

**ORDINANCE NO. ## - 2017**

**Series of 2017**

**AN ORDINANCE OF THE TOWN OF ERIE, COLORADO, AMENDING TITLE 2, "REVENUE AND FINANCE," CHAPTER 10, "FEE SCHEDULE," SECTION 4, "PUBLIC WORKS FEES," OF THE ERIE MUNICIPAL CODE; AMENDING THE METHOD FOR CALCULATING MONTHLY WASTEWATER VOLUME CHARGES FOR COMMERCIAL CUSTOMERS; AND, SETTING FORTH DETAILS IN RELATION THERETO.**

**WHEREAS**, the Board of Trustees of the Town of Erie, Colorado, wishes to amend Title 2, "Revenue and Finance," Chapter 10, "Fee Schedule," Section 4, "Public Works Fees," of the Erie Municipal Code to reflect a change in the method for calculating monthly wastewater volume charges for commercial customers; and,

**WHEREAS**, the Board of Trustees of the Town of Erie, Colorado has found and determined that it is in the best interest of the Town of Erie to amend the Erie Municipal Code in such manner.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE, COLORADO:**

Section 1. That Title 2, "Revenue and Finance," Chapter 10, "Fee Schedule," Section 4, "Public Works Fees," of the Erie Municipal Code is hereby amended to delete that portion of Section 2-10-4, "Public Works Fees," addressing monthly fees and charges for wastewater and to replace it as follows:

<b>Wastewater Rates</b>	<b>2015</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>
<u>Service charge, amount per monthly bill:</u>					
Residential and Multi-Family	\$ 15.68	\$ 15.68	\$ 15.68	\$ 15.68	\$ 15.68
Commercial	15.68	15.68	15.68	15.68	15.68
<u>Volume charge, amount per 1,000 gallons:</u>					
Residential and Multi-Family					
Winter average usage	8.20	8.20	8.20	8.20	8.20
December - February*					
Commercial					
Winter average usage	8.20	8.20	8.20	8.20	8.20
December - February*					
<p>Note: All gallon usage is based on water usage and is calculated by rounding to the nearest 1,000 gallons.</p> <p>* Average winter wastewater usage will be used during the following twelve months to calculate the volume charge. For example, average usage for December 2014, January 2015 and February 2015 will be used as the basis for the volume charge for the period March 2015 through February 2016.</p> <p>For commercial accounts, if internal water usage patterns for the months of December-February are not representative of internal usage throughout the year, the monthly wastewater volume charge will be based on each month's water usage. The appropriate basis for commercial wastewater charges for each account will be established by the Town at the inception of each account, and is subject to adjustment if usage patterns change.</p>					

The above changes to the calculation of commercial wastewater fees shall be retroactive to March 1, 2017.

Section 2.      Severance Clause. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town Board hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases be declared invalid.

Section 3.      Repeal. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repeal shall not repeal the repeal clauses of such ordinance nor revive any ordinance thereby.

Section 4. Effective Date. This ordinance shall take effect \_\_\_\_\_.

**INTRODUCED, PASSED, ADOPTED AND ORDER PUBLISHED IN FULL  
BY THE BOARD OF TRUSTEES OF THE TOWN OF ERIE THIS \_\_\_\_ DAY OF  
\_\_\_\_\_, 2017.**

**PUBLISHED IN FULL ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2017.**

**TOWN OF ERIE, COLORADO,** a  
Colorado municipal corporation

By: \_\_\_\_\_  
Tina Harris, Mayor

**ATTEST:**

By: \_\_\_\_\_  
Nancy Parker, Town Clerk