Resolution Number 2014-11-03

RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
GREATROCK NORTH WATER AND SANITATION DISTRICT
AMENDING RULES AND REGULATIONS
(2012 Reissuance)

WHEREAS, the Greatrock North Water and Sanitation District (the "District") was organized in accordance with and pursuant to §§ 32-1-101, *et seq.*, C.R.S. for the purpose of providing water and storm drainage facilities and services to properties within and without its boundaries; and

WHEREAS, pursuant to § 32-1-1001(1)(m), C.R.S., the District's Board of Directors (the "Board") is empowered to adopt, amend and enforce rules and regulations of the District; and

WHEREAS, on June 5, 2012, the Board adopted Rules and Regulations, which Rules and Regulations incorporated all prior revisions adopted by the Board and were reissued as of this date and which Rules and Regulations were subsequently amended on April 2, 2013, in Resolution No. 2013-04-01, and on December 3, 2013 in Resolution No. 2013-12-02 (collectively, "Rules and Regulations"); and

WHEREAS, the Board has determined that the fees and charges set forth in Appendix A need to be updated; and

WHEREAS, pursuant to §32-1-1001(2)(a), C.R.S., the Board is required to provide notice to customers receiving domestic water that it intends to consider the fixing or increasing of fees, rates, tolls, penalties or charges for the provision of domestic water, which notice is required to be provided at least thirty (30) days prior to the meeting at which the rate adjustment will be considered and in the manner set forth therein; and

WHEREAS, on September 4, 2014, the Notice of Intent to Fix or Increase Fees, Rates, Tolls, Penalties or Charges for Water Service (the "Notice"), a copy of which is attached hereto and incorporated herein as Exhibit A, was posted on the official website of the District, in accordance with §32-1-1001(2)(a)(III), C.R.S.; and

WHEREAS, on September 13, 2014, the Notice was included with the monthly billing statements mailed to customers, in accordance with§32-1-1001(2)(a)(II), C.R.S.; and

WHEREAS, the Board desires to amend the Rules and Regulations in this Resolution to provide for the changes in fees, rates, tolls, penalties and charges reflected in the Schedule of Fees and Charges appended to the Rules and Regulations (2012 Issue) as Appendix A thereto.

NOW, THEREFORE, be it resolved by the Board as follows:

Section 1. REPLACEMENT OF APPENDIX A "SCHEDULE OF FEES AND CHARGES ". Appendix A of the Rules and Regulations shall be replaced it its entirety with the language set forth in **Exhibit A**, attached hereto.

Section 2. PRIOR PROVISIONS EFFECTIVE. Except as specifically amended hereby, all the terms and provisions of the Rules and Regulations, as amended, shall remain in full force and effect.

[Remainder of Page Intentionally Left Blank. Signature Page Follows].

RESOLVED AND ADOPTED this 4th day of November 2014.

GREATROCK NORTH WATER AND SANITATION DISTRICT

_____

Officer of the District

ATTEST:

_____

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys at Law

_____

General Counsel to the District

EXHIBIT A
Appendix A
Schedule of Fees and Charges

APPENDIX A

SCHEDULE OF FEES AND CHARGES

Adopted and Approved
November 4, 2014

SYSTEM DEVELOPMENT FEE $ 12,300

This fee is a one-time contribution per single-family residential equivalent unit ("EQR") required of new Customers (or existing Customers having change of use) to be used for capital investment in Regional Facilities and the organization of the District. Regional Facilities shall include the wells, treatment (including the water treatment facility and two evaporation ponds), storage, transmission, mechanical and electrical components, instrumentation and control components constructed, installed and/or acquired by the District on or before December 3, 2013. Regional Facilities shall not include site specific infrastructure or facilities or transmission lines extending from the Regional Facilities to a subdivision. The System Development Fee shall be due within five (5) business days of the issuance of a building permit by the County for each lot.

Fees for the following tap sizes will be calculated at the stated EQR values multiplied by the SDF amount stated above:

¾" Size	1 EQR
1" Size	1.67 EQR
1½" Size	3.33 EQR
2" Size	6.67 EQR
3" Size	16.67 EQR
4" Size	33.33 EQR
Larger than 4"	As Determined by District

TAP INSPECTION FEE $150

This fee is intended to cover the cost of the District's inspection of the physical tap and of the Customer's Service Line, entering the tap location on the District's as-built drawing set, and other ancillary services needed in connection with a new tap.

MONTHLY WATER SERVICE CHARGES

Base Rate (0 gallons)	$	46.00 flat rate
40,000 gallons	$	4.50 per 1,000 gals.
40,001 + gallons	$	10.00 per 1,000 gals.

