

**TOWN OF LAKE CITY
BOARD OF TRUSTEES
ORDINANCE NO. _____**

**AN ORDINANCE AMENDING SECTIONS 21-23 (b) AND (c) OF THE TOWN
CODE REGARDING WATER AND SEWER PLANT INVESTMENT FEES**

WHEREAS, the Board of Trustees of the Town of Lake City, Colorado (the “Board”), pursuant to Colorado Statute is vested with the authority of administering the affairs of the Town of Lake City, Colorado (the “Town”); and

WHEREAS, the Sections 21-23(b) and (c) of the Town of Lake City Town Municipal Code (the “Code”) sets forth, *inter alia*, water and sewer plant investment fees for various tap sizes; and

WHEREAS, the Board had the Town Engineer conduct a study to establish an updated and accurate cost of both water and sewer plant investment fee costs (the “Study”); and

WHEREAS, the Board finds it necessary to update the water and sewer plant investment fees located in Sections 21-23 (b) and (c) of the Town Code to reflect the updated and actual costs calculated by the Study.

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES
OF THE TOWN OF LAKE CITY AS FOLLOWS:**

1. Section 21-23(b) of the Lake City Municipal Code shall be amended by removing the ~~strike through~~ language and adding the **bold underlined** language to read in its entirety as follows:

(b) Water plant investment fees shall be due as follows:

Size of Tap	Plant Investment Fee
¾" or smaller	\$2,750.00 <u>\$6,000.00</u>
1"	\$3,000.00 <u>\$10,667.00</u>
1¼"	\$3,750.00
1½"	\$4,500.00 <u>24,000.00</u>
2"	\$7,000.00 <u>\$42,667.00</u>
3"	<u>\$96,000.00</u>
4"	<u>\$170,667.00</u>

No water tap larger than two inches shall be approved unless the town determines that adequate capacity is available to serve the use without adverse effects, or unless the applicant pays for the cost of installing necessary system capacity. The town board shall determine the plant investment fee for any such taps on a case-by-case basis.

2. Section 21-23(c) of the Lake City Municipal Code shall be amended by removing the ~~strike through~~ language and adding the **bold underlined** language to read in its entirety as follows:

(c) Sewer plant investment fees shall be due as follows:

Size of Tap	Plant Investment Fee
¾" or smaller	\$2,750.00 <u>\$7,000.00</u>
1"	\$3,000.00 <u>\$12,444.00</u>
1¼"	\$3,750.00
1½"	\$4,5000.00 <u>\$28,000.00</u>
2"	\$7,000.00 <u>\$49,778.00</u>
<u>3"</u>	<u>\$112,000.00</u>
<u>4"</u>	<u>\$199,111.00</u>

No sewer tap larger than four inches shall be approved unless the town determines that adequate capacity is available to serve the proposed use without adverse effects, or unless the applicant pays for the cost of installing necessary system capacity. The town board shall determine the plant investment fee for any such taps on a case-by-case basis.

3. Validity. If any part 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 Board of Trustees hereby declares that it would have approved this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

4. Repeal. Existing ordinances or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent collection of any fees assessed pursuant to the provisions of any ordinance hereby repealed prior to the taking effect of this ordinance.

INTRODUCED, PASSED AND ADOPTED A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF LAKE CITY, COLORADO AND

SIGNED THIS 15TH DAY OF JUNE, 2022.

Votes Approving: _____
Votes Opposed: _____
Absent: _____
Abstained: _____

ATTEST:

**BOARD OF TRUSTEES OF THE
TOWN OF LAKE CITY, COLORADO**

Alexander Mulhall
Town Clerk

By: _____
Dave Roberts
Mayor