

# CITY OF BRIGHTON, COLORADO

## 2011 FEE RESOLUTION

### RESOLUTION CHANGING AND RATIFYING CERTAIN FEES AND CHARGES ASSESSED BY THE CITY OF BRIGHTON

Resolution No: 09-68

*WHEREAS*, authority is granted by the State of Colorado to the governing body of the City of Brighton, Colorado to assess fees and charges for services provided by the City; and

*WHEREAS*, the City Council has been advised by the City Manager that certain fees and charges should be increased to offset the City's increased costs of operations and inflation.

*NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO THAT THE FOLLOWING FEES ARE HEREBY MODIFIED TO READ AS FOLLOWS:*

#### SECTION VII. WATER AND WASTEWATER FEES AND CHARGES

##### A. Water Plant Investment Fee Schedule (§13-4-90).

WATER PLANT INVESTMENT FEES	2011 RATE
(1) Single-family detached; mixed-use; commercial; industrial; and other uses not specifically delineated herein:	a. Three-Quarter-Inch Meter 1. With Water Rights \$8,900.00 2. Without Water Rights \$16,500.00
	b. One-Inch Meter 1. With Water Rights \$15,130.00 2. Without Water Rights \$27,798.00
	c. One And One-Half-Inch Meter 1. With Water Rights \$29,370.00 2. Without Water Rights \$54,705.00
	d. Two-Inch Meter

	1. With Water Rights \$47,170.00 2. Without Water Rights \$87,707.00 e. Three-Inch Meter 1. With Water Rights \$94,963.00 2. Without Water Rights \$176,037.00 f. Four-Inch Meter 1. With Water Rights \$148,630.00 2. Without Water Rights \$275,322.00 g. Six-Inch Meter 1. With Water Rights \$296,637.00 2. Without Water Rights \$549,945.00
(2) Multi-family dwellings, including apartment buildings or condominiums; single-family attached (such as duplexes or townhouses); and single family detached with carriage unit*:  * Carriage unit that is detached from main structure will pay the fee for additional unit. If the carriage unit is restricted to prohibit the rental of the unit separate from the main structure, fees as detailed in (1) shall apply.	a. With Water Rights 1. First Living Unit \$8,900.00 Each Additional Unit within building \$5,340.00 b. Without Water Rights 1. First Living Unit \$16,500.00 2. Each Additional Unit within building \$9,900.00
(3) Mobile Home Parks - Per User Unit:	a. With Water Rights \$8,900.00 b. Without Water Rights \$16,500.00
(4) A "Water Resource Fee" is required for public land donations when the development is paying the Water Plant Investment Fees under the "Without Water Rights" schedule.	\$17,000.00 per acre-foot
(5) The developer will make all taps in new construction, and shall pay an inspection fee for each tap.	\$25.00
(6) If the water department has to return to a site for an installation inspection more than two times after the written notice of	\$50.00

deficiencies, the water user shall pay a fee for each additional inspection until the deficiencies are cured.	
(7) The fees for all City-made water taps will be as follows:	(1) Three-fourths-inch connection \$66.00 (2) One-inch connection 75.00 (3) One and one-half-inch connection 138.00 (4) Two-inch connection 154.00
(8) The charge for individual water meters purchased from the City shall be as follows:	(1) Three-Fourths Inch Meter \$118.00 (2) One-Inch Meter 140.00 (3) One And One-Half-Inch Meter 263.00 (4) Two-Inch Meter 348.00 (5) Three-Inch Meter 605.00 (6) Four-Inch Meter 977.00 (7) Over Four-Inch connection shall be paid by applicant; the rate to be determined by the City.

