

ORDINANCE NO. 1496
Series of 2019

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF TELLURIDE, COLORADO ESTABLISHING WATER & WASTEWATER RATES AND CHARGES FOR 2020.

WHEREAS, Chapter 13, Article 2 of the Telluride Home Rule Charter authorizes the Town Council to establish rates by ordinance for water and wastewater services; and

WHEREAS, the Town Council has determined that increases in water and wastewater service rates are necessary to support water and wastewater operations and maintenance, system improvements, and existing or contemplated debt; and

WHEREAS, the Town Council also finds it necessary for a debt support surcharge for out-of-Town water and wastewater users comparable to the debt support mill levy assessed on in-town properties.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF TELLURIDE, COLORADO as follows:

Section 1.

There are hereby established, amended, fixed and modified, effective January 1, 2020, the following water and wastewater utility user rates and charges.

Levy. A service charge is levied and assessed for water and/or sewer service to any lot, parcel of land, water and/or sewer using unit that receives water and/or sewer from the Town at the following rates:

A. In-Town Rates: Bi-Monthly In-Town Water and Wastewater Rate Schedule

Rate Class	Meter Size	Water			Wastewater Charge
		Bi-Monthly Base Fee	Usage Block (Gallons)	Charge Per 1,000 Gallons	
Residential - In Town		\$86.28	0-8,000 8,000-12,000 12,000-15,000 15,000-100,000* >100,000	\$0.00 \$8.33 \$9.45 \$10.57 + \$1.00 per 5000 gal. \$28.53	\$112.15 (all levels of usage)
Residential - In Town Size & Deed Restricted		\$56.11	0-8,000 8,000-12,000 12,000-15,000 15,000-100,000 >100,000	\$0.00 \$8.33 \$9.45 \$10.57 + \$1.00 per 5000 gal. \$28.53	\$83.70 (all levels of usage)
EMT & Firefighter		\$0.00	0-8,000 8,000-12,000 12,000-15,000 15,000-100,000 >100,000	\$0.00 \$8.33 \$9.45 \$10.57 + \$1.00 per 5000 gal. \$28.53	0 (all levels of usage)
Commercial	5/8"	\$117.59	0 - 8000 8,000 - 30,000 over 30,000	\$0.00 \$6.74 \$8.97	\$112.15 \$12.61 per 1,000 gallons above base
Commercial	3/4"	\$133.63	0 - 12,000 12,000 - 33,000 over 33,000	\$0.00 \$6.74 \$8.97	\$167.89 \$12.61 per 1,000 gallons above base
Commercial	1"	\$189.75	0 - 16,000 16,000 - 33,000 over 33,000	\$0.00 \$6.74 \$8.97	\$224.05 \$12.61 per 1,000 gallons above base
Commercial	1.5"	\$440.93	0 - 32,000 32,000 - 64,000 over 64,000	\$0.00 \$6.74 \$8.97	\$447.93 \$12.61 per 1,000 gallons above base
Commercial	2"	\$735.00	0 - 48,000 48,000 - 150,000 over 150,000	\$0.00 \$6.74 \$8.97	\$672.00 \$12.61 per 1,000 gallons above base
Commercial	3"	\$1162.38	0 - 72,000 72,000 - 160,000 over 160,000	\$0.00 \$6.74 \$8.97	\$1,007.96 \$12.61 per 1,000 gallons above base
Commercial	4"	\$1549.87	0 - 96,000 96,000 - 310,000 over 310,000	\$0.00 \$6.74 \$8.97	\$1,343.98 \$12.61 per 1,000 gallons above base

B. Out-of-Town Rates: All out-of-Town customers will be charged rates of one hundred and twenty-five percent (125%) of the in-Town rates on a bi-monthly basis.

Rate Class	Meter Size	Water			Wastewater Charge
		Bi-Monthly Base Fee	Usage Block (Gallons)	Charge Per 1,000 Gallons	
Residential – Out-of-Town		\$107.86	0-8,000 8,000-12,000 12,000-15,000 15,000-100,000* >100,000	\$0.00 \$10.42 \$11.80 \$13.20 + \$1.25 per 5000 gal. \$35.64	\$140.18 (all levels of usage)
Residential - Out-of-Town Size & Deed Restricted		\$70.12	0-8,000 8,000-12,000 12,000-15,000 15,000-100,000 >100,000	\$0.00 \$10.42 \$11.80 \$13.20 + \$1.25 per 5000 gal. \$35.64	\$104.60 (all levels of usage)
EMT & Firefighter		\$0.00	0-8,000 8,000-12,000 12,000-15,000 15,000-100,000 >100,000	\$0.00 \$10.42 \$11.80 \$13.20 + \$1.25 per 5000 gal. \$35.64	0 (all levels of usage)
Commercial	5/8"	\$147.00	0 - 8000 8,000 - 30,000 over 30,000	\$0.00 \$8.41 \$11.22	\$140.18 \$15.76 per 1,000 gallons above base
Commercial	3/4"	\$167.05	0 - 12,000 12,000 - 33,000 over 33,000	\$0.00 \$8.41 \$11.22	\$209.85 \$15.76 per 1,000 gallons above base
Commercial	1"	\$237.17	0 - 16,000 16,000 - 33,000 over 33,000	\$0.00 \$8.41 \$11.22	\$280.09 \$15.76 per 1,000 gallons above base
Commercial	1.5"	\$551.15	0 - 32,000 32,000 - 64,000 over 64,000	\$0.00 \$8.41 \$11.22	\$575.93 \$15.76 per 1,000 gallons above base
Commercial	2"	\$918.56	0 - 48,000 48,000 - 150,000 over 150,000	\$0.00 \$8.41 \$11.22	\$839.99 \$15.76 per 1,000 gallons above base
Commercial	3"	\$1,452.99	0 - 72,000 72,000 - 160,000 over 160,000	\$0.00 \$8.41 \$11.22	\$1,295.95 \$15.76 per 1,000 gallons above base
Commercial	4"	\$1,937.34	0 - 96,000 96,000 - 310,000 over 310,000	\$0.00 \$8.41 \$11.22	\$1,727.97 \$15.76 per 1,000 gallons above base

