

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 763**

AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING SECTION 13-1-210 OF THE MEAD MUNICIPAL CODE REGARDING THE ESTABLISHMENT OF SEWER USER FEES, NUNC PRO TUNC TO THE 26TH DAY OF JANUARY 2015, AND DECLARING AN EMERGENCY.

WHEREAS, Section 13-1-210 (a) of the *Mead Municipal Code* establishes the monthly sewer user fees charged to residential and nonresidential properties; and

WHEREAS, the Town’s consultant has reviewed the sewer user fee structure and recommended certain changes to the monthly sewer user fees, which are hereby approved by the Board of Trustees; and

WHEREAS, it has been determined by the Board of Trustees that the adjustment to the monthly sewer user rate should coincide with the annual adjustment process to individual sewer accounts based on winter usage, thus avoiding the possibility of two separate user fee adjustments within the first quarter of each year; and

WHEREAS, The Board of Trustees finds and determines that because this Ordinance concerns the immediate and ongoing administration and operation of the Town, its adoption as an emergency ordinance and its adoption *nunc pro tunc* to January 26, 2015, is necessary to the immediate preservation of the public health, safety and welfare, and this Ordinance shall therefore take effect immediately upon adoption as provided by law.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MEAD, WELD COUNTY, COLORADO, THAT;

Section 1. Paragraph (a) of Section 13-1-210 Sewer user fees, of the Mead Municipal Code is hereby amended to read as follows:

“13-1-210 Sewer user fees.

(a) Sewer user fees established. There shall be and are hereby established fees (also known as rates or charges) for the use of and for the service supplied by the wastewater facilities (also known as the sewer system) of the Town for the years 2015 through March 1, 2016. In addition, the fees may be recomputed on the basis of a financial or engineering study from time to time, and shall provide adequate funds for the operation, maintenance, and repair of the facilities, the cost of any bonded debt of such facilities, and such other costs as may be deemed necessary by the Town Board. These fees are hereby found, determined, and declared to be equitable and just.

Effective March 1, 2015 and thereafter ¹	2015 ¹	
	In-Town	Outside Town ²
Monthly Service Charge		
Base Charge - includes 4,000 gal (base fee) ³	\$33.27	\$41.59
Volume charge - for each additional 1,000 gal used during the winter base period.		

Residential		
Single-Family	\$9.13	\$11.41
Multi-Family	\$9.13	\$11.41
Non-Residential		
Commercial - Low ⁴	\$9.13	\$11.41
Commercial - Medium ⁵	\$10.66	\$13.33
Commercial - High ⁶	\$12.18	\$15.23
Schools ⁷	\$10.66	\$13.33
Industrial/Special Uses (Strength Surcharge) ⁸	Varies ⁸	Varies ⁸

¹ This means beginning with the usage for that month. Because billing is done in arrears of usage, the new rate will be reflected on bills generated on April 1.

² Outside Town Rate is 25% more than In-Town Rate.

³ Base charge includes first 4,000 gallons.

⁴ Commercial with less than 10 employees.

⁵ Commercial with more than 10 employees and less than 45 employees, including all restaurants and automobile repair facilities. Medium strength effluent charged 20% more than Residential.

⁶ Commercial with more than 45 employees and those determined to require sampling and flow metering manholes. High strength effluent charged 40% more than Residential.

⁷ Schools charged 20% more than Residential.

⁸ Strength Surcharge for excessive BOD, COD and TSS as established by Schedule C, Sec.13-1-270.”

Section 2. Emergency Measure. The Board of Trustees finds and determines that because this Ordinance concerns the immediate and ongoing administration and operation of the Town, its adoption as an emergency measure is necessary to the immediate preservation of the public health, safety and welfare, and this Ordinance shall therefore take effect immediately upon adoption as provided by law.

Section 3. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases are declared invalid.

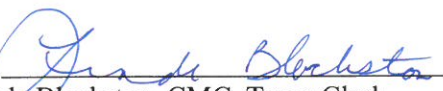
Section 4. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

Section 5. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED THIS 9th DAY OF March, 2015, NUNC PRO TUNC TO THE 26TH DAY OF JANUARY 2015.

ATTEST:

TOWN OF MEAD

By 
Linda Blackston, CMC, Town Clerk

By 
Gary R. Shields, Mayor

