



RESOLUTION 2021-09

RATES, FEES, CHARGES FOR WATER/SEWER/ROADS/TRASH SERVICE

Re: FLMD 12/19/83 MINUTES, RESOLUTIONS 1990-09, 1990-10, 1992-02, 1996-10, 2001-03, 2001-04, 2002-06, 2007-12, 2007-13, 2008-03, 2008-04, 2009-09 AND 2013-06

A RESOLUTION REVISING RATES, FEES AND CHARGES FOR FOREST LAKES METROPOLITAN DISTRICT, COLORADO

WHEREAS, The Forest Lakes Metropolitan District (“the District) Board of Directors has the authority to adopt resolutions necessary for the governing and management of the District, for the execution of the powers vested in the District and for carrying into effect the provisions of Article I of Title 32, CRS, as amended to promote the health, safety, prosperity, security, and general welfare of the inhabitants of the Forest Lakes Metropolitan District and of the people of the State of Colorado, and

WHEREAS, in accordance with CRS 32-1-1001(1), the Board of Directors 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, Forest Lakes Metropolitan District underwent the last nominal rate increase in 2013 (8 years ago). Since then, costs to maintain equipment and infrastructure has risen and continues to rise annually; and

WHEREAS, FLMD’s heavy equipment fleet that is used to maintain our infrastructure, roads and for snow removal are old and dilapidated and need to be replaced since we are reaching points where it is impractical and not cost effective to maintain them. FLMD completed an Equipment Replacement Masterplan that identified the pieces that need to be replaced in an orderly and cost-effective manner over the next several years; and

WHEREAS, FLMD’s current water and wastewater infrastructure and FLMD buildings are in many cases 40 to 50 years old and in need of replacement, upgrade, or repair. Also, many of the District’s gravel roads were constructed in the 1970s and since they require a higher level of yearly maintenance, additional funds need to be generated to handle this long-term requirement; and

WHEREAS, FLMD contracted with an independent, local engineer (San Juan Engineering) to complete a Capital Improvements Plan (CIP) or Masterplan due to their in-depth knowledge of our infrastructure and its condition. San Juan Engineering completed the Masterplan, which identified almost \$26M in infrastructure upgrades and repairs (water, sewer, and roads) that must be completed over the next 30 years within Units 1, 2, 4 and 5 (1,600 parcels); and

WHEREAS, FLMD advertised and conducted two (2) public Special Meetings/Study Sessions on the CIP with the Board of Directors with the final meeting occurring on April 7th. At this meeting, San Juan Engineering briefed the specifics about the CIP...both the draft and final CIP were posted on the District’s website for the public to review; and

WHEREAS, The Final CIP was subsequently posted on FLMD’s website since April 13th, 2021, and copies of the CIP can be obtained from the District Office. The meetings were announced on FLMD’s website and District Calendar; and

WHEREAS, An in-depth and comprehensive Masterplan (Road Map) of this nature has not ever been completed for the District; and

WHEREAS, the emergency egress road (1.5 miles long) needs to be improved to ensure it can accommodate the amount of traffic that could potentially use it in the future. This is a life, health, and safety item; and

WHEREAS, FLMD will need to conduct another mining and crushing operation to provide the required amount of gravel for our 26 miles of roads and for the emergency access road; and

WHEREAS, Additionally, annual funding from the Highway User Tax Fund (HUTF) is not adequate to help subsidize the annual required costs to maintain the District’s roads; and

WHEREAS, Currently, the Sewer Fund is indebted to the Water Fund over \$200K because the Sewer Fund is not generating enough in revenues to be self-sufficient; and

WHEREAS, When the Trash Disposal Operation was developed, the rate that was established was for that operation alone. The Brush/Slash facility was later brought online and now the Trash Disposal Operation is subsidizing the Brush/Slash Facility. Operating and maintaining the Brush and Slash operation is almost a ¾-time body in manpower during the summer; and

WHEREAS, The current cash reserves and funding generated from property taxes is not adequate to build cash reserves that will be required in the form of grants, loans, bonds, etc., to replace FLMD capital assets or to complete the required CIP projects in the upcoming years; and

WHEREAS, The Forest Lakes Metropolitan District Board of Directors wants to encourage water conservation within the District and has reduced the Tier breaks from 5,000 gallons to 3,000 gallons to strategically accomplish that; and

WHEREAS, FLMD has undergone a Rate Study by an independent expert (Rural Community Assistance Corporation, RCAC) through the United States Department of Agriculture (USDA) to determine whether our current and future revenues will be adequate to handle current and future expenditures pertaining to replacing capital assets (equipment, vehicles, infrastructure, etc.). The results of the Rate Study are shown at **Attachments A1 and A2**, and this data and research into the rates charged by other similarly sized special districts were instrumental in determining the rate adjustments that needed to be completed; and

