

**Town of Basalt, Colorado
Ordinance No. 02
Series of 2019**

**A ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BASALT,
COLORADO, APPROVING WATER RATE CHARGES PURSUANT TO SECTION 13-
47 OF THE TOWN CODE**

RECITALS

A. The Town of Basalt ("Town"), acting by and through its Town Council ("Town Council"), has the power to approve water rates for users of water pursuant to the Town Code.

B. The Town Staff utilized the 2010 water rate study completed by the Town's engineer, SGM, to determine the new water rates which recommended an initial rate increase of 21% to balance revenues to expenses. A range of annual increases were also recommended which varied from 3.9% to 4.88%. The water rate study is incorporated herein by this reference.

C. At a public meeting held on January 8, 2019, the Town Council considered the testimony as offered by the Town Staff and members of the public.

D. The Town Council finds and determines it is in the best interests of the Town to approve the Water Rates as provided herein. The Town Council finds and determines the Water Rates approved herein are reasonably necessary to promote the legitimate public purposes of the public health, safety and welfare.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE
TOWN OF BASALT, COLORADO AS FOLLOWS:**

1. Recitals. The Town Council incorporates the above recitals and all exhibits as references, findings and determinations and conclusively makes all the findings, facts, determinations and conclusions contained herein.

2. Water Rates. Based on the testimony, exhibits and comments from the public and Town Staff, and pursuant to Section 13-47(a) of the Town Code, the Town Council hereby approves the following water rates:

(a) *In Town Water Users.* In addition to other applicable charges, customers in the Town shall pay a water service charge consisting of two (2) parts, base charge and gallons-used charge, which shall be paid as follows:

(1) Base Charge of \$79.00 per EQR; and

(2) Gallons-Used Charge of:

<u>Gallons Used per EQR</u>	<u>Charge per 1,000 Gallons</u>
0 to 31,500	\$2.45
31,501 to 80,325	\$3.38
80,326 to 111,600	\$6.92
111,601 and more	\$8.45

(b) *Outside of Town Water Users.* In addition to other applicable charges, customers outside the Town shall pay a water service charge consisting of two (2) parts, base charge and gallons-used charge, which shall be paid as follows:

- (1) Base Charge of \$117.00 per EQR; and
- (2) Gallons-Used Charge of:

<u>Gallons Used per EQR</u>	<u>Charge per 1,000 Gallons</u>
0 to 31,500	\$3.48
31,501 to 80,325	\$4.79
80,326 to 111,600	\$9.79
111,601 and more	\$11.96

(c) Such rates shall remain in effect until amended, repealed, or replaced by ordinance of the Town Council.

3. Severability. If any provision of this Ordinance is found to be unconstitutional or unlawful, such finding shall only invalidate that part or portion found to violate the law. All other provisions shall be deemed severable and shall continue in full force and effect.

4. Effective Date. This Ordinance shall be effective 14 days after final publication in accordance with the Town of Basalt Home Rule Charter.

READ ON FIRST READING, ORDERED PUBLISHED AND SET FOR PUBLIC HEARING TO BE HELD ON January 22, 2019 by a vote of 4 to 0 on the 8th day of January, 2019.

AFTER A PUBLIC HEARING AND SECOND READING, THE ORDINANCE WAS ADOPTED by a vote of ___ to ___ on January 22, 2019.

TOWN OF BASALT, COLORADO

BY: 

Jacques R. Whitsitt, Mayor

ATTEST:



Pamela K Schilling, Town Clerk



APPROVED AS TO FORM:



Jeff Conklin, Town Attorney

First Publication: Thursday, January 17, 2019
Final Publication:
Effective date: