

**CITY OF RIFLE, COLORADO
ORDINANCE NO. 7
SERIES OF 2015**

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING
APPENDIX A TO THE RIFLE MUNICIPAL CODE TO ENACT A WATER
TANK SURCHARGE AND DECLARING AN EMERGENCY.

WHEREAS, the City of Rifle's primary water storage tank located on Graham Mesa is in emergent need of repair and refurbishment as it is on the verge of collapse; and

WHEREAS, without the Graham Mesa Water Tank, the City would be unable to provide potable water to its residents; and

WHEREAS, the City cannot repair and refurbish the Graham Mesa Water Tank without a redundant storage tank, thereby necessitating the construction of a water tank adjacent to the Graham Mesa Water Tank; and

WHEREAS, the City has acquired the necessary real property for the new water tank and obtained financing for its construction as authorized by Ordinance No. 4, Series of 2015, as amended by Ordinance No. 6, Series of 2015 (collectively the "Financing Ordinance"), for repairs and improvements to the City's municipal water system; and

WHEREAS, it is necessary to enact a water tank surcharge to raise the required revenue to pay the amounts due pursuant to the financing authorized by the Financing Ordinance; and

WHEREAS, due to the risk of higher interest rates to the City if the pertinent agreements cannot be executed and delivered promptly in response to the proposal of the investor, there exists an emergency with respect to enacting the water tank surcharge; and

WHEREAS, to mitigate the financial burden on the City's water customers, the City Council desires to delay the effective date of the water tank surcharge until October 1, 2015 with a phased increase effective January 1, 2015 and utilize Water Fund reserves to satisfy any deficiency for financing payments required in 2015; and

WHEREAS, the City Council finds and determines that the enactment of a water tank surcharge is necessary to protect the health, safety and welfare of residents and meet the City's current and future water needs and it wishes to amend the Chapter 13 fees at Appendix A of the Rifle Municipal Code accordingly.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The following Water Tank Surcharge is hereby enacted and codified in the Rifle Municipal Code at Appendix A, shown as **follows**:

Water rates		
13-1-380	Standard water service fees for users within corporate city limits: All classes of water users located within the corporate City limits shall pay the following monthly water service fees:	
	Flat fee	\$24.00 per EQR (calculated according to Section 13-4-60 EQR Schedule) up to 2,000 gallons of monthly water use per EQR
	Plus (in addition to above)	\$3.20/1,000 gallons of water use/month 2,001—4,000 gallons \$3.40/1,000 gallons of water use/month 4,001—8,000 gallons \$4.00/1,000 gallons of water use/month 8,001—20,000 gallons \$4.80/1,000 gallons of water use/month 20,001 or more gallons
	<u>Water Tank Surcharge</u>	<u>Effective October 1, 2015:</u> <u>7% of total water service fee</u> <u>Effective January 1, 2016:</u> <u>12% of total water service fee</u>
	Variable rates/other fees	
	Senior citizen (in City only)	80% applicable in-City flat fee (No reduction on rates for monthly gallons used)
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Section 3. The City Council hereby authorizes the use of Water Fund reserves to satisfy any deficiency between the revenues generated by the water tank surcharge and any payments required in 2015 by the financing authorized by the Financing Ordinance.

INTRODUCED, FINALLY ADOPTED AS AN EMERGENCY ORDINANCE AND ORDERED PUBLISHED AS SOON AS REASONABLY POSSIBLE, this 15th day of April, 2015.

CITY OF RIFLE, COLORADO

By _____
 Mayor

ATTEST:

 City Clerk