

**Town of Erie  
Ordinance No. \_\_\_\_-2020**

**An Ordinance of the Board of Trustees of the Town of Erie Adopting  
New Water, Wastewater and Storm Drainage Fees, and Amending  
the Corresponding Sections of the Erie Municipal Code**

**Whereas**, the Town's financial policy requires that the Town have a formal rate study performed on the utility fund (water, wastewater and storm drainage) charges at least every five years;

**Whereas**, the Town contracted with Raftelis Financial Consultants ("Raftelis") in August 2019 to conduct a rate study for water, wastewater and storm drainage monthly customer charges, water and wastewater tap fees, raw water dedication fees and storm drainage impact fees (the "Study");

**Whereas**, the results of the Study were presented to the Board of Trustees in September 2020; and

**Whereas**, based on the Study, the Board of Trustees wishes to adopt new water, wastewater, storm drainage, public works and building permit fees.

**Now Therefore be it Ordained by the Board of Trustees of the Town of Erie, Colorado, that:**

Section 1. Section 2-5A-3(A) of the Erie Municipal Code is hereby amended by deleting those portions addressing storm drainage impact fees and replacing those fees with new fees as follows:

Residential Development By Type	Impact Fee Per Dwelling Unit
Single-family detached	\$1,628.00
All other dwelling units	903.00

Nonresidential Development By Type	Impact Fee Per 1,000 Square Feet Floor Area
Commercial/retail/shopping center	\$1,423.00
Office/institutional	1,275.00
Industrial/manufacturing/warehousing	1,275.00

Section 2. Section 2-5A-3(B)(1) of the Erie Municipal Code is hereby amended as follows:

**5-5A-3: Storm drainage system impact fee.**

\* \* \*

B. Adjustment for inflation: There shall be an annual impact fee adjustment for inflation, as follows:

1. On January 1, 2022 and on January 1 of each year thereafter in which the storm drainage system impact fee is in effect, the amount of the development fee per dwelling unit for residential development and per 1,000 square feet of gross floor area for nonresidential development shall be automatically adjusted to account for inflationary increases in the cost of providing storm drainage system facilities utilizing the most recent data from the "Engineering News Record" construction cost index for the Denver metropolitan area.

\* \* \*

Section 3. Section 2-10-4 of the Erie Municipal Code is hereby amended by deleting those portions addressing monthly fees and charges for storm drainage, wastewater and potable water and replacing those fees with new fees as follows:

	2021	2022	2023	2024	2025
Storm drainage fee:					
Rate per single-family residential equivalent (SFRE)*	\$11.98	\$11.98	\$11.98	\$11.98	\$11.98
<p>* Storm drainage fees are assessed based on the impervious area of the property. The average impervious square footage of a single-family residence in the Town is approximately 5,300 square feet, defined as a single-family residential equivalent (SFRE). All residential customers will be charged on the assumption that their property is equal to 1 SFRE. Commercial customers will be charged based on the impervious square footage divided by 5,300 square feet. For example, for a commercial property with 25,000 impervious square feet, the monthly storm drainage fee would be \$56.55 in 2021 (25,000 impervious square feet divided by 5,300 square feet equals 4.72 SFREs. 4.72 SFREs multiplied by \$11.98 = \$56.55).</p> <p>Note: Irrigation customers are not assessed a storm drainage fee.</p>					

Wastewater rates:					
	2021	2022	2023	2024	2025
Service charge, amount per monthly bill:					
Residential: Single-Family, Multi-Family, & Townhomes (1)	\$10.30	\$10.30	\$10.30	\$10.30	\$10.30
Commercial	10.30	10.30	10.30	10.30	10.30
Volume charge, amount per 1,000 gallons (based on Winter average usage December – February)*:					
Residential:					
Single-Family	9.45	9.45	9.45	9.45	9.45
Townhomes (1) & Multi-Family	8.20	8.20	8.20	8.20	8.20
Commercial:	8.20	8.20	8.20	8.20	8.20
<p>Note: All gallon usage is based on water usage and is calculated by rounding to the nearest 1,000 gallons.  (1) If individually metered</p> <p>* Average winter wastewater usage will be used during the following 12 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.</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> <p>The effective date for the rate increase shall be the first day of the calendar year.</p>					
Water hydrant meter:					
Deposit	\$3,000.00				
Fee:					
Per 1,000 gallons	6.57				
Water meter:					

