

CITY OF BRIGHTON, COLORADO

2016 UTILITY FEE RESOLUTION

RESOLUTION CHANGING AND RATIFYING CERTAIN FEES AND CHARGES ASSESSED BY THE CITY OF BRIGHTON WATER, WASTEWATER, AND STORMWATER ENTERPRISES

Resolution No: 2015-172

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

The following amendments shall be effective beginning January 1, 2016 and shall remain in effect until amended by action of the City Council. All fees not specifically listed herein shall be inherently adopted at the same rate as at most recent adoption.

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

WATER PLANT INVESTMENT FEES	RATE
(e)(1) Single-family detached; mixed-use; commercial; industrial; and other uses not specifically delineated herein:	a. Three-Quarter-Inch Meter 1. With Water Rights \$10,280.00 2. Without Water Rights \$19,565.00
	b. One-Inch Meter 1. With Water Rights \$17,133 2. Without Water Rights \$32,608
	c. One And One-Half-Inch Meter 1. With Water Rights \$34,265.00 2. Without Water Rights \$65,216.00

	<p>d. Two-Inch Meter</p> <ul style="list-style-type: none"> 1. With Water Rights \$54,824.00 2. Without Water Rights \$104,345.00 <p>e. Three-Inch Meter</p> <ul style="list-style-type: none"> 1. With Water Rights \$102,795.00 2. Without Water Rights \$195,647 <p>f. Four-Inch Meter</p> <ul style="list-style-type: none"> 1. With Water Rights \$171,325.00 2. Without Water Rights \$326,078.00 <p>g. Six-Inch Meter</p> <ul style="list-style-type: none"> 1. With Water Rights \$342,615.00 2. Without Water Rights \$652,090.00
<p>(e)(2) Multi-family dwellings, including apartment buildings or condominiums; single-family attached (such as duplexes or townhouses); and single family detached with carriage unit*:</p> <p>* 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.</p>	<p>a. With Water Rights</p> <ul style="list-style-type: none"> First Living Unit \$10,280.00 Each Additional Unit within building \$6,168.00 <p>b. Without Water Rights</p> <ul style="list-style-type: none"> First Living Unit \$19,565.00 Each Additional Unit within building \$11,445.00
<p>(e)(3) Mobile Home Parks - Per User Unit:</p>	<p>a. With Water Rights \$10,280.00</p> <p>b. Without Water Rights \$19,565.00</p>
<p>(e)(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.</p>	<p>\$19,950.00 per acre-foot</p>
<p>22. If the water department has to return to a site for an installation inspection more than two times after the written notice of deficiencies, the water user shall pay a fee for each additional inspection until the deficiencies are cured.</p>	<p>\$75.00</p>
<p>(8) The charge for individual water meters purchased from the City shall be as follows:</p>	<p>Water meter shall be paid by applicant, the rate to be determined by the City based on the current cost to purchase said meter</p>

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

DISCONNECTION AND RECONNECTION FEES	RATE
1. Disconnection Fee (8-5, M-F)	\$45.00
2. Reconnection Fee (8-5, M-F)	\$45.00
3. Disconnection Fee (all other hours)	\$75.00
4. Reconnection Fee (all other hours)	\$75.00
5. Missed Reconnection (no one home at appointed time)	\$30.00
6. Disconnection at Owner's Request	\$45.00
7. Reconnection at Owner's Request	\$45.00

C. Payment of Charges: Lien (§13-4-110)

Payment of Charges: Lien	RATE
1. Lien filing fee	\$60.00

D. New Accounts; Delinquent Payments; Discontinuance of Service (§13-4-120).

NEW ACCOUNTS; DELINQUENT PAYMENTS; DISCONTINUANCE OF SERVICE	RATE
1. New account set-up fee	\$20.00
2. Door-hanger notification fee	\$25.00
3. Water turn-off/turn-on fee for non-payment	\$45.00

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

MONTHLY WATER SERVICE RATES	RATE
(1) <u>Residential Monthly Fixed Charge</u> . A monthly fixed charge shall be billed to all residential water accounts whether there is water usage, or not.	\$15.00
(2) <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:	
a) The monthly volume-based water rates shall be as follows for all water usage from zero (0) gallons up to and including three thousand (3,000) gallons:	\$2.80
b) The monthly volume-based water rates shall be as follows for all water usage from three thousand (3,000) gallons up to and including fifteen thousand (15,000) gallons:	\$4.80