WHEREAS, RCAC has expert staff dedicated to completing Rate Studies for Municipalities...the major goals of this Rate Study were sustainability, fairness, and justifiability; and

WHEREAS, FLMD conducted three (3) public Rate Study Special Meetings /Study Sessions with the Board of Directors with the final meeting occurring on June 21st, 2021. The meetings were announced on FLMD's website and District Calendar; and

WHEREAS, Through deployment of their model and understanding of the Forest Lakes Metropolitan District and its customers and required services, RCAC helped the Board of Directors identify the existing inadequacies and the needed rate increases initially and for the next 5 years to balance the budget by addressing the required funding and current funding inadequacies; and

WHEREAS, Forest Lakes Metropolitan District Board of Directors approves RCAC's recommendations of an automatic 10% rate increase to the sewer and water metered rates for each year from Year 2 through Year 5; and

WHEREAS, RCAC's Rate Study expert has recommended that FLMD complete another Rate Study in 5 years to determine progress towards funding goals; and

WHEREAS, All information about the Rate Increases is posted on FLMD's website and it has been Noticed to the public according to the State Statutes, CRS 32-1-1001(2)(a). Also, the topic has been discussed at several Board of Director's meetings over the last 3-1/2 years; and

WHEREAS, the current cash reserves and funding generated from property taxes is not adequate to build cash reserves that will be required in the form of grants, loans, etc., to replace FLMD capital assets or to complete the required CIP projects in the upcoming years; and

WHEREAS, The Forest Lakes Metropolitan Board of Directors agrees that such revised rates, fees, and charges are needed, are fair and equitable and are in the best interests of the property owners of the Forest Lakes Metropolitan District, Colorado.

WHEREAS, The new established rates will become effective and applied to the September 2021 usage period.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE FOREST LAKES METROPOLITAN DISTRICT, COLORADO, THAT THE FOLLOWING RATES, FEES AND CHARGES ARE HEREBY ESTABLISHED AND SHALL BECOME EFFECTIVE AUGUST 10, 2021, UNLESS OTHERWISE STATED AND SHALL SUPERSEDE AND REPLACE PREVIOUS RATES, FEES AND CHARGES AS SPECIFIED IN THEIR ENTIRETY:

I. RATES - WATER

A. RESIDENTIAL (SINGLE FAMILY) TIERED METERED RATES (5/8” METER – IN-DISTRICT), ((Full Time [FT] – occupied more than six months/year; Part Time [PT]; users monthly charges shall be as follows:

Full Time (Occupied more than 6 months/year)	
Category of User	Rate
Base Rate for 0 - 3,000 gallons	\$37.90
Rate per 1,000 gallons from 3,001 to 6,000	\$3.50
Rate per 1,000 gallons from 6,001 to 12,000	\$4.00
Rate per 1,000 gallons from 12,001 to 20,000	\$4.50
Rate per 1,000 gallons from 20,001 to 30,000	\$5.00
Rate per 1,000 gallons from 30,001 to 45,000	\$6.00
Rate per 1,000 gallons from 45,001 to 60,000	\$6.50
Rate per 1,000 gallons from 60,001 and over	\$7.00

Part Time (Occupied less than 6 months/year)	
Category of User	Rate
Base Rate for 0 – 1,500 gallons	\$30.00
Rate per 1,000 gallons from 1,501 to 6,000	\$4.50
Rate per 1,000 gallons from 6,001 to 12,000	\$4.75
Rate per 1,000 gallons from 12,001 to 20,000	\$5.00
Rate per 1,000 gallons from 20,001 to 30,000	\$5.25
Rate per 1,000 gallons from 30,001 to 45,000	\$5.50
Rate per 1,000 gallons from 45,001 to 60,000	\$5.75
Rate per 1,000 gallons from 60,001 and over	\$6.00

*** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ***

B. RESIDENTIAL (SINGLE FAMILY) TIERED METERED RATES (5/8” METER – OUT-OF-DISTRICT), users monthly charges shall be as follows:

Full Time (Occupied more than 6 months/year) - Out of District	
Category of User	Rate
Base Rate (2.0) rate for 0 - 3,000 gallons	\$75.80
Rate per 1,000 gallons from 3,001 to 6,000	\$7.00
Rate per 1,000 gallons from 6,001 to 12,000	\$8.00
Rate per 1,000 gallons from 12,001 to 20,000	\$9.00
Rate per 1,000 gallons from 20,001 to 30,000	\$10.00
Rate per 1,000 gallons from 30,001 to 45,000	\$12.00
Rate per 1,000 gallons from 45,001 to 60,000	\$13.00
Rate per 1,000 gallons from 60,001 and over	\$14.00

