

**RESOLUTION #2010-108**  
**CONSTRUCTION FEE RESOLUTION FOR MALL DRIVE 14" WATER**  
**MAIN PROJECT NO. W04-1260**

WHEREAS, SDCL 9-47-16 and Section 13.04.095 of the Rapid City Municipal Code (RCMC) authorize the City Council to require properties benefited by the construction of water pipes or mains to pay their proportionate share of the cost to construct such water pipe or main prior to being allowed to connect to the City's water utility; and

WHEREAS, the City, has extended its water system in order to provide service to the Mall Drive area; and

WHEREAS, the City constructed approximately 4,873 lineal feet of 14" water main along Mall Drive per City Project No. W04-1260; and

WHEREAS, the total cost for constructing the non-oversized portion of the 14" water main is \$152,371.65; and

WHEREAS, the City's engineering staff has identified the total area that will benefit from construction of this water main, as shown on Exhibit A, which has been attached hereto and incorporated herein; and

WHEREAS, the City's Public Works Director is recommending the cost to construct this water main be paid by the properties which will benefit from its construction prior to such properties being served by the City's water utility; and

WHEREAS, the City's Public Works Director is recommending the construction fees to the benefiting area shown on Exhibit A be apportioned based on the benefits that accrue to such property along with any future subdivisions of such property on the basis of their front footage along Mall Drive; and

WHEREAS, the City Council, having considered the recommendation of the City's Public Works Director and having made such investigation as it finds necessary, determines that it is in the best interests of the City and its water utility that the owners of properties within the benefiting area should pay their proportionate share of the cost to construct this project on a front footage basis.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that prior to being allowed to connect to the City's water system, the owners of property in the benefiting area shown in Exhibit A shall be required to pay a proportionate share of the cost of constructing the 14" water main for City Project No. W04-1260; and

BE IT FURTHER RESOLVED that the owners of the property shown in Exhibit A shall pay \$21.88 per frontage foot along Mall Drive prior to connecting to the City's water utility; and

BE IT FURTHER RESOLVED that all construction fees collected as established herein shall accrue to the water utility enterprise fund; and

BE IT FURTHER RESOLVED that such utility construction fees shall remain in effect until such time as the balance of the project costs totaling \$152,371.65 has been collected, at which time this Resolution and the utility construction fee shall automatically expire.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2010.

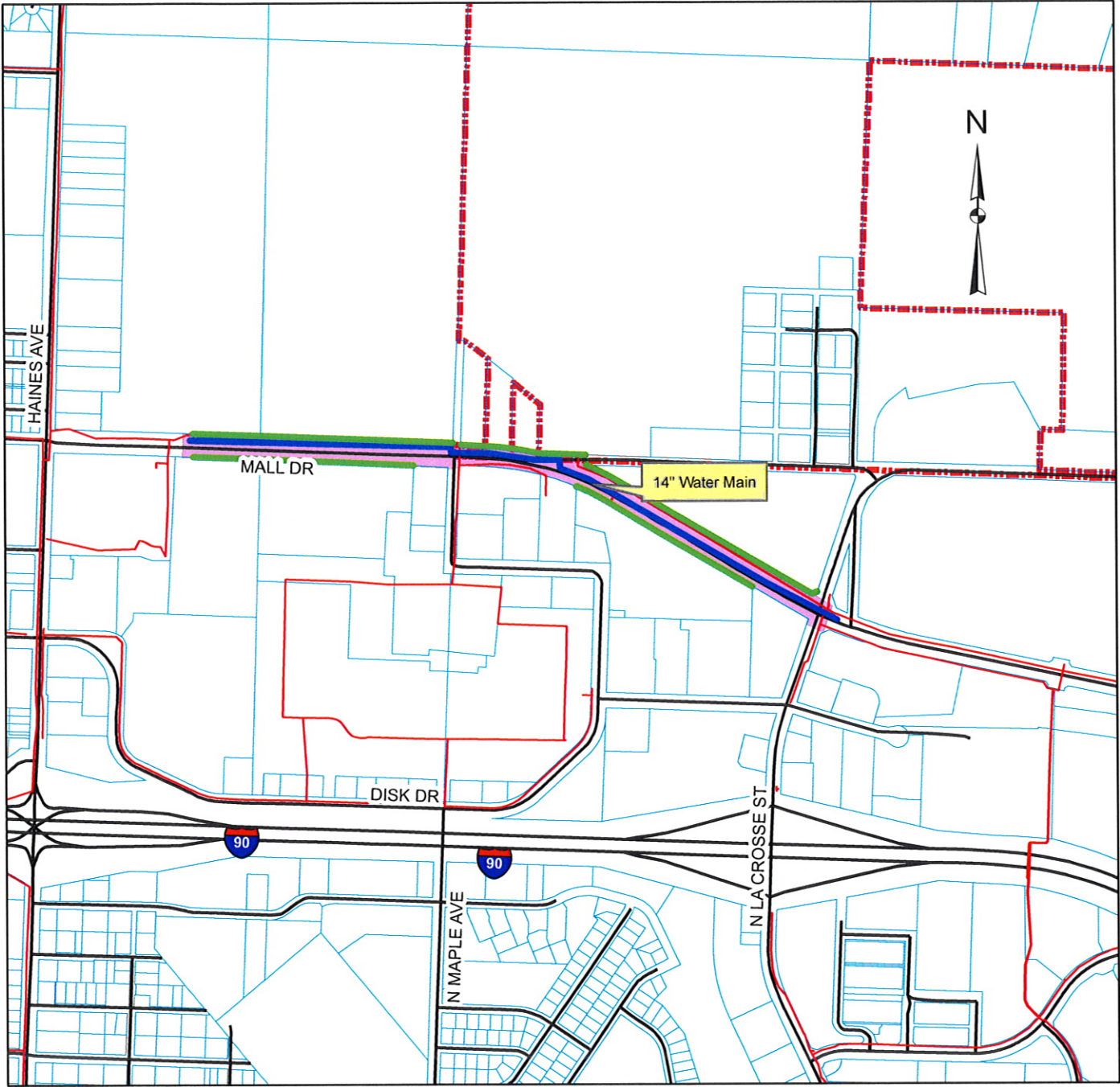
CITY OF RAPID CITY

\_\_\_\_\_  
Mayor

ATTEST:





\_\_\_\_\_  
Finance Officer  
(SEAL)

# Exhibit A



## MALL DRIVE WATER TRANSMISSION MAIN WATER CONNECTION FEE BENEFITING AREA

### Legend

-  Benefiting Frontage
-  14" Water Main
-  Existing Water Main
-  Project Location