**B. Disconnection and Reconnection Fees (§13-4-100).**

DISCONNECTION AND RECONNECTION FEES	2011 RATE
1. Disconnection Fee (8-5, M-F)	\$7.50
2. Reconnection Fee (8-5, M-F)	7.50
3. Disconnection Fee (all other hours)	11.50
4. Reconnection Fee (all other hours)	11.50

**C. Delinquent Payments; Discontinuance of Service (§13-4-120).**

DELINQUENT PAYMENTS; DISCONTINUANCE OF SERVICE	2011 RATE
1. New account set-up fee	\$5.00
2. Door-hanger notification fee	10.00
3. Water shut-off fee	30.00

D. Monthly Water Service Schedule (§13-4-130).

MONTHLY WATER SERVICE RATES	2011 RATE
(a) <u>Residential, Commercial, Municipal Potable, Municipal Non-Potable, Industrial, Mixed-use, Private Fire, Bulk and Schools Monthly Fixed Charge By Meter Size.</u> The following monthly fixed charge shall be billed to all water accounts whether there is water usage, or not:	(1) Three-fourths-inch meter \$6.36 (2) One-inch meter 9.45 (3) One and one-half-inch meter 17.10 (4) Two-inch meter 26.32 (5) Three-inch meter 55.55 (6) Four-inch meter 98.56 (7) Six-inch meter 216.90 (8) Eight-inch meter 370.55 (9) Private fire 6.04
(b) <u>Residential, and Residential Irrigation Volume-Based Water Rates Monthly Charge Per 1,000 Gallons of Usage.</u> The monthly volume-based charge will be added to the monthly fixed charge as stated in subsection (a) above. The monthly volume-based water rates shall be as follows:	
(1) The monthly volume-based water rates shall be as follows for all water usage from zero (0) gallons up to and including twenty five thousand (25,000) gallons:	a. Residential \$3.78  b. Irrigation -- Residential Only 3.78
(2) The monthly volume-based water	

MONTHLY WATER SERVICE RATES	2011 RATE
<p>rates shall be as follows for all water usage from twenty six thousand (26,000) gallons up to and including thirty thousand (30,000) gallons:</p> <p>(3) The monthly volume-based water rates shall be as follows for all water usage from thirty one thousand (31,000) gallons up to and including thirty -five thousand (35,000) gallons:</p> <p>(4) The monthly volume-based water rates shall be as follows for all water usage from thirty six thousand (36,000) gallons up to and including forty thousand (40,000) gallons:</p> <p>(5) The monthly volume-based water rates shall be as follows for all water usage over forty thousand (40,000) gallons:</p>	<p>a. Residential \$4.15</p> <p>b. Irrigation – Residential Only 4.15</p> <p>a. Residential \$4.34</p> <p>b. Irrigation – Residential Only 4.34</p> <p>a. Residential \$4.72</p> <p>b. Irrigation – Residential Only 4.72</p> <p>a. Residential \$5.10</p> <p>b. Irrigation – Residential Only 5.10</p>
<p>(2) <u>Residential senior citizen and permanently disabled discount.</u></p> <p>1. Any applicant who provides false or misleading information on the application forms is subject to a penalty that shall be assessed against their utility account.</p> <p>2. The monthly fixed charge for water</p> <p>3. Plus a volume-based monthly rate per 1,000 gallons of usage for the first 5,000 gallons of usage,</p> <p>4. Then per 1,000 gallons of usage up to and including twenty five thousand (25,000) gallons,</p> <p>5. Then per 1,000 gallons of usage for twenty six thousand (26,000) gallons up to and including thirty thousand (30,000) gallons,</p> <p>6. Then per 1,000 gallons of usage for thirty one thousand (31,000) gallons up to and</p>	<p>\$100.00</p> <p>6.36</p> <p>1.36</p> <p>3.78</p> <p>4.16</p> <p>4.35</p>