C. Irrigation Only Rates: Irrigation Only accounts will be charged the same minimum bill that is applicable to their class (Residential or Commercial; In-Town or Out-of-Town) and meter size. For use in excess of the minimum allowance, volume rates will be one hundred twenty five percent (125%) of the inclining block rates applicable to their respective class and meter size.

D. Out-of-Town Debt Support Surcharge: In addition, unless otherwise required by an ordinance or contract authorizing water and/or sewage service, or pre-existing annexation agreement, to out-of-Town users there shall be imposed upon each out-of-Town customer an annual service rate surcharge of One Hundred Ninety and 50/100 Dollars (\$190.50) payable in six equal bimonthly installments.

Section 2.

This ordinance shall not have any effect on existing litigation and shall not operate as an abatement of any action or proceeding now pending under or by virtue of the ordinances repealed or amended as herein provided and the same shall be construed and concluded under such prior ordinances.

Section 3.

The provisions of this ordinance are severable and the invalidity of any section, phrase, clause or portion of the ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of the ordinance.

Section 4.

This ordinance shall become effective upon the date of publication of notice of its passage in a newspaper of general circulation within the Town of Telluride.

Section 5.

A public hearing on the ordinance shall be held on the 10th day of December, 2019, in the Town Council Chambers, Rebekah Hall, 113 W. Columbia, Telluride, Colorado.

INTRODUCED, READ, and REFERRED to public hearing before the Town Council of the Town of Telluride, Colorado, on the 19th day of NOVEMBER, 2019.

TOWN OF TELLURIDE

By: DeLanie Young
DeLanie Young, Mayor

ATTEST

Tiffany Kavanagh
Tiffany Kavanagh, Town Clerk



HEARD AND FINALLY ADOPTED by the Town Council of the Town of Telluride, Colorado, this 10th day of December, 2019.

TOWN OF TELLURIDE

By: DeLanie Young
DeLanie Young, Mayor

ATTEST

Tiffany Kavanagh
Tiffany Kavanagh, Town Clerk

APPROVED AS TO FORM:

Kevin J. Geiger
Kevin J. Geiger, Town Attorney

STATE OF COLORADO)
)
 COUNTY OF SAN MIGUEL) ss.
)
 TOWN OF TELLURIDE)

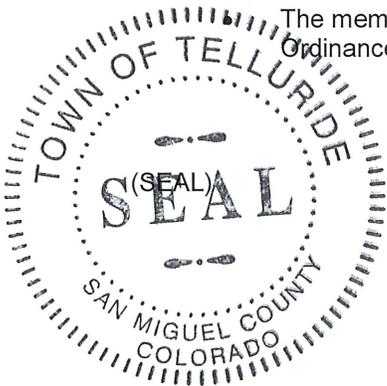
I, Tiffany Kavanaugh, the Town Clerk of the Town of Telluride, Colorado (the "Town"), do hereby certify:

- The foregoing pages are a true and correct copy of an ordinance (the "Ordinance") passed and adopted by the Town Council (the "Council") of the Town at a regular meeting of the Council held on 12/10/19.
- The Ordinance was duly moved and seconded and the Ordinance was adopted at the Town Council meeting of 12/10/19, by an affirmative vote of the members of the Council as follows:

Name	"Yes"	"No"	Absent	Abstain
DeLanie Young, Mayor	✓			
Todd Brown	✓			
Jessie Rae Arguelles	✓			
Lars Carlson	✓			
Adrienne Christy	✓			
Geneva Shaunette	✓			
Tom Watkinson	✓			

- The Ordinance was approved and authenticated by the signature of the Mayor, sealed with the Town seal, attested by the Town Clerk and recorded in the minutes of the Council.
- There are no bylaws, rules or regulations of the Council that might prohibit the adoption of said Ordinance.

The members of the Council were present at the meeting and voted on the passage of such Ordinance as set forth above.




 Tiffany Kavanaugh, Town Clerk