

BLUE VALLEY METROPOLITAN DISTRICT

RESOLUTION NO. 2017-02

A RESOLUTION AMENDING THE RULES AND REGULATIONS CONCERNING RATES AND CHARGES

WHEREAS, the Blue Valley Metropolitan District (“District”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Colorado Revised Statutes; and

WHEREAS, the District Board of Directors (“Board”) has the authority to fix and from time to time increase or decrease fees, rates and charges pursuant to Section 32-1-1001(1)(j), C.R.S. for services, programs or facilities furnished by the District; and

WHEREAS, the Board hereby finds and determines that it is in the best interest of the public health, welfare and safety of the District residents and visitors that the District collect adequate revenues to pay ongoing operation, maintenance, capital improvement, and water rights costs; and

WHEREAS, the District incurs certain direct and indirect costs associated with the acquisition, construction, installation, repair, replacement, improvement, reconstruction, operations and maintenance of the Water System, as that term is defined in the Rules and Regulations adopted in April 2004 (“Rules and Regulations”), inclusive of the costs of utilities and capital replacement costs (collectively, the “Facility Costs”) in order that the Water System may be properly maintained; and

WHEREAS, the establishment and continuation of fair and equitable rates and charges (collectively, the “Rates and Charges”) to provide a source of funding to pay for the Facility Costs and service costs (collectively, the “Costs”), which Costs are generally attributable to the persons and/or properties subject to such Rates and Charges, is necessary to provide for the common good and for the prosperity and general welfare of the District and its inhabitants and for the orderly and uniform administration of District affairs; and

WHEREAS, since this is a decrease in a fee, no notice is required.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Blue Valley Metropolitan District as follows:

1. The Rates and Charges attached as Appendix A to the Rules and Regulations are hereby amended to reduce the fee charged for those customers who have disconnected from the Water System and/or have had their service turned off. The fee for keeping service available is reduced from \$200.00 per quarter to \$100 per quarter, effective 7-1-17.

2. This Resolution shall supersede any contrary provision contained in the District's Rules and Regulations, which shall be modified as soon as reasonably practical to conform with the provisions set forth in this Resolution; provided, however, if there is any charge or fee that is set forth in the Rules and Regulations or elsewhere established, which is not changed by this Resolution, said fee is hereby ratified and shall remain in full force and effect.

ADOPTED this 4th day of October, 2017.

Blue Valley Metropolitan District

Affirmed By:



Kenneth McNichols, Chairman

ATTEST:

By: Andrea Buller
Andrea Buller, Secretary