

## CONSTRUCTION FEE RESOLUTION

WHEREAS, Rapid City Municipal Code Section 13.08.365 and SDCL Section 9-48-15 allows the Common Council to impose sewer construction fees for connection to the sewer utility in certain areas; and

WHEREAS, a sewer main has been extended along Sheridan Lake Road per plans developed under City Project No. SS00-1007: Sheridan Lake Road Sanitary Trunk Sewer Extension as shown on Exhibit A, attached hereto and incorporated hereto; and

WHEREAS, the City installed a sewer main to provide capacity to accommodate future growth, and the City has paid \$1,075,987.65 for the sewer main; and

WHEREAS, in association with the original sewer construction fee (#3313-0010), \$176,073.65 has been collected to date for the Sheridan Lake Road Sanitary Trunk Sewer Extension, City Project No. SS00-1007; and

WHEREAS, the remaining sewer costs associated with the Sheridan Lake Road Sanitary Trunk Sewer Extension, City Project No. SS00-1007 should be proportioned according to the benefit each property receives; and

WHEREAS, the remaining costs for the sewer main totaling \$899,914.00 will be proportioned to the properties identified in Exhibit A according to the benefits to accrue to such property before such property shall be served with such facilities; and

WHEREAS, these utility construction fees are based on the benefits that accrue to such property, and should be established on a per-acre system. "Benefiting areas" include those properties that will benefit from the trunk sewer extension to service the regional area, and do not necessarily directly abut the newly constructed sewer main. Thus, these properties may need to extend additional sewer mains at their cost prior to connecting to this infrastructure; and

WHEREAS, the Common Council finds, after conducting a comprehensive investigation of the areas benefited by the construction of the sewer main associated with the Sheridan Lake Road Sanitary Trunk Sewer Extension, City Project No. SS00-1007, that such utility construction fees are appropriate and in the best interest of the City, community, and the sewer utility.

NOW, THEREFORE, be it resolved that utility construction fees are hereby imposed on the property that benefits from the oversize portion of the construction of the sewer main associated with Sheridan Lake Road Sanitary Trunk Sewer Extension, City Project No. SS00-1007; and

BE IT FURTHER RESOLVED that the property shown in Exhibit A shall be required to pay its proportional share of the oversize cost of construction of the sewer main associated with Sheridan Lake Road Sanitary Trunk Sewer Extension, City Project No. SS00-1007 prior to being served with City sewer; and

BE IT FURTHER RESOLVED that the property shown in Exhibit A as benefiting property shall pay \$348.12 per acre prior to connection to the City's sewer main; and

BE IT FURTHER RESOLVED that all sewer construction fees collected as established herein shall accrue to the consolidated construction (0910) fund; and

BE IT FURTHER RESOLVED that such utility construction fees shall remain in effect until such time as the remaining balance of the project costs totaling \$899,914.00 is collected, at which time this Resolution and the utility construction fee shall automatically expire.

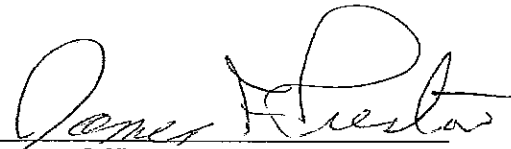
BE IT FURTHER RESOLVED, the authorization of this resolution rescinds the current sewer construction fee # 3313-0010.