MONTHLY WATER SERVICE RATES	RATE
c) The monthly volume-based water rates shall be as follows for all water usage from fifteen thousand (15,000) gallons up to and including twenty-five thousand (25,000) gallons:	\$5.18
d) (4) The monthly volume-based water rates shall be as follows for all water usage from twenty-five thousand (25,000) gallons up to and including forty thousand (40,000) gallons:	\$5.60
e) (5) The monthly volume-based water rates shall be as follows for all water usage over forty thousand (40,000) gallons:	\$6.50
(5) <u>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.	Three-fourths-inch meter \$15.00
	One-inch meter \$24.90
	One and one-half-inch meter \$49.50
	Two-inch meter \$79.50
	Three-inch meter \$149.50
	Four-inch meter \$249.00 Six-inch meter \$495.00

(6) <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 (b) above.		
	a. Commercial, Industrial, Mixed Use – Indoor Uses	\$4.98
	b. Commercial, Industrial, Mixed Use – Indoor & Outdoor Combined Uses	\$6.30
	c. Commercial, Industrial, Mixed Use – Outdoor Irrigation Uses	\$8.55
	d. Private fire (there is no charge for water for fire protection purposes)	\$0.00

d. Bulk	\$8.55
e. Non-potable irrigation	\$3.24
(7) Multi-family Residential Volume-based Water Rates Monthly Charge per 1,000 Gallons of Usage. 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 forty thousand (40,000) gallons:	
a. Multi-family Residential Indoor Use	\$5.25
b. Irrigation – Multi-family Residential Only	\$5.25
(2) The monthly volume-based water rates shall be as follows for all water usage over forty thousand (40,000) gallons.	
a. Multi-family Residential Indoor Use	\$6.50
b. Irrigation – Multi-family Residential Only	\$8.55

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

HYDRANT METERS	RATE
Hydrant meter permit fee	\$100.00
Hydrant meter deposit	\$1,500.00
Backflow device rental fee	\$100.00
Backflow device deposit	\$1,500.00

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

FIRE HYDRANT WATER USE DEPOSIT	RATE
(b) Deposit for fire hydrant water meter	\$1,500.00
2.Unauthorized hydrant use	\$500.00

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

DAMAGING OR IMPAIRING WATER SYSTEM	
1. Fee for interfering with water meter	\$250.00
1. Broken lock/Cut Wire	\$50.00

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

WATER METER REPLACEMENT	
1. Fee for replacing water meter	No charge first occurrence; 2 nd or more in 6-month period, \$75.00 plus meter cost
2. Trip charge	\$30.00 each occurrence
3. Meter test and calibration	No charge first occurrence; \$100.00 each occurrence thereafter
4. Broken/cut wire	\$50.00
5. Relocation – customer request	\$50.00
6. High Usage check	No charge first request; \$30.00 each request thereafter within 6-month period

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

BUILDING SEWER PERMIT FEES	RATE
1. Permit and Inspection Fee for Residential, Commercial, or Industrial Building Sewer Permit	\$50.00

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

PLANT INVESTMENT FEES	RATE
(1) A Wastewater Plant Investment Fee shall be paid for the treatment component associated with each separate tap to any sanitary sewer line within the South Platte Basin of the City. The amount of the fee shall be based on the size of the water service line and shall be based on the current charges assessed by Metro.	TBD BY METRO
(2) A Wastewater Plant Investment Fee shall be paid for the treatment component associated with each separate tap to any sanitary sewer line within the South Beebe Draw Basin of the City. The amount of the fee shall be based on the size of the water service line and shall be based on the current charges assessed by the City of Lochbuie.	TBD BY LOCHBUIE
CONNECTION CHARGES	RATE

(1) Single-family detached; mixed-use; commercial; industrial; and other uses not specifically delineated herein (based on water meter size):	\$2,100.00
(2) Multi-family dwellings, including apartment buildings or condominiums; single-family attached (such as duplexes or townhouses) (a) First Living Unit (b) Each additional unit within building	\$2,100.00 \$1,365.00
(3) Mobile Home Parks – per User Unit	\$2,100.00
(4) All meters over 2” - the owner shall provide the City with an acceptable wastewater impact report authorized by a registered professional engineer experienced in wastewater services in addition to the payment of the wastewater plant investment fee.	
(5) The developer will make all taps in new developments. An inspection fee will be charged for each tap to an existing line.	\$50.00