Part Time (Occupied less than 6 months/year) - Out of District	
Category of User	Rate
Base Rate (2.0) for 0 – 1,500 gallons	\$60.00
Rate per 1,000 gallons from 1,501 to 6,000	\$9.00
Rate per 1,000 gallons from 6,001 to 12,000	\$9.50
Rate per 1,000 gallons from 12,001 to 20,000	\$10.00
Rate per 1,000 gallons from 20,001 to 30,000	\$10.50
Rate per 1,000 gallons from 30,001 to 45,000	\$11.00
Rate per 1,000 gallons from 45,001 to 60,000	\$11.50
Rate per 1,000 gallons from 60,001 and over	\$12.00

**** Per Resolution 1996-06, Out-of-District Water and Sewer fees are set at two time (2X) the water and sewer fees charges within the boundaries of the Forest lakes Metropolitan District. ****

**** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ****

C. COMMERCIAL METER RATES (IN-DISTRICT AND OUT-OF-DISTRICT), user’s monthly water charges shall be based upon meter size as follows: (Full Time [FT] – occupied more than six months/year; Part Time [PT]).

3/4” Meter Size (User Class - FT)	
Base Rate (1.5) rate for 0 – 5,000 gallons	\$56.85
Rate per 1,000 gallons from 5,001 to 12,000	\$5.25
Rate per 1,000 gallons from 12,001 to 20,000	\$6.00
Rate per 1,000 gallons from 20,001 to 40,000	\$6.75
Rate per 1,000 gallons from 40,001 to 50,000	\$7.50
Rate per 1,000 gallons from 50,001 to 60,000	\$9.00
Rate per 1,000 gallons from 60,001 and over	\$9.75

3/4” Meter Size (User Class - PT)	
Base Rate (1.5) rate for 0 – 3,000 gallons	\$45.00
Rate per 1,000 gallons from 3,001 to 6,000	\$6.75
Rate per 1,000 gallons from 6,001 to 16,000	\$7.15
Rate per 1,000 gallons from 16,001 to 25,000	\$7.50
Rate per 1,000 gallons from 25,001 to 35,000	\$7.90
Rate per 1,000 gallons from 35,001 to 45,000	\$8.25
Rate per 1,000 gallons from 45,001 to 60,000	\$8.65
Rate per 1,000 gallons from 60,001 and over	\$9.00

**** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ****

3/4” Meter Size (User Class - FT) - Out of District	
Base Rate (2.0) rate for 0 – 5,000 gallons	\$113.70
Rate per 1,000 gallons from 5,001 to 12,000	\$10.50
Rate per 1,000 gallons from 12,001 to 20,000	\$12.00
Rate per 1,000 gallons from 20,001 to 40,000	\$13.50
Rate per 1,000 gallons from 40,001 to 50,000	\$15.00
Rate per 1,000 gallons from 50,001 to 60,000	\$18.00
Rate per 1,000 gallons from 60,001 and over	\$19.50

3/4” Meter Size (User Class - PT) - Out of District	
Base Rate (2.0) rate for 0 – 3,000 gallons	\$90.00
Rate per 1,000 gallons from 3,001 to 6,000	\$13.50
Rate per 1,000 gallons from 6,001 to 16,000	\$14.29
Rate per 1,000 gallons from 16,001 to 25,000	\$15.00
Rate per 1,000 gallons from 25,001 to 35,000	\$15.79
Rate per 1,000 gallons from 35,001 to 45,000	\$16.50
Rate per 1,000 gallons from 45,001 to 60,000	\$17.29
Rate per 1,000 gallons from 60,001 and over	\$18.00

1" Meter Size (User Class - FT)	
Base Rate (2.5) rate for 0 – 9,000 gallons	\$94.75
Rate per 1,000 gallons from 9,001 to 20,000	\$8.75
Rate per 1,000 gallons from 20,001 to 30,000	\$10.00
Rate per 1,000 gallons from 30,001 to 40,000	\$11.25
Rate per 1,000 gallons from 40,001 to 50,000	\$12.50
Rate per 1,000 gallons from 50,001 to 60,000	\$15.00
Rate per 1,000 gallons from 60,001 and over	\$16.25