Dated this 15th day of October, 2007

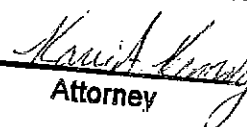
CITY OF RAPID CITY

  
\_\_\_\_\_  
Mayor

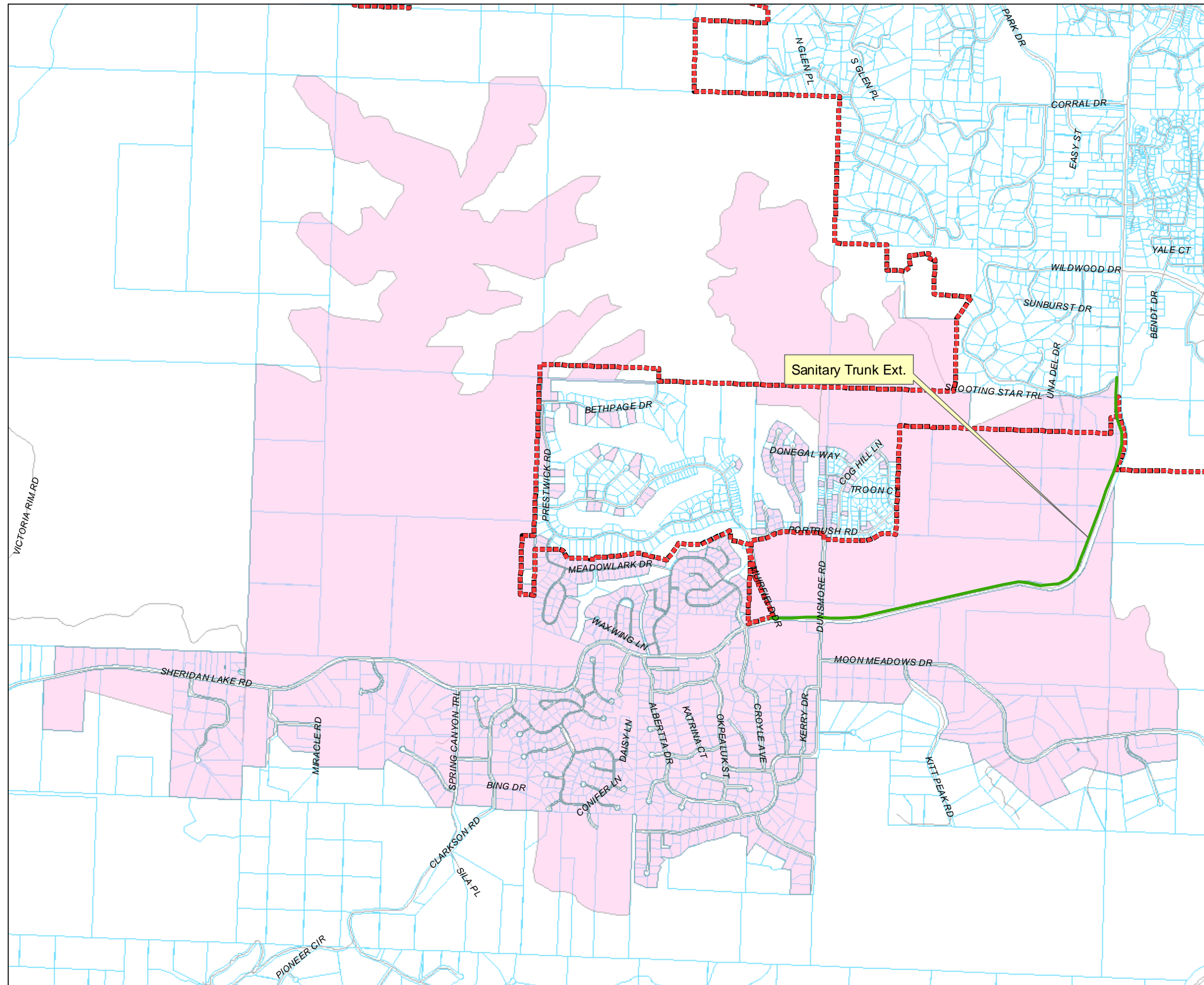
ATTEST:

  
\_\_\_\_\_  
Finance Officer

(SEAL)

APPROVED AS TO FORM  
CITY ATTORNEY'S OFFICE  
  
\_\_\_\_\_  
Attorney      10/16/07  
Date

# SHERIDAN LAKE RD SANITARY TRUNK SEWER EXTENSION SEWER CONSTRUCTION FEE BENEFITING AREA



- Legend**
- Sanitary Trunk Ext.
  - Benefiting Area
  - Parcels
  - Rapid City Limits

0 900 1,800 3,600  
1 inch equals 1,800 feet