

Resolution # 2024-077

**CONSTRUCTION FEE RESOLUTION FOR
SUNBURST DRIVE RECONSTRUCTION
– SEWER PER BENEFIT FEE
PROJECT NO. 2532**

WHEREAS, SDCL 9-48-15 and Section 13.16.350 of the Rapid City Municipal Code (RCMC) authorize the City Council to require properties benefited by the construction of sanitary sewer pipes or mains to pay their proportionate share of the cost to construct such sanitary sewer pipe or main prior to being allowed to connect to the City's sanitary sewer utility; and

WHEREAS, an 8" sanitary sewer main and 1.5" force main was extended in portions of Sunburst Drive, Treeline Court and Shadow Court per City Project No. 2532; and

WHEREAS, the total cost of constructing these sewer improvements was \$484,749.84, of which \$192,000 will be allocated on a per property basis; and

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

WHEREAS, the City Council has established a maximum connection fee of \$12,000 for sanitary sewer construction projects identified in the Source Water Protection Study (W07-1684) prepared by Stanley Consultants in July 2009; and

WHEREAS, the City Council has established discounted rates for connection to better incentivize property owners to connect to City gravity sewer earlier; 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 cost be apportioned to the benefiting area shown on Exhibit A, 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 sanitary 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" sanitary sewer main constructed in City Project No. 2532; and

BE IT FURTHER RESOLVED that the owners of the property shown on Exhibit A shall pay \$12,000 to connect to the City's sanitary sewer utility. However, the discounted rate for connection within the first year after the date of approval of the construction fee resolution is \$7,500, and the discounted rate for connection within the second year after the date of approval of the construction fee resolution is \$10,000; and

BE IT FURTHER RESOLVED that in the event a property within the benefiting area shown on Exhibit A is sub-divided, each new property created shall pay \$12,000 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 wastewater 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 \$192,000, plus \$12,000 for each new lot created, has been collected, or until all benefiting properties have connected to City sewer, at which time this Resolution and the utility construction fee shall automatically expire.

Dated this 9 day of October, 2024

CITY OF RAPID CITY



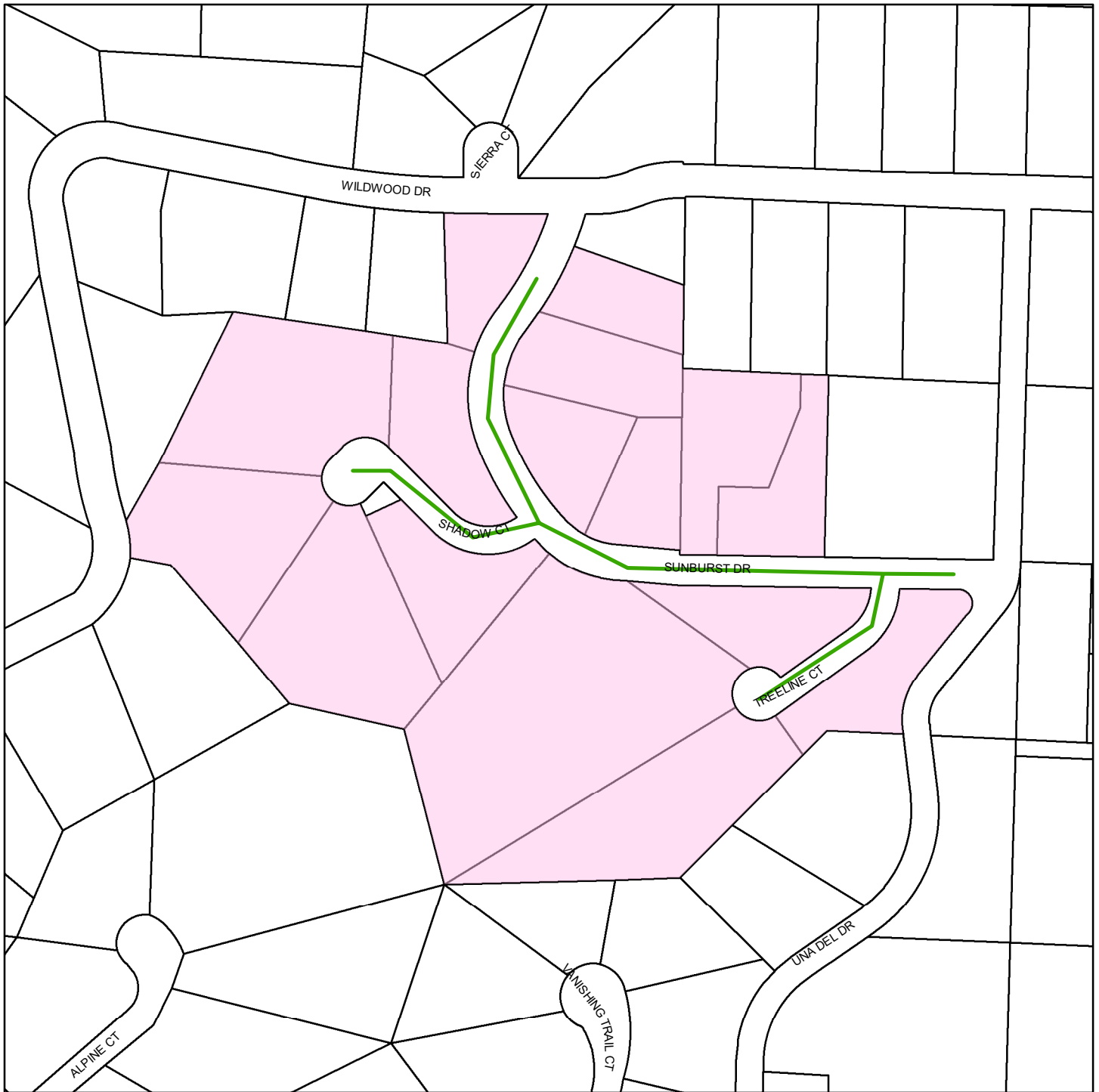
Mayor

ATTEST: 

Finance Director

(SEAL)



Exhibit A

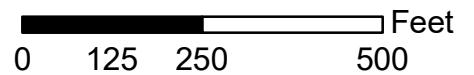


Sunburst Dr Reconstruction Sewer - Per Benefit Fee Construction Fee and Benefiting Properties



Legend

-  New Sanitary Sewer Main
-  Sunburst Dr Sewer Benefiting Properties



Location Map



Sunburst Drive Reconstruction
Sewer Per Benefit Fee
Project No. 2532