1" Meter Size (User Class - PT)	
Base Rate (2.5) rate for 0 – 4,000 gallons	\$75.00
Rate per 1,000 gallons from 4,001 to 10,000	\$11.25
Rate per 1,000 gallons from 10,001 to 20,000	\$11.90
Rate per 1,000 gallons from 20,001 to 30,000	\$12.50
Rate per 1,000 gallons from 30,001 to 40,000	\$13.15
Rate per 1,000 gallons from 40,001 to 50,000	\$13.75
Rate per 1,000 gallons from 50,001 to 60,000	\$14.40
Rate per 1,000 gallons from 60,001 and over	\$15.00

*** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ***

1" Meter Size (User Class - FT) - Out of District	
Base Rate (2.0) rate for 0 – 9,000 gallons	\$189.50
Rate per 1,000 gallons from 9,001 to 20,000	\$17.50
Rate per 1,000 gallons from 20,001 to 30,000	\$20.00
Rate per 1,000 gallons from 30,001 to 40,000	\$22.50
Rate per 1,000 gallons from 40,001 to 50,000	\$25.00
Rate per 1,000 gallons from 50,001 to 60,000	\$30.00
Rate per 1,000 gallons from 60,001 and over	\$32.50

1" Meter Size (User Class - PT) - Out of District	
Base Rate (2.5) rate for 0 – 4,000 gallons	\$150.00
Rate per 1,000 gallons from 4,001 to 10,000	\$22.50
Rate per 1,000 gallons from 10,001 to 20,000	\$23.80
Rate per 1,000 gallons from 20,001 to 30,000	\$25.00
Rate per 1,000 gallons from 30,001 to 40,000	\$26.30
Rate per 1,000 gallons from 40,001 to 50,000	\$27.50
Rate per 1,000 gallons from 50,001 to 60,000	\$28.80
Rate per 1,000 gallons from 60,001 and over	\$30.00

*** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ***

1.5" Meter Size (User Class - FT)	
Base Rate (5.0) rate for 0 – 19,000 gallons	\$189.50
Rate per 1,000 gallons from 19,001 to 38,000	\$17.50
Rate per 1,000 gallons from 38,001 to 50,000	\$20.00
Rate per 1,000 gallons from 50,001 to 60,000	\$22.50
Rate per 1,000 gallons from 60,001 and over	\$25.00

1.5" Meter Size (User Class - PT)	
Base Rate (5.0) rate for 0 – 10,000 gallons	\$150.00
Rate per 1,000 gallons from 10,001 to 18,000	\$22.50
Rate per 1,000 gallons from 18,001 to 24,000	\$23.75
Rate per 1,000 gallons from 24,001 to 40,000	\$25.00
Rate per 1,000 gallons from 40,001 to 50,000	\$26.25
Rate per 1,000 gallons from 50,001 to 60,000	\$27.50
Rate per 1,000 gallons from 60,001 and over	\$28.75

**** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ****

1.5" Meter Size (User Class - FT) - Out of District	
Base Rate (2.0) rate for 0 – 19,000 gallons	\$379.00
Rate per 1,000 gallons from 19,001 to 38,000	\$35.00
Rate per 1,000 gallons from 38,001 to 50,000	\$40.00
Rate per 1,000 gallons from 50,001 to 60,000	\$45.00
Rate per 1,000 gallons from 60,001 and over	\$50.00

1.5" Meter Size (User Class - PT) - Out of District	
Base Rate (2.0) rate for 0 – 10,000 gallons	\$300.00
Rate per 1,000 gallons from 10,001 to 18,000	\$45.00
Rate per 1,000 gallons from 18,001 to 24,000	\$47.50
Rate per 1,000 gallons from 24,001 to 40,000	\$50.00
Rate per 1,000 gallons from 40,001 to 50,000	\$52.50
Rate per 1,000 gallons from 50,001 to 60,000	\$55.00
Rate per 1,000 gallons from 60,001 and over	\$57.50

**** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ****

- D. **Water Service Availability Fee** – A residential lot or residential lot equivalent which has water service lines within 100 feet of the property line and where such service is ready for connection. This excludes Out-of-District lots. The monthly fee charged for this will be **\$12.00**. “Water Minimum Bill (W/PI-TAP)” and “Minimum Bill” categories are being deleted and replaced with Water Service Availability Fee.
- E. Rates shown above are subject to an automatic 10% annual escalation each year (after the 1st year) through the fifth year. At that point, it is expected that another Rate Study will be conducted.