MONTHLY WATER SERVICE RATES	2011 RATE
<p>including thirty five thousand (35,000) gallons,</p> <p>7. Then per 1,000 gallons of usage for thirty six thousand (36,000) gallons up to and including forty thousand (40,000) gallons,</p> <p>8. Then per 1,000 gallons of usage for all usage over forty thousand (40,000) gallons.</p>	<p>4.73</p> <p>5.10</p>
<p>(e) <u>Commercial, Industrial, Mixed-Use, Municipal Potable, Private Fire, Bulk and Non-Potable Irrigation Volume-Based Water Rates Monthly Charge Per 1,000 Gallons of Usage.</u> The monthly volume-based charge will be added to the monthly fixed charge as stated in subsection (a) above.</p> <p>(1) The monthly volume-based water rates shall be as follows for all base rate categories:</p> <p>(2) The monthly volume-based water rates shall be as follows for all water usage from 101% up to and including 110% above the base rate category:</p> <p>3) The monthly volume-based water rates</p>	<p>a. Commercial, Industrial, Mixed-Use \$3.89</p> <p>b. Municipal potable 4.39</p> <p>c. Private fire (there is no charge for water for fire protection purposes) 0.00</p> <p>d. Bulk 4.39</p> <p>e. Non-potable irrigation 2.35</p> <p>a. Commercial, Industrial, Mixed-Use \$4.28</p> <p>b. Municipal potable 4.83</p> <p>c. Private fire (there is no charge for water for fire protection purposes) 0.00</p> <p>d. Bulk 4.83</p> <p>e. Non-potable irrigation 2.58</p> <p>a. Commercial, Industrial,</p>

MONTHLY WATER SERVICE RATES	2011 RATE
<p>shall be as follows for all water usage from 111% up to and including 115% above the base rate category:</p>	<p>Mixed-Use \$4.48</p> <p>b. Municipal potable 5.05</p> <p>c. Private fire (there is no charge for water for fire protection purposes) 0.00</p> <p>d. Bulk 5.05</p> <p>e. Non-potable irrigation 2.70</p>
<p>(4) The monthly volume-based water rates shall be as follows for all water usage from 116% up to and including 125% above the base rate category:</p>	<p>a. Commercial, Industrial, Mixed-Use \$4.87</p> <p>b. Municipal potable 5.49</p> <p>c. Private fire (there is no charge for water for fire protection purposes) 0.00</p> <p>d. Bulk 5.49</p> <p>e. Non-potable irrigation 2.94</p>
<p>(5) The monthly volume-based water rates shall be as follows for all water usage from 126% and above the base rate category:</p>	<p>a. Commercial, Industrial, Mixed-Use \$5.25</p> <p>b. Municipal potable 5.93</p> <p>c. Private fire (there is no charge for water for fire protection purposes) 0.00</p> <p>d. Bulk 5.93</p> <p>e. Non-potable irrigation 3.16</p>
<p>(6) Schools, and HOAs, commercial, industrial or mixed-use irrigation accounts with a separate tap volume-based water rates monthly charge per one thousand</p>	<p>a. Schools \$3.89</p> <p>b. HOAs, Commercial, Industrial, Mixed-Use</p>

<b>MONTHLY WATER SERVICE RATES</b>	<b>2011 RATE</b>
(1,000) gallons of usage: the monthly volume-based charge will be added to the monthly fixed charge as stated in Subsection (a) (on page 34) above.	irrigation – separate tap – 0 to 500,000 gallons 5.03 c. HOAs, Commercial, Industrial, Mixed-Use irrigation – separate tap – 500,000 gallons and above 5.54

**E. Charges During Building Construction (§13-4-150).**

<b>CHARGES DURING BUILDING CONSTRUCTION</b>	<b>2011 RATE</b>
1. Construction water usage	\$75.00

**F. Unauthorized Use of Fire Hydrants Prohibited (§13-4-170).**

<b>FIRE HYDRANT WATER USE DEPOSIT</b>	<b>2011 RATE</b>
1. Deposit for fire hydrant water meter	\$1,000.00

**G. Damaging or Impairing Water System (§13-4-210).**

<b>DAMAGING OR IMPAIRING WATER SYSTEM</b>	<b>2011 RATE</b>
1. Fee for interfering with water meter	\$50.00 each occurrence

**H. Procedure for Replacing Meter (§13-4-225).**

<b>WATER METER REPLACEMENT</b>	<b>2011 RATE</b>
1. Fee for replacing water meter more than one time in 6-month period.	\$25.00 each occurrence

**I. Permit Types; Application; Fee (§13-12-70).**

<b>BUILDING SEWER PERMIT FEES</b>	<b>2011 RATE</b>
1. Permit and Inspection Fee for Residential, Commercial, or Industrial Building Sewer Permit	\$20.00

