

**TOWN COUNCIL
TOWN OF GYPSUM, COLORADO**

RESOLUTION NO. 08 (SERIES 2023)

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF GYPSUM ADOPTING FEES AS AUTHORIZED BY
TITLE 13 OF THE GYPSUM MUNICIPAL CODE**

WHEREAS, the Town of Gypsum, Colorado (“Town”), is a home rule municipality duly organized and existing under Article XX of the Colorado Constitution and the Town’s Home Rule Charter effective October 21, 1982; and

WHEREAS, the Town Council of the Town (“Town Council”) has the authority to fix and, from time to time, increase or decrease fees, rates and charges, pursuant to law for services, programs or facilities furnished by the Town; and

WHEREAS, the Gypsum Municipal Code (“Code”) provides for the Town Council to set fees, rates and charges for public services, business licenses, garbage and trash collection, and zoning by Resolution; and

WHEREAS, the Town Council has, by Ordinance No. 03 (Series 2023) repealed and readopted Title 13 (Public Works) of the Code; and

WHEREAS, Title 13 of the Code calls for the Town Council to adopt a schedule of fees, charges and penalties related to Public Works, and the Town Council hereby determines that it is in the best interests of the citizens of the Town to adopt the schedule of fees, charges and penalties as set forth in Exhibit A attached hereto and incorporated herein;

WHEREAS, the Town Council hereby finds and determines that it is in the best interest of the public health, welfare and safety of the Town residents and visitors that the Town collect adequate revenues to pay ongoing operation, maintenance, and capital improvement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, STATE OF COLORADO, THAT:


1. Fees. The fees shown on the attached Exhibit A are hereby adopted. All fees and fee schedules related to Title 13 (Public Works) of the Code previously adopted by the Town Council are hereby repealed.

2. Severability. If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

3. Effective Date. This Resolution shall take effect and be enforced immediately upon its approval by the District Board.

MOVED, READ AND ADOPTED by the Town Council of the Town of Gypsum, State of Colorado, at its regular meeting held on May 9, 2023

TOWN OF GYPSUM, COLORADO

By 
Stephen M. Carver, Mayor

ATTEST:


Becky Close, Town Clerk



EXHIBIT A

**TOWN OF GYPSUM
SCHEDULE OF FEES, CHARGES AND PENALTIES**

Type of Fee	Code Section	Amount
Penalty for using Town water supply without permit for any type of use	13.01.070(3)	\$3,093.83, or such other maximum fine amount established by Section 2.01.100(6), G.M.C., whichever is higher.
Penalty for using the Town potable water supply for irrigation on residential or commercial property which is required to be supplied by a separate nonpotable supply source.	13.01.070(3)	\$3,093.83, or such other maximum fine amount established by Section 2.01.100(6), G.M.C., whichever is higher.
Hydrant Permit and Fees	13.01.090	\$100 per hydrant tap per user
Tampering with water services	13.01.130 13.01.140	\$3,093.83, or such other maximum fine amount established by Section 2.01.100(6), G.M.C., whichever is higher.
Inspection and Tapping Charges	13.01.210	\$100/hour (one hour minimum) and reimbursement of all parts.
Tap Activation Fee	13.01.240	\$100

Type of Fee	Code Section	Amount
Monthly Sewer Service Charges for In-town commercial occupancies	13.03.320	<ul style="list-style-type: none"> • \$61.68/month per one EQR • \$0.62/month per each additional 0.01 EQR • \$10.00/1,000 gallons for each 1,000 gallons used over 15,000 gallons per EQR, as determined by metered water deliveries.
Monthly Sewer Service Charges for In-town commercial occupancies with residential occupancy	13.03.330	<ul style="list-style-type: none"> • \$83.37/month per one EQR • \$0.83/month per each additional 0.01 EQR • \$10.00/1,000 gallons for each 1,000 gallons used over 15,000 gallons per EQR, as determined by metered water deliveries.
Monthly Sewer Service Charges for Out-of-Town commercial occupancies	13.03.330	<ul style="list-style-type: none"> • \$92.54/month per one EQR. • \$0.93/month per each additional 0.01 EQR • \$10.00/1,000 gallons for each 1,000 gallons used over 15,000 gallons per EQR, as determined by metered water deliveries.
Monthly Sewer Service Charges for Out-of-town commercial occupancies with residential occupancy	13.03.330	<ul style="list-style-type: none"> • \$125.06/month per one EQR. • \$1.25/month per each additional 0.01 EQR. • \$10.00/1,000 gallons for each 1,000 gallons used over 15,000 gallons per EQR, as determined by metered water deliveries.

Monthly Sewer Charges for In-town residential occupancies	13.03.330	<ul style="list-style-type: none"> • \$40.03/month per 1.0 EQR for single-family residence and 0.25 EQR for ADU • \$0.40/month per each additional 0.01 EQR assigned for the single-family residence only
Monthly Sewer Service Charges for In-town residential occupancies utilizing an existing town-maintained lift station	13.03.330	<ul style="list-style-type: none"> • \$45.02/month per 1.0 EQR to single-family residence • \$0.45/month per each additional 0.01 EQR assigned
Monthly Sewer Service Charges for Out-of-town residential occupancies	13.03.330	<ul style="list-style-type: none"> • \$60.03/month per 1.0 EQR to single-family residence • \$0.60/month per each additional 0.01 EQR assigned
Monthly Sewer Service Charges for In-town single-family residences with an accessory dwelling unit (ADU)	13.03.330	<ul style="list-style-type: none"> • \$50.02/month per 1.0 EQR to single-family residence • \$0.50/month per each additional 0.01 EQR assigned
Monthly Sewer Service Charges for In-town single-family residence (SFR) with an accessory dwelling unit (ADU) utilizing a town-maintained lift station	13.03.330	<ul style="list-style-type: none"> • \$56.29/month per 1.0 EQR per SFR and 0.25 EQR for ADU • \$0.56/month per each additional 0.01 EQR assigned
Monthly Sewer Services Charges for Out-of-town single-family residence (SFR) with an accessory dwelling unit (ADU)	13.03.330	<ul style="list-style-type: none"> • \$75.03/month per 1.0 EQR per SFR and 0.25 EQR for ADU • \$0.75/month per each additional 0.01 EQR assigned

*Additional notes on monthly sewer service charges described in Section 13.03.330:

- All rates are charged to the nearest 0.01 EQR.

- The above wastewater charges are based upon the typical BOD, TSS and pH levels for the occupancy classification. To the extent such BOD, TSS and pH levels are exceeded, The town, in its sole discretion, may sample wastewater discharge, and assess penalties.
- The monthly sewer service charges shall automatically increase 40% on January 1, 2024, by an additional 40% on January 1, 2025, and by an additional 25% on January 1, 2026.