

**ORDINANCE NO. 27, SERIES OF 2007, AS AMENDED**

**A ORDINANCE AMENDING CERTAIN RATES AND CHARGES FOR WATER SERVICE.**

**WHEREAS**, because the Cañon City Water Department is a water activity enterprise, it is and must be operated as a business and must generate revenues sufficient to cover its operational expenses and debt service obligations and, therefore, also must periodically increase and otherwise adjust water rates and other charges to accomplish those goals and objectives; and

**WHEREAS**, the Council of Cañon City finds and determines that an increase in water rates in accordance with the provisions of this ordinance is necessary and appropriate to achieve the business goals and objectives of the Water Department; and

**WHEREAS**, it is the intention of the Council of Cañon City for the Water Department to use a significant portion of the new revenue generated from water rate increases provided for in this ordinance to cover costs (including debt service costs) associated with certain major capital improvements to be undertaken and completed at and near to the City's Water Treatment Plant within the next three to four years.

**NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COUNCIL OF CAÑON CITY**, that the following rates are established with respect to water service provided by the Cañon City Water Department to its users and customers.

Section 1. Residential Rates. Rates chargeable to and payable by inside and outside residential water users, respectively, as those terms are described and otherwise referred to in the applicable subsections of Sections 13.08.040 and 13.08.050 of the Cañon City Municipal Code, shall be determined with respect to meter measurement (in thousands of gallons) on a quarterly basis according to the following:

RESIDENTIAL - Quarterly

	<u>Minimum 0 to 12,000 gallons per quarter</u>	<u>13,000 to 20,000 gallons</u>	<u>&gt; 20,000 gallons</u>
Inside	\$ 39.48	\$3.29/1000	\$2.17/1000
Outside	\$ 57.84	\$4.82/1000	\$3.63/1000

Section 2. Commercial Rates. Rates chargeable to and payable by inside and outside commercial water users, respectively, shall be determined with respect to meter measurement (in thousands of gallons) on a monthly basis according to the following:

COMMERCIAL - Monthly

	<u>Minimum</u> <u>0 to 7000 gal.</u>	<u>8,000 to</u> <u>20,000 gallons</u>	<u>21,000 to</u> <u>3,000,000 gallons</u>	<u>&gt; 3,000,000</u> <u>gallons</u>
Inside	\$ 21.14	\$3.02/1000	\$2.10/1000	\$1.72/1000
Outside	\$ 29.40	\$4.20/1000	\$3.29/1000	\$2.67/1000

Section 3. Commercial – Multiple Unit Rates. Notwithstanding the rates provided for at paragraphs 1 and 2, rates chargeable to and payable by inside and outside "Commercial - Multiple Unit Water Users," respectively, shall be determined with respect to meter measurement (in thousands of gallons) on a monthly basis according to the following:

COMMERCIAL - Multiple Unit Water Users - Monthly

	<u>Minimum</u> <u>0 to 7000 gal.</u>	<u>8,000 to</u> <u>20,000 gallons</u>	<u>21,000 to</u> <u>1,000,000 gallons</u>	<u>&gt; 1,000,000</u> <u>gallons</u>
Inside	\$ 26.67	\$3.81/1000	\$3.45/1000	\$1.72/1000
Outside	\$ 39.83	\$5.69/1000	\$5.27/1000	\$2.67/1000

Section 4. For purposes of this ordinance and the water rates specified in this ordinance, the term "Commercial - Multiple Unit Water Users" shall mean any water user receiving water furnished by the Water Department through a single meter (sometimes called a "master meter") for distribution to and use by four or more commercial or residential units served through such master meter. Some examples of "Commercial - Multiple Unit Water Users" are apartment buildings, mobile home parks, business shopping centers and shoppettes. Nothing in this paragraph shall be construed to authorize any water service connection that is prohibited by the Cañon City Municipal Code.

Section 5. The Water Department may continue to bill inside and outside residential water users on a quarterly basis.

Section 6. Bulk Water Rates. The rate for sales of bulk water, as more fully described at Section 13.08.055, shall be \$5.58 per one thousand gallons.

Section 7. Outside Group User Rates. Water rates chargeable to and payable by outside group users described at subsection (A) of Section 13.08.050 of the Cañon City Municipal Code, including but not limited to the Brookside and Orchard Park water districts, shall be as follows:

<u>Minimum</u>	<u>&gt; 7,000 gallons</u>
\$ 22.62 for the first 7000 gallons	\$3.23/1000

Section 8. Unless otherwise agreed in writing or required pursuant to contract, Cotter Corporation, Shadow Hills Golf Club and Four Mile Ranch Land Development Golf Course shall pay an effective rate for water consumption of \$1.03 per thousand gallons.

Section 9. Zone surcharges applicable to the water surcharge zones established and identified at Section 13.08.097 of the Code shall be as follows:

1. No zone surcharges shall be imposed upon water users who receive water service within Zone 0.
2. The zone surcharge rate applicable to water users who receive water service at any place within Zone I shall be \$0.14 per one thousand gallons.
3. The zone surcharge rate applicable to water users who receive water service at any place within Zone II shall be \$0.37 per one thousand gallons.
4. The zone surcharge rate applicable to water users who receive water service at any place within Zone III shall be \$0.63 per one thousand gallons.
5. The zone charge rates applicable for each zone shall be recalculated periodically and adjusted upward or downward as necessary.

Section 10. The rate chargeable to persons receiving temporary water service pursuant to Section 13.08.180 of the Code shall be \$5.58 per one thousand gallons.

Section 11. This ordinance and the rates, fees and other charges provided for herein shall become effective immediately; provided that the City Administrator may implement the water rates provided for herein in a manner which does not unreasonably interfere with the Water Department billing system and procedures and so that rate changes specified herein shall become effective in an orderly progression with respect to each of the three billing cycles applicable to residential users. No rate increase provided for in this ordinance shall be applied retroactively.

Section 12. All sections of the Cañon City Municipal Code that are affected by the water rate changes provided for in this ordinance shall be amended to incorporate at the appropriate places therein the water rates provided for herein. A copy of this ordinance shall be inserted into the Cañon City Municipal Code at the conclusion of Chapter 13.08 as Schedule C of Appendix 13.08 (replacing and superseding Appendix 13.08-A, as adopted on December 19, 2005, effective January 1, 2006).

Section 13. Safety Clause. The City Council hereby finds, determines, and declares that this ordinance is necessary for the immediate preservation of the public please, health, and safety of the residents of the City.

Section 14. Effective Date. The effective date of this ordinance shall be January 1, 2008.

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William F. Jackson, Mayor

#### ATTESTATION & CERTIFICATION

12/03/07 – Introduced, Read by title & Passed on first reading  
12/07/07 – Published  
12/17/07 – Amended, Passed & Adopted as amended on second reading  
12/21/07 – Published  
01/01/08 – Effective

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Becky Walker, CMC  
City of Cañon City, Colorado