Shutoff fee	20.00				
Turn on fee	20.00				
Reread fee	50.00				
Water rates, potable:					
Service charge, amount per monthly bill:					
	2021	2022	2023	2024	2025
Residential: Single-Family, Townhomes (1), & Multi-Family					
¾ inch	\$19.36	\$19.36	\$19.36	\$19.36	\$19.36
1 inch	26.83	26.83	26.83	26.83	26.83
1½ inches	45.53	45.53	45.53	45.53	45.53
2 inches	67.96	67.96	67.96	67.96	67.96
3 inches	127.78	127.78	127.78	127.78	127.78
4 inches	195.08	195.08	195.08	195.08	195.08
6 inches	382.01	382.01	382.01	382.01	382.01
Commercial and irrigation:					
¾ inch	19.36	19.36	19.36	19.36	19.36
1 inch	26.83	26.83	26.83	26.83	26.83
1½ inches	45.53	45.53	45.53	45.53	45.53
2 inches	67.96	67.96	67.96	67.96	67.96
3 inches	127.78	127.78	127.78	127.78	127.78
4 inches	195.08	195.08	195.08	195.08	195.08
6 inches	382.01	382.01	382.01	382.01	382.01
Volume charge, amount per 1,000 gallons:					
Residential: Single-Family & Townhomes (1)					
First 5,000 gallons	5.53	5.53	5.53	5.53	5.53
Next 10,000 gallons	6.92	6.92	6.92	6.92	6.92
Next 10,000 gallons	10.35	10.35	10.35	10.35	10.35
Over 25,000 gallons	15.49	15.49	15.49	15.49	15.49
Residential: Multi-Family					

First 5,000 gallons	5.53	5.53	5.53	5.53	5.53
Next 10,000 gallons	5.53	5.53	5.53	5.53	5.53
Next 10,000 gallons	5.53	5.53	5.53	5.53	5.53
Over 25,000 gallons	5.53	5.53	5.53	5.53	5.53
Commercial:					
Per 1,000 gallons	6.57	6.57	6.57	6.57	6.57
Irrigation:					
Per 1,000 gallons	7.70	7.92	8.16	8.39	8.64
<p>Note: All gallon usage is based on water usage and is calculated by rounding to the nearest 1,000 gallons. The effective date for the rate increase shall be the first day of the calendar year.  (1) If individually metered</p>					

Section 4. Section 2-10-6 of the Erie Municipal Code is hereby amended by deleting those portions addressing wastewater tap fees, potable water tap fees and fees in lieu of dedication (potable water rights fees) and replacing those fees with new fees as follows:

Wastewater tap fee:	
¾ inch	\$8,860.00
1 inch	14,767.00
1½ inches	29,533.00
2 inches	47,253.00
3 inches	88,600.00
4 inches	147,667.00
6 inches	295,333.00

Potable water tap fee <sup>2</sup> :	
¾ inch	\$12,050.00
1 inch	20,080.00
1½ inches	40,170.00
2 inches	64,270.00
3 inches	120,500.00

4 inches	200,830.00
6 inches	401,670.00

Fee in lieu of dedication <sup>2</sup> (potable water rights fee):	
¾ inch	\$16,243
1 inch	See note 3
1½ inches	See note 3
2 inches	See note 3
3 inches	See note 3
4 inches	See note 3
6 inches	See note 3

Notes:

1. Building valuation shall be established by the building valuation data table excluding modifiers, as published by the International Code Council, and as updated from time to time.
2. The fee in lieu of water dedication (potable water rights fee) and potable water tap fee are separate and distinct fees. The fee in lieu of water dedication shall be required as set forth in section 8-1-9 of this Code and related sections. Potable water tap fees shall be required as set forth in Sections 8-1-8 and 8-1-18 of this Code and related sections.
3. Section 8-1-9 of this Code, as it may be amended, defines the manner in which the Town determines the amount of fees in lieu of water dedication.
4. The non-potable water tap fee does not apply to Town-owned property. For all other property, the non-potable tap fee includes the water rights fee, so no separate fee in lieu of dedication is required.

Section 5. Severability. 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 Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 6. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 7. Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

**Introduced, read, passed and ordered published this 27<sup>th</sup> day of October, 2020.**

---

Jennifer Carroll, Mayor

ATTEST:

---

Heidi Leatherwood, Town Clerk