

**RESOLUTION NO. 2019-11-03**  
**RESOLUTION OF THE**  
**BOARD OF DIRECTORS OF THE**  
**HAVANA WATER AND SANITATION DISTRICT**

**REGARDING AN AMENDMENT TO**  
**SCHEDULE OF FEES AND CHARGES**

At a regular meeting of the Board of Directors of the Havana Water and Sanitation District, Arapahoe County, Colorado, held at 5:00 P.M., on Wednesday, November 20, 2019 at CliftonLarsonAllen LLP, 8390 East Crescent Parkway, Suite 300, Greenwood Village, Colorado at which a quorum was present, the following resolution was adopted:

**WHEREAS**, the Havana Water and Sanitation District (the “District”) was organized and exists as a water and sanitation district pursuant to the provisions of Sections 32-1-101, *et seq.*, C.R.S.; and

**WHEREAS**, pursuant to Section 32-1-1001(1)(j), C.R.S., the District’s Board of Directors (the “Board”) has the power to fix and from time to time increase or decrease fees, rates, tolls, penalties, or charges for services, programs, or facilities furnished by the District; and

**WHEREAS**, the District desired to amend its Schedule of Fees and Charges; and

**WHEREAS**, pursuant to Section 32-1-1001(2)(a), C.R.S., the governing body of any special district furnishing domestic water or sanitary sewer services directly to residents and property owners within or outside the special district’s boundaries may only fix or increase fees, rates, tolls, penalties, or charges for such services after consideration of the action at a public meeting held at least thirty (30) days after providing notice as specified in Section 32-1-1001(2)(a), C.R.S.; and

**WHEREAS**, the Board considered fixing or increasing fees, rates, tolls, penalties, or charges for domestic water or sanitary sewer services at its public meeting held on November 20, 2019; and

**WHEREAS**, in accordance with Section 32-1-1001(2)(a)(IV), C.R.S., such notice was posted on a publicly accessible section of the Special District Association of Colorado’s website on October 9, 2019 which is at least thirty (30) days before the public meeting at which the action was considered.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE HAVANA WATER AND SANITATION DISTRICT AS FOLLOWS:**

Section 1. Adoption by the Board. The Board hereby adopts the Schedule of Fees and Charges attached hereto at **Exhibit A** and incorporated herein by this reference.

Section 2. Interest and Penalties Imposed for Nonpayment. The District may impose such penalties for non-compliance herewith as may be permitted by law.

Section 3. Actions to Effectuate Resolution. The District's accountants and legal counsel are authorized and directed to take all actions necessary and appropriate to effectuate this Resolution and the imposition of any or all of the fees contemplated hereunder. All actions not inconsistent with the provisions of this Resolution heretofore taken by the members of the Board, the District's accountant, the Districts' legal counsel, and the officers, agents, and employees of the District and directed toward effectuating the purposes stated herein are hereby ratified, approved, and confirmed.

Section 4. Repealer. All prior acts, orders, or resolutions, or parts thereof, by the District in conflict with this Resolution are hereby repealed, except that this repealer shall not be construed to revive any act, order, or resolution, or part thereof, heretofore repealed.

Section 5. Severability. If any section, paragraph, clause, or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining sections, paragraphs, clauses, or provisions of this Resolution, it being the intention that the various parts hereof are severable.


Section 6. Effective Date of Resolution. This Resolution and the amendments set forth herein are effective as of January 1, 2020.

**[Remainder of page intentionally left blank.]**


Whereupon, a motion was made and seconded, and upon a majority vote this Resolution was approved by the Board.

ADOPTED AND APPROVED THIS 20<sup>TH</sup> DAY OF NOVEMBER 2019.

HAVANA WATER AND SANITATION DISTRICT

  
By: Howard Buchalter  
Its: President

ATTEST:

  
By: W.M.J. KIRVEN  
Its: Secretary

**EXHIBIT A  
TO RESOLUTION REGARDING  
AN AMENDMENT TO SCHEDULE OF FEES AND CHARGES**

**SCHEDULE OF FEES AND CHARGES**

**Exhibit A**  
**Havana Water & Sanitation District**  
**Fee Schedule**  
**Effective January 1, 2020**

**SEWER TAP FEE SCHEDULE**

**RESIDENTIAL**

Tap Size	HAVANA WATER & SANITATION DISTRICT*			METRO WASTEWATER**		TOTAL TAP FEE
	SFE Equivalent	Water Assessment Fee	Sewer Tap Fee	SFE Equivalent	Fee	
75	1	\$ 462.88	\$ 1,454.75	1.00	\$ 4,340.00	\$ 6,257.63

**COMMERCIAL**

Tap Size	HAVANA WATER & SANITATION DISTRICT*			METRO WASTEWATER**		TOTAL TAP FEE
	SFE Equivalent	Water Assessment Fee	Sewer Tap Fee	SFE Equivalent	Fee	
75	1	\$ 462.88	\$ 1,454.75	2.00	\$ 8,680.00	\$ 10,597.63
100	2	\$ 925.75	\$ 2,909.50	4.80	\$ 20,832.00	\$ 24,667.25
150	4	\$ 1,851.50	\$ 5,819.00	11.00	\$ 47,740.00	\$ 55,410.50
200	8	\$ 3,703.00	\$ 11,638.00	20.00	\$ 86,800.00	\$ 102,141.00
300	18	\$ 8,331.75	\$ 26,185.50	43.00	\$ 186,620.00	\$ 221,137.25
400	36	\$ 16,663.50	\$ 52,371.00	86.00	\$ 373,240.00	\$ 442,274.50

**MULTI-FAMILY**

Tap Size	HAVANA WATER & SANITATION DISTRICT*			METRO WASTEWATER**		TOTAL TAP FEE
	SFE Equivalent	Water Assessment Fee	Sewer Tap Fee	SFE Equivalent	Fee	
75	1	\$ 462.88	\$ 1,454.75	2.00	\$ 8,680.00	\$ 10,134.75

\*Fees may change at any time without notice. Please call the district office prior to making payment

\*\*Metro Wastewater fees increase each calendar year

**SEWER SERVICE FEE**

The sewer service fee is \$142.00 per SFE, billed every 6 months (\$284.00 per year)

**Miscellaneous Fees**

Return Check Fee	\$ 20.00
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<b>Development Review Fee</b>	
Increments of	\$5,000*

\*The Development Review Fee is charged in accordance with the District's Rules and Regulations.