**J. Schedule for Wastewater Plant Investment Fees and Connection Charges (§13-16-25).**



<b>WASTEWATER PLANT INVESTMENT FEES AND CONNECTION CHARGES</b>	<b>2011 RATE</b>
(1) Single-family detached; mixed-use; commercial; industrial; and other uses not specifically delineated herein:	a. Three-Fourths-Inch Meter \$5,070.00 b. One-Inch Meter 8,325.00 c. One And One-Half-Inch Meter 16,865.00 d. Two-Inch Meter 26,980.00 e. Three-Inch Meter 53,960.00 f. Four-Inch Meter 92,745.00
(2) Multi-family dwellings, including apartment buildings or condominiums; single-family attached (such as duplexes or townhouses); and single family detached with carriage unit*:  * Carriage unit that is detached from main structure will pay the fee for additional unit. If the carriage unit is restricted to prohibit the rental of the unit separate from the main structure, fees as detailed in (1) shall apply.	a. First Living Unit \$5,070.00 b. Each Additional Unit Within Building 3,430.00
(3) Mobile Home Parks - Per User Unit:	\$5,070.00
(4) A charge shall be made for each separate four-inch tap made by the City	\$100.00
(5) The developer will make all taps in new developments. An inspection fee will be charged for each tap to an existing line.	\$25.00

**K. Wastewater Service Charges; Rates; Notification (§13-16-70).**

<b>WASTEWATER SERVICE CHARGES AND RATES</b>	<b>2011 RATE</b>
(1) The flat monthly wastewater service charge for all classifications of users.	\$1.15
(2) Monthly volume-based rates per 1,000 gallons of water usage are as follows:	(1) Residential \$3.77

WASTEWATER SERVICE CHARGES AND RATES	2011 RATE
	(2) Commercial, Industrial or Mixed-use 4.60 (3) Municipal 3.77
(3) Those users of the wastewater system who are not metered for water usage will be billed a flat wastewater rate each month. The flat wastewater rates will vary in amount, based on classification. The monthly flat wastewater rates for non-users metered water are as follows:	(1) Residential \$20.05 (2) Multi-family Number of dwelling units x \$20.05 (3) Commercial, Industrial or Mixed-use (discharging restrooms only) 20.40 (4) Commercial, Industrial or Mixed-use (discharging other than restrooms) 40.80
(4) <u>Residential senior citizen and permanently disabled discount</u> . Any applicant who provides false or misleading information on the forms is subject to a penalty that shall be assessed against the utility account.	\$100.00
(5) The monthly volume-based rates per one thousand (1,000) gallons of water usage for commercial users based on actual water usage each month.	\$4.60
(6) If applicants for residential rates have provided false or misleading information on the application forms, a penalty shall be assessed against the utility account and the entire year's billing shall revert to the commercial classification.	\$100.00

L. **Stormwater Impact Fee Schedule (§13-20-60).**

- A. **Time of Assessment.** Drainage fees will be assessed at the time of application for a building or grading permit and prior to any development. No development of any type shall be exempt from the assessment of drainage fees, unless specifically agreed to by the City Council in the form of a development agreement or as outlined below.

All developments, capital improvements, or building construction requiring a permit shall be classified into either a residential, commercial or industrial category for purposes of assessing drainage fees.

Roofed areas of buildings, concrete slab areas, concrete or asphalt paved areas, or any similar areas covered with impervious materials will be included in the total area used to calculate the required drainage fee.

**B. Drainage Fee Schedule:**

All property located within the Outfall System Plan:

**1. Residential Single-Family Dwelling Units**

RESIDENTIAL SINGLE-FAMILY DWELLING UNITS	2010 RATE
New Single-Family Unit (Includes Single Family Detached, Single Family Attached and Duplex Structure)	\$3,685.00

**Exceptions.** Drainage fees for the following categories are exempt:

- a. A new dwelling replacing a demolished dwelling on the same lot.
- b. Additions of impervious surfaces on existing single-family residential lots.

**2. Multi-Family Residential Dwelling Units**

MULTI-FAMILY DWELLING UNITS	2010 RATE
New Multi-Family Dwelling (Includes Apartment Buildings)	\$1,845 per Unit

**Exceptions.** Drainage fees for the following are exempt:

- a. New apartment units or buildings replacing an equal number of units or impervious surface.
- b. Paving of unpaved existing parking areas, or portions thereof, established prior to July 5, 1994, to satisfy City parking requirements.

