

ORDINANCE NO. 779

AN ORDINANCE CONCERNING WATER FEES AND CHARGES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DACONO, COLORADO:

Section 1. The following fees and charges are hereby established effective with the billings for the usage period beginning February 1, 2014.

(a) To obtain a water tap, an applicant must dedicate raw water in an amount to be determined by the City based on the proposed usage to be served by the meter and a water tap fee in an amount as set forth below:

| Tap Size | Central Weld Tap Fee | City Tap Fee (plus actual cost for water meter and other necessary parts) | Total Tap Fee | Maximum Annual Consumption (in gallons) |
|-----------------|-----------------------------|---|----------------------|---|
| 5/8" | \$10,000 | \$1,000 | \$11,000 | 300,000 |
| 3/4" | \$13,000 | \$1,500 | \$14,500 | 750,000 |
| 1" | \$20,000 | \$1,500 | \$21,500 | 1,500,000 |
| 1 1/2" | \$36,500 | \$1,500 | \$38,000 | 3,250,000 |
| 2" | \$56,000 | \$1,500 | \$57,500 | 6,000,000 |
| 3" | \$180,000 | \$1,500 | \$181,500 | 12,000,000 |

(b) A Capital Improvements Fee shall be charged each month to all water users in the following amounts. The Capital Improvements Fee is used for repayment of bonds for the water tower and other water bonds, and line replacement and other capital costs. In accordance with D.M.C. § 13-6(b), the record owner of property for which a water tap permit has been granted shall commence payment of this Capital Improvements Fee charge upon installation of the tap and certification of the tap to the Central Weld County Water District, even if water service is not then being provided to the property.

| <u>Meter Size</u> | <u>Charge per Month</u> |
|--------------------------|--------------------------------|
| 5/8" | \$17.00 |
| 3/4" | \$42.50 |
| 1" | \$85.00 |
| 1 1/2" | \$177.50 |
| 2" | \$338.00 |
| 3" | \$676.00 |

(c) The monthly water usage charge established shall be as follows. In accordance with D.M.C. § 13-6(b), the record owner of property for which a water tap permit has been granted shall commence payment of this monthly water service charge upon installation of the tap and certification of the tap to the Central Weld County Water District, even if water service is not then being provided to the property. For taps that have been de-activated for a period of at least three (3) months by the property owner upon written notice to the City Clerk, and for which no actual water usage occurs at the property during the period of de-activation, the monthly water usage charge shall be one-half (½) of the minimum charge set forth below.

| Metered Customers | Minimum Monthly Charge | Tiered Gallon Usage | Charge per Additional Thousand Gallons | Maximum Annual Consumption (metered gallons) |
|--------------------------|------------------------|---------------------|--|--|
| 5/8" meter (residential) | \$28.00 | 0 – 5,000 | \$0.00 | 300,000 |
| | | 5,001 – 10,000 | \$2.65 | |
| | | 10,001 or more | \$3.95 | |
| 5/8" meter (commercial) | \$28.00 | 0 – 5,000 | \$0.00 | 300,000 |
| | | 5,001 – 10,000 | \$2.35 | |
| | | 10,001 or more | \$3.40 | |
| 3/4" meter | \$61.00 | 0 – 17,500 | \$0.00 | 750,000 |
| | | 17,501 – 25,000 | \$2.35 | |
| | | 25,001 or more | \$3.40 | |
| 1" meter | \$134.00 | 0 – 40,000 | \$0.00 | 1,500,000 |
| | | 40,001 – 55,000 | \$2.35 | |
| | | 55,001 or more | \$3.40 | |
| 1.5" meter (residential) | \$182.50 | 0 – 73,500 | \$0.00 | 3,250,000 |
| | | 73,501 – 100,000 | \$2.65 | |
| | | 100,001 or more | \$3.95 | |
| 1.5" meter (commercial) | \$265.00 | 0 – 73,500 | \$0.00 | 3,250,000 |
| | | 73,501 – 100,000 | \$2.35 | |
| | | 100,001 or more | \$3.40 | |
| 2" meter | \$502.00 | 0 – 140,000 | \$0.00 | 6,000,000 |
| | | 140,001 – 200,000 | \$2.35 | |
| | | 200,001 or more | \$3.40 | |
| 3" meter | \$1,001.00 | 0 – 280,000 | \$0.00 | 12,000,000 |
| | | 280,001 – 360,000 | \$2.35 | |
| | | 360,001 or more | \$3.40 | |

(d) The delinquency fee shall be as follows: \$5.00 for each month an amount is delinquent. The delinquency charge shall not be imposed if the amount due is paid in full within five days after the scheduled due date.

(e) The delinquency certification fee shall be as follows: \$30.00 for each delinquent amount certified to the County Treasurer or lien filed with the County Clerk and Recorder, plus ten percent of the delinquent amount.

(f) The disconnection fee shall be as follows: \$30.00 for owner requested discontinuation; \$50.00 for the first disconnection due to delinquency; \$75.00 for the second disconnection due to delinquency; \$100.00 for the third and all subsequent disconnections due to delinquency for the duration of the service to the owner.

(g) The bad check fee shall be as follows: \$20.00 for each dishonored check.

(h) The courtesy emergency turn-off and turn-on fee shall be as follows: (a) \$30.00 during business hours; and (b) \$40.00 during non-business hours. This charge will be added to the monthly bill for payment.

(i) Raw water dedications for each tap size are determined based on an expected level of annual consumption for such taps. Therefore, annual consumption in excess of the maximum amounts set forth for each tap size in subparagraph (c) shall be subject to an Excess Consumption Surcharge of \$0.05 per gallon for every gallon that exceeds the maximum for such tap. Funds from this Excess Consumption Surcharge may be used by the City to purchase additional raw water rights to ensure delivery of potable water to users of the City's water system is not compromised by water users who consume water in excess of the annual maximum for their tap size.

Section 2. Ordinance No. 771 is hereby repealed.

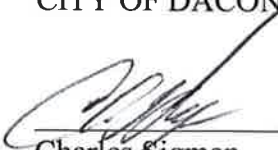
Section 3. If any article, section, paragraph, sentence, clause, or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

INTRODUCED, READ AND ADOPTED ON FIRST READING, AND ORDERED PUBLISHED BY TITLE AND POSTED IN FULL this 13th day of January, 2014.

PUBLIC HEARING AND SECOND READING WILL BE THE 27th day of January, 2014, at 6:00 P.M. AT DACONO CITY HALL, 512 CHERRY STREET, DACONO, CO.

READ, ADOPTED ON SECOND READING, APPROVED, SIGNED, AND ORDERED PUBLISHED BY TITLE this 27th day of January, 2014.

CITY OF DACONO, COLORADO



Charles Sigman
Mayor

ATTEST:



Valerie Taylor
City Clerk

Summary of Ordinance No. 779 **"AN ORDINANCE CONCERNING WATER FEES AND CHARGES"**: Establishes fees and charges for the City water system, effective February 1, 2013.