

RESOLUTION 2018-14
CONCERNING ISSUANCE OF WATER AND WASTEWATER CONNECTION
PERMITS AND LETTERS OF AVAILABILITY OF SERVICE

WHEREAS, the Board of Directors believes that it is necessary for the proper administration of the district to establish an expiration period for connection permits, and;

WHEREAS, past policies have left the district with active permits which have not actually been connected to serve a building, some after more than 30 years, and

WHEREAS, these unused connection permits are an ongoing liability for the cost of connecting the property to the water and sewer system currently accounting for an estimated \$80,000 in ongoing liability.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE ROUND MOUNTAIN WATER AND SANITATION DISTRICT, COLORADO:

1. The following paragraph contained in Section 2.3 shall be deleted: “An owner of a vacant lot, which is adjacent to both District water and sewer lines may pay in advance for water and sewer taps whether or not he has a building permit for that location. Any person wishing to take advantage of this provision shall obtain a valid written permit from the District and shall be subject to the same minimum monthly water and sewer service fees as though the service lines were connected and installed at that location. Such fees shall apply from the date of permit approval. If tap fees are then subsequently amended, no adjustment shall be made by means of a rebate or additional charge at the time a building is constructed upon that particular lot, unless a request is made for a change in tap size. All taps shall be purchased for a designated location and shall not be transferred to any other location unless specifically approved by the Board.”
2. The following paragraphs shall be inserted into Section 2.3
 - a. Prior to requesting a connection permit for water and/or wastewater service an “Availability of Service” letter must be obtained. This letter will contain information regarding the availability of service(s), under what conditions the service can be made available, and any special circumstances that pertain to the property. This letter will guarantee water and sewer service to the property, and the permit fee for the connections contained in the letter, for a period of one-year after the date of the letter. Prior to the property owner beginning construction of a building, a permit for connection must be obtained. Any changes to the original request for service may require adjustments to the fees charged for the connection permits in accordance with the district’s approved fee structure. If the “Availability of Service” letter expires prior to a connection permit being obtained the letter is no longer valid

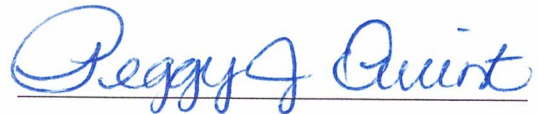
and an application for new "Availability of Service" letter will need to be submitted and reviewed based on the then existing rules and availability of services.

- b. All connection permits issued prior to the effective date of this resolution shall continue to be administered in accordance with the above deleted paragraph until such time connections are made to buildings, connection permits are transferred to another property to provide service, or the connection permits are abandoned in accordance with Section 2.7.
- c. Water and/or Wastewater permits issued after the effective date of this resolution shall expire 365 days after the date of issuance. A permit may be extended by 180 days from the expiration date, if construction of a building is currently underway at the permit location or a contract for construction of a building has been executed for the site.
- d. If construction has not begun, or an extension to the permit not been requested by the 366th day after the permit was issued, the permit will be deemed expired and no longer valid. The district will refund to the current property owner any system development fees or other similar charges previously paid to the district, within 30 days after the permit has expired. Once expired, a new permit must be acquired before any connection may be made. No refund will be made of any fees charged for accepting the application, for any design related fees, or other similar fees. Similarly, any fees for or costs incurred by the district related to the extension of water or wastewater service lines to the property line, or any other costs charged or incurred by the district because of the application shall not be refunded. Any refund will be sent by first class mail to the address on the permit, unless the district has received written request for the amount to be sent to a different address or via a different means signed and notarized by all persons who currently have title to the property to be served. Any refunds will be made to the person or person(s) who currently have title to the property to be served.
- e. All permits shall be subject to the same minimum monthly water and/or wastewater service fees as though the service lines were connected and installed at that location. Billing for these minimum monthly fees shall begin on the first of the month following 90 days after the permit is issued, or upon connection of the property owners service line to the meter, whichever occurs first. If tap fees are then amended after the date of permit issuance, no adjustment shall be made by means of a rebate or additional charge at the time a building is constructed upon that lot, unless a request is made for a change in tap size, or any other adjustment that would impact flow or pressure through the connection. All connection permits shall be obtained for a designated location and shall not be transferred to any other location unless specifically approved by the Board. Any minimum service fees charged after obtaining the

permit and prior to connection of the building to the district's system will not be refunded for any reason.

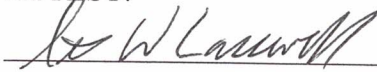
3. The District Manager is directed to update the district's current rules and regulations as directed herein. The District Manager has the additional authority to make editorial changes which do not change the intended meaning of this resolution, for example: renumbering of paragraphs if necessary.
4. The District Manager shall cause to have any necessary forms and procedures to be prepared.
5. A non-refundable fee of \$100 shall be collected upon application for an "Availability of Service Letter".
6. A non-refundable fee of \$50 shall be collected for each permit issued or reissued.

ADOPTED this 2nd Day of August 2018.



Peggy Quint, Chair

ATTEST:



Steve Lasswell, Secretary

