. LIMITS OF APPROVAL**

Whether a request for deviation is approved as proposed or with conditions, the approval is for project-specific use and shall not constitute a precedent or general deviation from these Standards.