

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 07- R-2023**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, AMENDING
THE TOWN COMPREHENSIVE FEE SCHEDULE TO INCLUDE RIGHT-
OF-WAY PERMIT EXTENSION FEES**

WHEREAS, the Town is authorized to establish fees, charges and assessments for permits, licenses and services to cover the reasonable costs and expenses incurred by the Town in administering Town programs and services and amend such fees and charges from time to time by resolution; and

WHEREAS, the Town adopted Section 11-2-70 of the Mead Municipal Code (“MMC”), as amended, contemplating the adoption of permit fees for excavation and obstruction of right-of-way as part of the Town Comprehensive Fee Schedule adopted and updated annually pursuant to MMC Section 1-8-10; and

WHEREAS, the Town has adopted such fees and desires to amend the comprehensive fee schedule to include fees for extension of permits for excavation and obstruction of right-of-way pursuant to Chapter 11, Article II of the MMC (“ROW Permit” or “ROW Permits”); and

WHEREAS, the Town finds that the fees set forth in this resolution are reasonably related to the costs and expenses incurred by the Town in administering ROW Permits and that it is in the best interests of the Town to amend the Comprehensive Fee Schedule to include fees for extension of ROW Permits.

NOW THEREFORE, BE IT RESOLVED by the Town of Mead, Weld County, Colorado, that:

Section 1. Fees Adopted. The Board of Trustees hereby: (a) amends the Town Comprehensive Fee Schedule to include a fee of \$1,000 per day for extension of ROW Permits past their original permit term (“Extension Fee”); and (b) directs Town staff to take all steps necessary to include the Extension Fee into the Town of Mead’s Comprehensive Fee Schedule and implement the Extension Fee to take effect on the effective date set forth in Section 3 of this resolution.

Section 2. Direction to Staff. Staff is directed to amend the ROW Permit form to clearly reference the Extension Fee and to include language authorizing the Town Engineer to waive some or all of the Extension Fee under the following circumstances, which circumstances shall be clearly articulated in the ROW Permit language: (1) applicant/permittee is working in good faith to conclude the excavation or obstruction, is responsive to Town communications, and the delay is beyond applicant/permittee’s control; or (2) applicant/permittee has timely applied for a new permit to continue the work and paid all applicable fees. The modifications to the ROW Permit form shall be completed prior to the effective date of the Extension Fee set forth in Section 3 below.

Section 3. Effective Date. This resolution shall be effective immediately upon adoption. The Extension Fee shall be effective on and after February 13, 2023.

Section 4. Certification. The Town Clerk shall certify to the passage of this resolution and make not less than one copy of the adopted resolution available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 9TH DAY OF JANUARY
2023.

ATTEST:

TOWN OF MEAD

By Mary E. Strutt
Mary E. Strutt, MMC, Town Clerk

By Colleen G. Whitlow
Colleen G. Whitlow, Mayor