LATE CHARGE $ 15.00

RENEWABLE WATER RESOURCE FEE

Meter Size	SFE	GPM	Fee*
5/8 & ¾	0.67	20	$9,936
¾	1	30	$14,830
1"	1.67	50	$24,766
1.5"	3.33	100	$49,384
2"	6.67	200	$98,916
3"	16.67	500	$247,216
4"	33.33	1000	$494,284
6"	66.67	2000	$988,716

*Fee structure based on Town of Castle Rock Municipal Code, 2012 Renewable Water Resource Fees, Chapter 4.04, Water Dedication Code.

Credit against the renewable water resource fee may be granted in consideration of the dedication of tributary water or surface water rights on such terms and conditions acceptable to the District Board.

Payment of the renewable water resource fee shall be assessed in accordance with the schedule of rates in effect as of the date of inclusion. Payment of the renewable water resource fee shall be a condition to issuance of the issuance of a water tap.

50% of Monthly Water Service Charge Base Rate
Assessed on each parcel of land established by a recorded final subdivision plat located within the District's boundaries and where the lot line of which is located within one hundred feet (100') of a water line which is installed and ready for connection. Charge assessed and due on same schedule as Monthly Water Service Charge.

INSPECTION FEES

Service Line / Meter Pit Inspection	$	180.00
Meter Installation	$	180.00
Other Inspection	$	180.00

REINSPECTION FEE OR RETURN VISIT FEE $ 180.00

METER COST Current cost to District

WATER TURN ON/TURN OFF $ 90.00 each on/off
(Customer Requested)

MISCELLANEOUS FEES:

CONSTRUCTION WATER FEE $ 50.00 / month

District shall make construction water available to homebuilders, from the date a building permit is pulled until a meter is installed at a flat monthly rate.

FIRE HYDRANT METER FEES

Meter Assembly Rental Deposit	$	2,000.00 (refundable)
Monthly Fee	$	10.00 / 1,000 gallons

FORMAL INCLUSION HEARING FEE $ 1,000.00 / application fee

Plus all costs of publication of notices and engineering, management and attorneys; fees incurred by District in processing the inclusion.

INCLUSION FEE

Initial Deposit	$	10,000.00 Non-refundable
Incremental Refundable Deposits of	$	5,000.00

For actual time and expenses incurred over the $10,000 initial deposit, including but not limited to costs of publication of notices and engineering, management and attorneys' fees.

TRANSFER OF SERVICE FEE $ 150.00/occurrence

Fee due and owing upon transfer of account from one responsible party and/or account holder to another.

PLAN REVIEW FEES

Actual Time and expenses incurred by District $ 1,500.00 / minimum fee

PENALTY FEES / FINES:

Excavation During Non-Excavation Period - Bond $ 5,000.00

December 1 through March 31 of each year. The District may adjust the no-excavation period based on actual weather conditions. The bond is security for repairs which may be required due to damage to the District's existing facilities.

Installation of any non-metered device $ 2,000.00 / occurrence

Installation of any device (i.e., "jumper") to allow for circumvention of the District's monitoring or delivery systems shall constitute unauthorized tampering and the use of the District water system shall be subject to a penalty fee. Such fines shall, until paid, constitute a lien upon the subject property, pursuant to Section 32-1-1001, C.R.S.

Irrigating with Domestic Water[1] - First Offense $ 1,000.00

[1] In a dual domestic and irrigation water service area.

Irrigating with Domestic Water[1] - Second Offense $ 2,000.00
& Flow Restrictor will be installed

Irrigating with Domestic Water[1] - Disconnection of Service. Service not to be reinstated until all fees, including penalties, are paid in full.

Failure to Possess Rules and Regulations $ 1,000.00 / occurrence
Failure to purchase and/or have a copy of the Greatrock North Water and Sanitation District Rules and Regulations, and updates, and approved construction plans on site during construction.

Occupation of Building Prior to Meter Set $ 1,000.00

Repair of Broken or Damaged Water Meters, Meter Pits and Curb Stop Boxes 100%[2]
Plus any management and attorneys' fees incurred to collect associated costs.

Unauthorized Tampering with District systems or meters: $ 2,000.00 / incident
Plus actual cost of damage, expense, and loss.

Unauthorized Connection Fee 2 x the current SDF
Plus actual cost of damage, expense, and loss, legal fees, and any other costs incurred in the filing of criminal charges.

[2] A) If a Customer damages or breaks their water meter, the Customer shall pay 100% of the associated costs for the repair and/or replacement of the water meters, meter pits and curb stop boxes.
B) The District will notify the Customer of the broken or damaged water meters, meter pits and curb stop boxes and the costs of repair and/or replacement. A copy of the invoice for the work will be included with the notice. The Customer will reimburse the costs to the District within thirty (30) days of receipt of the notice.
C) If reimbursement is not received by the District within thirty (30) days of the notice, the costs will be added as a charge to the Customer's water bill for the next billing cycle.