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

WASTEWATER SERVICE CHARGES AND RATES	RATE
(a) Residential Monthly Fixed Sewer Charge By Water Meter Size. The following monthly fixed charge shall be billed to all sewer accounts whether there is water usage, or not.	\$10.95
(b) Commercial, Municipal Potable, Municipal Non-Potable, Industrial, Mixed-use, Bulk, Schools and Seniors Monthly Fixed Sewer Charge By Water Meter Size. The following monthly fixed charge shall be billed to all sewer accounts whether there is water usage, or not.	<ol style="list-style-type: none"> 1. Three-fourths-inch meter \$19.85 2. One-inch meter \$46.91 3. One and one-half-inch meter \$114.99 4. Two-inch meter \$208.39 5. Three-inch meter \$437.75 6. Four-inch meter \$792.00 7. Six-inch meter \$2,136.39

WASTEWATER SERVICE CHARGES AND RATES	RATE						
(c) Those users of the wastewater system who are metered for water usage will be billed a flat wastewater rate each month, based on the average water usage as reflected in the prior December, January and February water bills. The flat wastewater rates will vary in amount, based on classification. The monthly flat wastewater rates for metered water users are as follows.	<table border="0"> <tr> <td>1. Residential</td> <td>\$4.58</td> </tr> <tr> <td>2. Commercial</td> <td>\$5.62</td> </tr> <tr> <td>3. Municipal</td> <td>\$4.58</td> </tr> </table>	1. Residential	\$4.58	2. Commercial	\$5.62	3. Municipal	\$4.58
1. Residential	\$4.58						
2. Commercial	\$5.62						
3. Municipal	\$4.58						
(d) 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.	<table border="0"> <tr> <td>1. Residential</td> <td>\$24.39</td> </tr> <tr> <td>2. Multi-family Number of dwelling units x</td> <td>\$24.39</td> </tr> <tr> <td>3. Commercial, Industrial or Mixed-use</td> <td>\$49.66</td> </tr> </table>	1. Residential	\$24.39	2. Multi-family Number of dwelling units x	\$24.39	3. Commercial, Industrial or Mixed-use	\$49.66
1. Residential	\$24.39						
2. Multi-family Number of dwelling units x	\$24.39						
3. Commercial, Industrial or Mixed-use	\$49.66						
(e) <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						
(f) The monthly volume-based rates per one thousand (1,000) gallons of water usage for commercial users based on actual water usage each month.	\$5.62						
(g) 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						

M. 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. Storm Drainage Fee Schedule:

All property located within the Outfall System Plan:

1. Residential Single-Family Dwelling Units

RESIDENTIAL SINGLE-FAMILY DWELLING UNITS	RATE
New Single-Family Unit (Includes Single Family Detached, Single Family Attached and Duplex Structure)	\$4,214.00

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	RATE
New Multi-Family Dwelling (Includes Apartment Buildings)	\$2,126 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	RATE
New Development	\$0.65 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

RESIDENTIAL SINGLE-FAMILY DWELLING UNITS	RATE
New Single-Family Unit (Includes Single Family Detached, Single Family Attached and	\$1,640.00

Duplex Structure)	
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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	RATE
New Multi-Family Dwelling (Includes Apartment Buildings)	\$824 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	RATE
New Development	\$0.55 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.)

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.


NON-PROFIT ORGANIZATION DEVELOPMENT	RATE
1. New Development	75% of drainage fees as otherwise calculated in this section
2. Additions and Redevelopment	75% of drainage fees as otherwise calculated in this section

N. Storm Drainage Maintenance Fee Charges; Rates; Notification (§13-16-70).

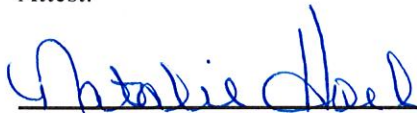
STORM DRAINAGE MAINTENANCE CHARGES	RATE
(a) Monthly storm drainage maintenance fee charges shall be assessed on all Utilities account holders within the City of Brighton City Limits independent of water and sewer usage.	1. Single-Family Residential \$4.00
	2. Multi-Family Residential \$5.10
	3. Non-residential, Commercial, Mixed-use, schools, other \$11.38

THIS RESOLUTION adopted this 15th day of December, 2015.

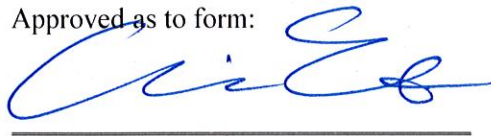
CITY OF BRIGHTON, COLORADO


Richard N. McLean, Mayor

Attest:


Natalie Hoel, City Clerk

Approved as to form:


Margaret R. Brubaker, City Attorney