**3. Non-Residential, Mixed-Use, Commercial and Industrial Development**

NON-RESIDENTIAL, COMMERCIAL, MIXED-USE AND INDUSTRIAL DEVELOPMENT	2010 RATE
New Development	\$0.57 per square foot of impervious surface area

**Exceptions.** Drainage fees for the following development categories are exempt:

- a. Paving of existing gravel or dirt parking areas to satisfy City parking standards for parking

- areas established prior to July 5, 1994.
- b. Building or parking areas of less than 500 square feet in size. (Incremental additions adding more than 500 square feet of impervious area are not exempt.)

**All property located outside the Outfall Systems Plan: Adopted by Ordinance No. 1668; effective March 20, 2001**

**1. Residential Single-Family Dwelling Units**

<b>RESIDENTIAL SINGLE-FAMILY DWELLING UNITS</b>	<b>2010 RATE</b>
New Single-Family Unit (Includes Single Family Detached, Single Family Attached and Duplex Structure)	<b>\$1,420.00</b>

**Exceptions.** Drainage fees for the following categories are exempt:

- a. A new dwelling replacing a demolished dwelling on the same lot.
- b. Additions of impervious surfaces on existing single-family residential lots.

**2. Multi-Family Residential Dwelling Units**

<b>MULTI-FAMILY DWELLING UNITS</b>	<b>2010 RATE</b>
New Multi-Family Dwelling (Includes Apartment Buildings)	<b>\$710 per Unit</b>

**Exceptions.** Drainage fees for the following are exempt:

- a. New apartment units or buildings replacing an equal number of units or impervious surface.
- b. Paving of unpaved existing parking areas, or portions thereof, established prior to July 5, 1994, to satisfy City parking requirements.

**3. Non-Residential, Mixed-use, Commercial and Industrial Development**

<b>NON-RESIDENTIAL, COMMERCIAL, MIXED-USE AND INDUSTRIAL DEVELOPMENT</b>	<b>2010 RATE</b>
New Development	<b>\$0.47 per square foot of impervious surface area</b>

**Exceptions.** Drainage fees for the following development categories are exempt:

- a. Paving of existing gravel or dirt parking areas to satisfy City parking standards for parking areas established prior to July 5, 1994.
- b. Building or parking areas of less than 500 square feet in size. (Incremental additions adding more than 500 square feet of impervious area are not exempt.)

**C. Non-Profit Organization Development**

This Section applies to qualifying organizations which:

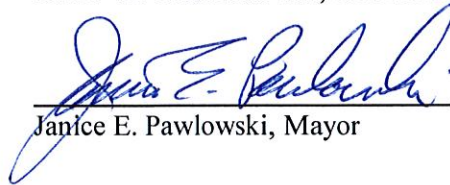
- a. Are exempt from taxation under Section 501(c)(3) of the federal *Internal Revenue Code of 1954*, as amended;

- b. Are of the type which provide charitable, educational, religious, veterans, civic, health, or human services within the City of Brighton; and
- c. Operate without profit or pecuniary benefit to its members or others.

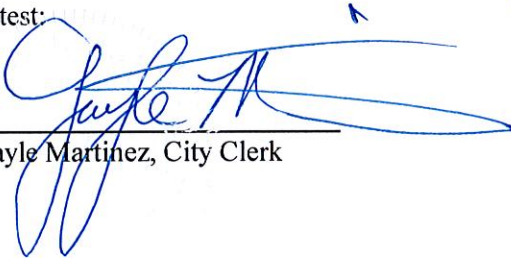
<b>NON-PROFIT ORGANIZATION DEVELOPMENT</b>	<b>2010 RATE</b>
1. New Development	<b>75% of the drainage fees as calculated in this section</b>
2. Additions and Redevelopment	<b>75% of the drainage fees as calculated in this section</b>

**THIS RESOLUTION adopted this 14th day of April, 2009.**

**CITY OF BRIGHTON, COLORADO**

  
Janice E. Pawlowski, Mayor

Attest:

  
Gayle Martinez, City Clerk