Resolution #2012-003
CONSTRUCTION FEE RESOLUTION FOR CLIFF DRIVE SANITARY SEWER EXTENSION PROJECT NO. SS09-1830

WHEREAS, SDCL 9-48-15 and Section 13.08.365 of the Rapid City Municipal Code (RCMC) authorize the City Council to require properties benefited by the construction of sewer pipes or mains to pay their proportionate share of the cost to construct such sewer pipe or main prior to being allowed to connect to the City's sewer utility; and

WHEREAS, an 8" sewer main was extended in Cliff Drive, Fairhaven Drive and Ridge Drive per City Project No. SS09-1830 and

WHEREAS, the total cost of constructing this sewer main was $760,170.19; and

WHEREAS, the City's engineering staff had identified the total area that will benefit from construction of this sewer 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 main was to be paid by the properties which will benefit from its construction prior to such properties being served by the City's sewer utility; and

WHEREAS, the City Council has established a maximum connection fee of $7,500 for sewer construction projects identified in the Source Water Protection Study (W07-1684) prepared by Stanley Consultants in July 2009; and

WHEREAS, this project has been identified by the Director of Public Works as a source water protection project; and

WHEREAS, the City's Public Works Director is recommending the construction fees to be the benefiting area shown on Exhibit A be apportioned based on the benefits that accrue to such property, and as such, should be established on a per-property basis; 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 sewer utility that the owners of properties within the benefiting area should pay their proportionate share of the cost to construct this project on a per property basis.

NOW THEREFORE, BE IT RESOLVED, by the City of Rapid City, that prior to being allowed to connect to the City's sanitary sewer 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 8" sewer main shown in City Project No. SS09-1830; and

BE IT FURTHER RESOLVED that the owners of the property shown on Exhibit A shall pay $7,500.00 to connect to the City's sewer utility; and

BE IT FURTHER RESOLVED that all construction fees collected as established herein shall accrue to the sewer 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 $180,000.00 has been collected, at which time this Resolution and the utility construction fee shall automatically expire.

Dated this ____day of_____, 2012

CITY OF RAPID CITY

_____
Mayor

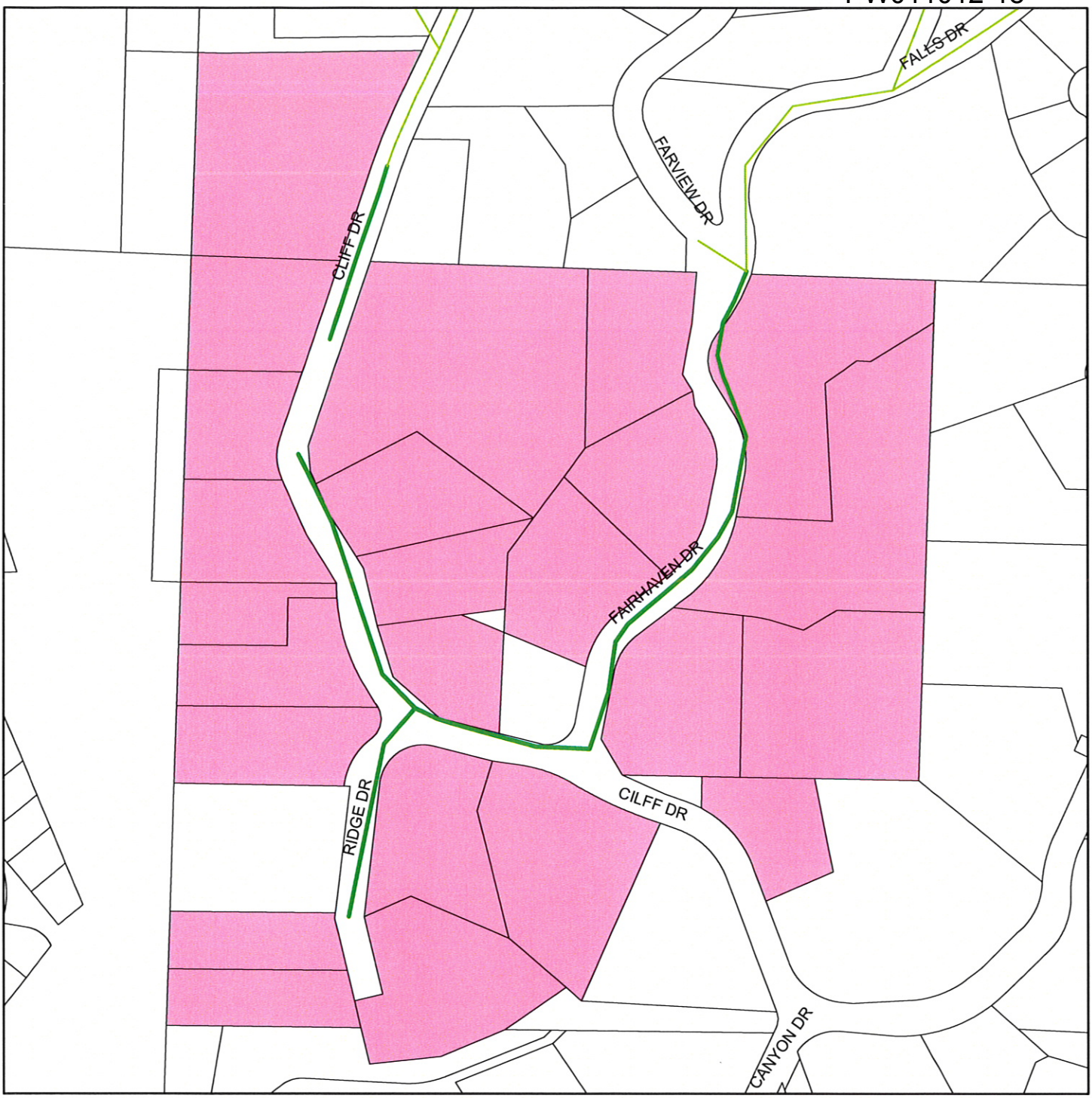
ATTEST:

_____
Finance Officer

(SEAL)

Exhibit A

PW011012-18



CLIFF DRIVE SANITARY SEWER EXTENSION
8" SEWER CONSTRUCTION FEE
BENEFITING AREA

N

Legend

- 8" Sanitary Sewer Main
- Existing Sewer Gravity Main
- Benefiting Area

0 125 250 500

1 inch = 250 feet