ORDINANCE NO. _____
INTRODUCED BY: _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING SECTIONS OF ARTICLE 13-4 OF THE BRIGHTON MUNICIPAL CODE REGARDING WATER DEDICATION AND SERVICE OUTSIDE OF THE CITY, AND SECTION 13-12-55 REGARDING WASTEWATER SERVICE OUTSIDE OF THE CITY

WHEREAS, pursuant to Section 14.1 of the *City of Brighton Home Rule Charter*, authority is granted to the City Council over matters pertaining to City-owned utilities, including water and water rights; and

WHEREAS, the City engaged its water engineer to perform a review of water use data to determine whether water dedication requirements are appropriate based on consumption trends; and

WHEREAS, based on consumption trends, the water engineer recommends lowering the water dedication amounts for higher density single-family residential dwellings, as set forth herein; and

WHEREAS, the City Council desires to require that any future extraterritorial water and wastewater service require approval by the City Council so that each request may be analyzed on an individual basis; and

WHEREAS, the City Council finds it is in the best interests of the City of Brighton and its residents to amend the *Brighton Municipal Code* to adjust water dedication requirements and clarify extraterritorial service requirements.

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

Section 1. Section 13-4-10(c) is hereby amended as follows:

(c) The water rights dedication or fee-in-lieu amount for single-family detached dwellings shall be assessed in accordance with the schedule of fees, rates, and charges as adopted by the annual fee resolution, ordinance, or otherwise. The water dedication amount shall be assessed as follows:

Units/Acre	Acre-Feet/Unit Dedication Amount Required for Changed Water	Acre-Feet/Unit Dedication Amount Required for Unchanged Water
0 to 3	0.58	0.64

>3 to 4	0.56	0.62
>4 to 5	0.47	0.52
>5 to 6	0.46	0.51
>6 to 7	0.42	0.46
>7 to 8	0.40	0.44
>8 to 9	0.35	0.39
>9 to 10	0.33	0.36
>10 to 11	0.28	0.31
>11 to 12	0.28	0.31
>12 to 13	0.25	0.28
>13 to 14	0.22	0.24
>14 to 15	0.22	0.24
>15 to 16	0.20	0.22
>16 to 17	0.19	0.21
>17 to 18	0.19	0.21
>18	0.17	0.19

Section 2. Section 13-4-140 is hereby amended as follows:

Sec. 13-4-140. Service outside the City.

Any existing water service outside the City limits is hereby approved. Monthly water rates for existing service shall be double the rate for service within the City. No new service outside the City limits will be provided without a written agreement approved by City Council, with the exception of the 8-inch City water line running from 120th Avenue to 128th Avenue along Brighton Road located in Henderson, Colorado ("120th —128th Brighton Road 8-Inch Line"). Water service to the 120th —128th Brighton Road 8-Inch Line may, at the sole discretion and approval of City Council with such approval by resolution, be provided by the City under the following conditions:

(1) The rate charged for metered water shall be the same as the rate that would be charged for an in-city water customer.
(2) Payment of any fees or other charges or water dedication shall be required that would normally be charged or required for property to be provided water service within the City.
(3) Upon request by the City, the property owner shall submit a petition for annexation at such time as the served property becomes eligible for annexation to the City in accordance with Colorado law.
(4) A property may only be served if adjacent to or nearby the 120th —128th Brighton Road 8-Inch Line and if such service can be provided in a manner that is consistent with the City's standards and specifications for utility

service.

(5) City Council may impose additional conditions as it deems necessary and/or appropriate.

(6) All conditions and obligations imposed by the City for water service shall be binding on future property owners, successors, and assigns, and shall be recorded with the Clerk and Recorder of Adams County, Colorado, at property owner's expense.

(7) City Council may, at its sole discretion, waive or modify conditions (1) through (6) above when the water user will be a governmental entity.

Section 3. Section 13-12-55 is hereby amended as follows:

Sec. 13-12-55. Service outside the City.

Any existing wastewater service outside the municipal boundaries shall pay double the rate for service within the City. No new service outside the City limits will be provided without a written agreement approved by City Council.

Section 4. All sections, subsections, and definitions of Article 13 not expressly amended or modified herein remain in full force and effect.

Section 5. As provided by City Charter Section 5.9(A), this Ordinance, either as presented or as amended, shall be published full as it was adopted prior to taking final action. This Ordinance shall be in full force and effect five days after final publication, as provided in City Charter Section 5.8., except as set forth herein.

INTRODUCED, PASSED ON FIRST READING AND ORDERED PUBLISHED THIS 17th DAY OF MARCH 2026.

INTRODUCED, PASSED ON FINAL READING AND ORDERED PUBLISHED BY TITLE ONLY THIS 7th DAY OF APRIL 2026.

CITY OF BRIGHTON, COLORADO

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GREGORY MILLS, Mayor

ATTEST:

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NATALIE HOEL, City Clerk

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APPROVED AS TO FORM:

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YASMINA GIBBONS, Deputy City Attorney