

ORDINANCE NO. 2337

INTRODUCED BY: Johnston

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING, FOR TWO MONTHLY BILLING CYCLES, CERTAIN SECTIONS OF CHAPTERS 13 AND 14, REGARDING WATER, WASTEWATER AND STORM DRAINAGE RATES, FEES AND CHARGES ASSESSED BY THE CITY OF BRIGHTON; SETTING FORTH EFFECTIVE DATES FOR SAID RATES, FEES AND CHARGES; AND OTHER DETAILS RELATED THERETO

WHEREAS, the City Council recognizes many Brighton residents are facing unprecedented hardship related to the COVID-19 pandemic and families or individuals may be unable to make a timely payment of the utility bill to the City, resulting in a termination of utility services; and

WHEREAS, when utility services are terminated as a result of the inability to pay the utility charges, there are often significant consequences to the users of the utility services, including inability to provide basic water, cooking, and sanitation; and

WHEREAS, the City Council now desires to amend certain Sections of Chapters 13 and 14 to provide a temporary reduction in utility rates, fees, and charges; and

WHEREAS, the temporary changes shall be effective for bills generated during the months of April 2020 and May 2020 only.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AS FOLLOWS:

**Section 1.** Residential Monthly Water Service Fees in Section 13-4-130 (a) of the Brighton Municipal Code are hereby amended as follows:

Residential Monthly Water Service Fee – April 2020	\$0.00
Residential Monthly Water Service Fee – May 2020	\$14.72

**Section 2.** Residential and Residential Irrigation Volume-Based Water Rates Monthly Charge in Section 13-4-130 (b) (1) through (5) of the Brighton Municipal Code are hereby amended as follows:

- (1) Zero (0) gallons up to and including three thousand (3,000) gallons.... \$2.58
- (2) Three thousand and one (3,001) gallons up to and including twenty thousand (20,000) gallons.... \$2.58
- (3) Twenty thousand and one (20,001) gallons up to and including thirty thousand (30,000) gallons.... \$2.58

(4) Thirty thousand and one (30,001) gallons up to and including forty thousand (40,000) gallons .... \$2.58

(5) Forty thousand and one (40,001) gallons and greater.... \$2.58

**Section 3.** Multi-family Residential Volume-Based Water Rates in Section 13-4-130 (d) (1) and (2) of the Brighton Municipal Code are hereby amended as follows:

(1) All usage from zero (0) up to and including forty thousand (40,000) gallons....\$2.58

- (2) Usage over forty thousand (40,000) gallons
- a. Combined or Indoor Multi-family Use.... \$2.58
  - b. Multi-Family Irrigation.... \$2.58

**Section 4.** Commercial, Municipal Potable, Irrigation, Non-Potable Irrigation, Industrial, Mixed Use, Bulk and Schools Monthly Fixed Charges in Section 13-4-130 (e) (1) through (7) of the Brighton Municipal Code are hereby amended as follows:

	<u>April 2020</u>	<u>May 2020</u>
(1) Three-quarter inch	\$0.00	\$14.72
(2) One inch	\$0.00	\$24.51
(3) One-and-one-half inch	\$0.00	\$48.76
(4) Two inch	\$0.00	\$78.26
(5) Three inch	\$0.00	\$147.20
(6) Four inch	\$0.00	\$245.12
(7) Six inch	\$0.00	\$487.28

**Section 5.** Commercial, Industrial, Mixed use, Municipal Potable, Schools, Bulk (Hydrant Meter Use), and Non-Potable Irrigation Volume-Based Water Rates for each 1,000 gallons used in Section 13-4-130 (f) (1) through (6) for of the Brighton Municipal Code are hereby amended as follows:

	<u>Charge for each 1,000 gallons of use:</u>
(1) Indoor Use	\$2.58
(2) Indoor and Outdoor Combined Use	\$2.58
(3) Municipal Potable	\$2.28
(4) Irrigation Use	\$2.58
(5) Bulk Use	\$2.58
(6) Non-Potable Irrigation	\$2.58

**Section 6.** Contract Water Surcharge in Section 13-4-130 (g) (1) through (7) of the Brighton Municipal Code are hereby amended as follows:

	<u>April 2020</u>	<u>May 2020</u>
(1) Three-quarter inch	\$0.00	\$ 4.60
(2) One inch	\$0.00	\$ 7.68
(3) One-and-one-half inch	\$0.00	\$ 15.32

(4) Two inch	\$0.00	\$ 24.52
(5) Three inch	\$0.00	\$ 46.00
(6) Four inch	\$0.00	\$ 76.68
(7) Six inch	\$0.00	\$153.32

**Section 7.** The Residential Wastewater Monthly Fixed Fees in Section 13-16-70 (b) (1) of the Brighton Municipal Code are hereby amended as follows:

- (1) Residential Monthly Fixed Fee. The following monthly fixed charge shall be billed to all residential wastewater accounts whether there is usage or not. This fee shall be as follows:

Residential Monthly Fixed Fee – April 2020	\$0.00
Residential Monthly Fixed Fee – May 2020	\$11.96

**Section 8.** The Commercial, Industrial, Municipal, Mixed Use, and Schools Monthly Fixed Fees in Section 13-16-70 (b) (2) of the Brighton Municipal Code are hereby amended as follows:

	<u>April 2020</u>	<u>May 2020</u>
a. Three-quarter inch	\$0.00	\$ 20.57
b. One inch	\$0.00	\$ 48.62
c. One-and-one-half inch	\$0.00	\$ 119.19
d. Two inch	\$0.00	\$ 216.01
e. Three inch	\$0.00	\$ 453.73
f. Four inch	\$0.00	\$ 820.93
g. Six inch	\$0.00	\$2,214.44

**Section 9.** The Storm Drain Maintenance Fees in Section 14-9-81 (1) of the Brighton Municipal Code are hereby amended as follows:

	<u>April 2020</u>	<u>May 2020</u>
a. Single-family residential	\$0.00	\$ 5.50
b. Multi-family residential	\$0.00	\$ 7.15
c. Non-residential, commercial, mixed use, schools, other	\$0.00	\$ 15.40

**Section 10.** The rates, fees, and charges changed by this Ordinance are temporary. Changes made by the Ordinance in Sections 1 through 9 shall be effective for bills generated during the months of April 2020 and May 2020 only. For all bills generated after the May 2020 billing cycle, the rates, fees, and charges shall revert to those rates, fees and changes in effect prior to this Ordinance and shall remain in effect until further amendment by the City Council.

**Section 11.** Due to the temporary nature of these rate, fee, and charge changes, City Council finds and determines that the codification of this Ordinance is not necessary.

**Section 12.** The Director of Finance is hereby authorized to make any interpretations and to take any additional action as may be required to implement the changes made by this Ordinance consistent with the intention of the City Council.

INTRODUCED, PASSED ON FIRST READING AND ORDERED PUBLISHED this 7<sup>th</sup> day of April, 2020.

INTRODUCED, PASSED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY this 21<sup>st</sup> day of April, 2020.

CITY OF BRIGHTON, COLORADO

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GREGORY MILLS, Mayor

ATTEST:

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NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

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JACK D. BAJOREK, City Attorney

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