

**TOWN COUNCIL
TOWN OF GYPSUM, COLORADO**

RESOLUTION NO. 13 (SERIES 2023)

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF GYPSUM ADOPTING FEES AS AUTHORIZED BY
TITLE 13, SECTIONS 13.01.070, 13.01.090 AND 13.01.290 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, including water service, by Resolution; and

WHEREAS, the Town Council has, by Ordinance No. 10 (Series 2023) amended Sections 13.01.070(2), 13.01.070(3) and 13.01.090(4) of Title 13 (Schedule of Water Rates) of the Code; and

WHEREAS, Section 13.01.070(2) of the Code calls for the Town Council to adopt a schedule of fees, charges and penalties related to water service and delivery; and

WHEREAS, Sections 13.01.090 and 13.01.290 of the Code call for the Town Council to adopt fees and charges for hydrant permits and unauthorized use of fire hydrants or fire sprinkler systems; and

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 and to adopt the schedule of fees, charges and penalties as set forth in Exhibit A attached hereto and incorporated herein

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

1. Fees. The fees, charges and penalties shown on the attached Exhibit A are hereby adopted.

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 Town Council.

MOVED, READ AND ADOPTED by the Town Council of the Town of Gypsum, State of Colorado, at its regular meeting held on August 8, 2023

TOWN OF GYPSUM, COLORADO

By: 
Stephen M. Carver, Mayor

ATTEST:


Becky Close, Town Clerk



Exhibit A

I. Schedule of Water Rates Pursuant to Section 13.01.070(2) of the Gypsum Municipal Code (“G.M.C.”)

A. Potable Water In-Town

\$44.00 per month per EQR base rate	0 - 7,000 gallons
Tier 1 \$3.00/thousand gallons	7,001 – 15,000 gallons
Tier 2 \$7.00/thousand gallons	15,001 – 30,000 gallons
Tier 3 \$10.00/thousand gallons	30,001 gallons and up

Drought Surcharge: 20% of the per 1,000 gallon rate for usage exceeding the first 7,000 gallons per EQR

B. Potable Water Out-of-Town

\$66.00 per month per EQR base rate	0 - 7,000 gallons
Tier 1 \$4.50/thousand gallons	7,001 – 15,000 gallons
Tier 2 \$10.50/thousand gallons	15,001 – 30,000 gallons
Tier 3 \$15.00/thousand gallons	30,001 gallons and up

Drought Surcharge: 20% of the per 1,000 gallon rate for usage exceeding the first 7,000 gallons per EQR

C. Non-potable Water In-Town

\$5.00 per month per EQR base rate
\$0.32 per 1,000 gallons for each 1,000 gallons, delivery subject to availability and in Town’s sole discretion

Drought Surcharge: 20% of the per 1,000 gallon rate

D. Penalties

Penalty for using the Town potable or nonpotable water supply for any type of use without permit or permission: \$3,525.57, or such other maximum fine amount established by Section 2.01.100(6) of the G.M.C., whichever is higher.

II. Hydrant Permit fee, pursuant to Section 13.01.090(4) of the G.M.C.:

A. In addition to the 1,000 gallon charge specified in Section 13.01.070, G.M.C., the hydrant permit fee shall be \$100 per hydrant tap per user.

III. Charges for unauthorized use of fire hydrant or fire sprinkler systems, pursuant to Section 13.01.290(2), G.M.C.:

- A. Unauthorized use shall be paid for at special charges for the actual or estimated amount of water used, together with a base charge of not less than \$500.00 and such additional amount as is necessary to cover any damage, injury or costs relative to the unauthorized use.