

Delta City Corporation
76 N 200 W
Delta UT 84624-9440
435 864 2759
435 864 4313 FAX

Certificate of Resolution Passage

STATE OF UTAH)
)
CITY OF DELTA) ss.

I, GREGORY J. SCHAFER, as the duly appointed, sworn and acting Delta City Recorder, do hereby certify that the attached, numbered as City of Delta Resolution Number 06-311 was duly adopted by the necessary quorum of the Delta City Council on August 17, 2006.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the corporate seal of said City.


GREGORY J. SCHAFER, CMC
Delta City Recorder

RESOLUTION NO.06-311

A RESOLUTION REVISING THE MONTHLY SERVICE CHARGES FOR USE OF THE DELTA CITY WATER SYSTEM.

RECITALS

The City Council of the City of Delta, Utah, (referred to herein as the "City Council") hereby recites the following as the basis for adopting this resolution:

A. The Delta City water utility fund will experience a significant increase in operation costs based on a loan secured by Delta City to drill a new well for a water supply that has reduced arsenic levels to meet current EPA regulations.

B. The City Council has determined through preparation of the Delta City Fiscal Object Budget for fiscal year 2006-2007 that the water utility fund will therefore incur a significant deficit during the 2006-2007 budget year unless rates for water use are increased.

C. The City Council has heretofore established and desires to confirm a policy that water, to the extent possible, should be structured such that each user or class of users of the water system are required to pay an equitable amount for the benefits received by them based on the cost of operation, maintenance and depreciation of said system.

D. Section 14-117 of the Revised Ordinances of Delta City (1981 edition), as amended, provides that the City Council may establish and change water service rates by resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Delta, Utah:

1. Resolution No. 84-110. With the exception of the new water rates re-established by this resolution, all other provisions set forth in Resolution No. 84-110 shall remain unchanged and shall continue in full force and effect as set forth therein.

2. Water Rates Adopted. The monthly rates for users of the Delta municipal water system, as established by Section 14-117 of the Revised Ordinances of Delta City (1981 edition), as amended, are hereby fixed in accordance with the following schedule:

a. The rate for single family residences shall be as follows:

- i. \$25.00 per month for the first 4,000 gallons
- ii. \$0.60 per thousand gallons per month for 4,001 gallons to

- 15,000 gallons
- iii. \$0.70 per thousand gallons per month for 15,001 to 70,000 gallons
- iv. \$0.80 per thousand gallons per month for each gallon over 70,001

b. The monthly rate for residential users of the municipal water system located outside the City boundaries shall be as follows:

- i. \$50.00 per month for the first 4,000 gallons
- ii. \$1.20 per thousand gallons per month for 4,001 gallons to 15,000 gallons
- iii. \$1.40 per thousand gallons per month for 15,001 to 70,000 gallons
- iv. \$1.60 per thousand gallons per month for each gallon over 70,001

c. Commercial water users shall be charged in accordance with the following rates:

- i. Motels and hotels shall be charged \$25.00 per month for the first licensed unit and \$1.00 for each additional licensed unit.
- ii. Recreational vehicle and travel trailer parks shall be charged \$25.00 per month for the first licensed space and \$1.00 for each additional licensed space per the month.
- iii. Office buildings, retail establishments and all other non-residential users not otherwise listed in this resolution shall be required to pay \$25.00 per month per connection for the first 4,000 gallons plus an additional fee for each thousand gallons over 4,000 based on the overage charge rates set forth in paragraph 2.a. above.

d. The rate for multiple family residential dwellings and mobile home parks shall be \$25.00 for the first licensed unit or space and an additional \$12.50 per month for each additional licensed unit or space per month.

e. The rate for commercial establishments, multiple family dwellings and mobile home parks located outside the corporate limits of Delta City shall be an amount equal to twice the rate such user would pay if the place of use were located within the Delta City boundaries, as determined in accordance with this resolution. The higher rates established for water delivered outside municipal boundaries are based on the following factors:

- i. The increased cost associated with providing water to nonresidents where the delivery system must be maintained

by Delta City;

- ii. Nonresidents are not subject to any liability attributed to making capital improvements, paying for municipal bonds, or maintaining the water delivery system; and
- iii. Nonresidents do not share in the costs associated with making improvements to the water system.

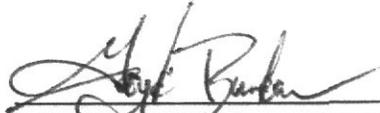
f. Any user of a city hydrant who does not have a current water service shall pay a minimum of \$40.00 up to 6,000 gallons of water pumped and \$2.00 for each 1,000 gallons of water or fraction thereof over 6,000 gallons pumped from a city hydrant.

3. Effective Date. This resolution shall become effective upon adoption.

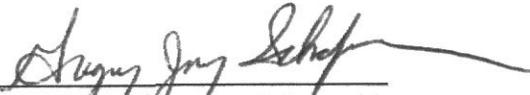
4. Severability. In the event that any provision of this resolution less than the entire resolution is held invalid by a court of competent jurisdiction, this resolution shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this resolution.

5. Repeal of Conflicting Resolutions. To the extent that any resolutions or policies of the City of Delta conflict with the provisions of this resolution, they are hereby amended to be in accordance with the provisions hereof.

PASSED AND APPROVED effective the 17th day of August, 2006.



GAYLE BUNKER, Mayor

Attest: 

GREGORY JAY SCHAFER
City Recorder

8/15/06.3.5/dc.res.rateinc 2006 water

