

Resolution No. 16-08

TOWN OF MILLIKEN

**A RESOLUTION OF THE TOWN OF MILLIKEN ADOPTING STORM WATER UTILITY FEES FOR THE STORM WATER UTILITY ENTERPRISE AND AMENDING THE TOWN'S FEE SCHEDULE TO INCORPORATE THE SAME**

**WHEREAS**, the Town Board of Trustees previously enacted Ordinance No. 704 to establish a storm water management and facility utility enterprise; and

**WHEREAS**, the storm water enterprise will have the ability to appropriate and disburse funds for the benefit of the Town of Milliken, its citizens and property owners to provide storm water facilities for drainage and to control flooding through proper management, retention and detention of surface waters; and

**WHEREAS**, the Board of Trustees also enacted Ordinance No. 727 to adopt requirements and regulations governing the storm water management and facility utility enterprise and to authorize the imposition of fees upon customers and properties in the Town to promote the protection of the public from damage from storm water runoff; and

**WHEREAS**, under the authority granted pursuant to Ordinance No.727, the Town desires to set rates for the storm water utility fees; and

**WHEREAS**, the fees adopted herein are based on engineering studies caused to be performed by the Town and are reasonably related to the overall cost of the storm water management program and services to benefit the residents of the Town; and

**WHEREAS**, by adoption of the fees set forth herein, the Town's Fee Schedule is amended to incorporate such fees.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF MILLIKEN, COLORADO:**

**Section 1.** Acting through the storm water management and facility utility enterprise, the Board hereby adopts the following storm water utility fees on properties within the Town in accordance with and subject to the provisions of Article V, Storm Water Utility, Chapter 13 of the Municipal Code:

- a. All single family zoned parcels, lots or tracts shall be charged a flat monthly fee of Five Dollars (\$5.00) per month for an annual fee of Sixty Dollars (\$60.00).
- b. All commercial, industrial and non-single family residential parcels, lots or tracts within the Town not exempt under Section 13-5-50(d) of the Municipal Code shall be charged a monthly fee of Five Dollars (\$5.00) per impervious area acre in accordance with the study performed by Lamp Rynearson & Associates dated December 9, 2015, as such is updated and amended on an annual basis.

**Section 2.** The Board of Trustees hereby amends the Town's Fee Schedule to incorporate the storm water utility fees for residential, commercial and industrial properties

as set forth herein and authorizes Town staff to make the appropriate changes to the Town's Fee Schedule.

**Section 3.** The storm water utility fees established in this Resolution shall be effective as of **July 1, 2016**, and may thereafter be amended from time to time by resolution of the Town Board of Trustees acting through its storm water management and facility utility enterprise.

INTRODUCED, READ AND ADOPTED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES this 13<sup>th</sup> day of April, 2016.

ATTEST:

  
Cheryl Powell, Town Clerk

TOWN:

  
Milt Tokunaga, Mayor