II. RATES - SEWER

- A. RESIDENTIAL (SINGLE FAMILY) AND COMMERCIAL FLAT RATES, monthly sewer charges shall be as follows:

SEWER SERVICE	5/8"
FULL TIME (Occupied > six months/year)	\$38.25
PART TIME (Occupied < six months/year)	\$30.50

**** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ****

B. COMMERCIAL

SEWER SERVICE	3/4"	1"	1-1/2"
FULL TIME (Occupied > six months/year)	\$57.38	\$95.63	\$191.25
PART TIME (Occupied < six months/year)	\$45.75	\$76.25	\$152.50

**** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ****

C. ALL OTHER RATES, monthly charges shall be as follows:

SEWER SERVICE – OUT-OF-DISTRICT	5/8"	3/4"	1"	1-1/2"
FULL TIME (Occupied > six months/year)	\$76.50	\$114.75	\$191.25	\$382.50
PART TIME (Occupied < six months/year)	\$61.00	\$91.50	\$152.50	\$305.00

****Per Resolution 1996-06, Out-of-District Water and Sewer fees are set at two time (2X) the water and sewer fees charges within the boundaries of the Forest Lakes Metropolitan District.**

**** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ****

B. **Sewer Service Availability Fee** – A residential lot or residential lot equivalent which has water service lines within 100 feet of the property line and where such service is ready for connection. The monthly fee charged for this will be **\$19.50**.

C. Rates shown above are subject to an automatic 10% annual escalation each year (after the 1st year) through the fifth year. At that point, it is expected that another Rate Study will be conducted.

III. PLANT INVESTMENT FEES (TAP FEES)

A. Water and Sewer Plant Investment Fees (Tap Fees) shall be as follows:

1. In-District

TAP SIZE	FEE
5/8" or Vacant	\$8,500.00
3/4"	\$12,750.00
1"	\$21,250.00
1-1/2"	\$42,500.00

2. Out-of-District

TAP SIZE	FEE
5/8" or Vacant	\$15,000.00
3/4"	\$22,500.00
1"	\$37,500.00
1-1/2"	\$60,000.00

****Per Resolution 1996-06, Out-of-District Water and Sewer fees are set at two time (2X) the water and sewer fees charges within the boundaries of the Forest Lakes Metropolitan District. However, with the In-District fee increase of 42%, the out-of-District fee increase will be just 25% over existing fees of \$12,000 (5/8"), \$18,000 (3/4"), \$30,000 (1") and \$48,000 (1-1/2").**

IV. WATER AND WASTEWATER SERVICE CONNECTION CHARGES

A. Water service connection charges (includes meter pit, meter, yoke, and piping materials from tap to stub) shall be as follows:

1. In-District

Service Size	Fee
5/8"	\$1,550.00
3/4"	\$2,330.00
1"	\$3,880.00
1-1/2"	\$7,750.00

2. Out-of-District

Service Size	Fee
5/8"	\$2,750.00
3/4"	\$4,125.00
1"	\$6,875.00
1-1/2"	\$13,750.00

***Per Resolution 1996-06, Out-of-District Water and Sewer fees are set at two time (2X) the water and sewer fees charges within the boundaries of the Forest Lakes Metropolitan District. However, with the In-District fee increase of 41%, the out-of-District fee increase will be just 25% over existing fees of \$2,200.*

B. Wastewater Service Connection (Flat Fee) charge shall be as follows:

CATEGORY	FEE
In-District	\$400.00
Out-of-District	\$500.00

***Per Resolution 1996-06, Out-of-District Water and Sewer fees are set at two time (2X) the water and sewer fees charges within the boundaries of the Forest Lakes Metropolitan District. However, this is a new rate established for both In-District and Out-of-District and Out-of-District will just be 25% higher than the In-District rate.*

V. RATES - ROAD MAINTENANCE AND IMPROVEMENT FEES

A. Monthly Service Charges. A monthly Road Maintenance and Improvement Fee shall be assessed upon each lot in Units 1, 2, 4, and 5 as follows:

SERVICE SIZE	FEE
5/8" or Vacant	\$13.50
3/4"	\$20.25
1"	\$33.75
1-1/2"	\$67.50

VI. RATES - TRASH AND BRUSH/SLASH DISPOSAL FEES

A. Monthly Service Charges. A monthly trash and brush/slash disposal fee shall be assessed upon each property based upon the below categories in Units 1, 2, 4 and 5, in accordance with the following schedule:

CATEGORY	FEE
FULL TIME (Occupied more than six months/year)	\$14.50
PART TIME (Vacant or Occupied less than six months/year)	\$6.25
OCCASIONAL (No Bldg.)	Category Deleted

*** Note - Occasional (No habitable structure, used less than three months per year) – Category deleted and residents will now fall within the PT category. ***

- B. For those in Unit 3 that would like the option of utilizing the Trash and Brush/Slash facility, they will be charged in accordance with the above schedule. Unit 3 residents will also complete a Key Fob Agreement and will be charged the Key Fob Replacement fee for the issuance of the first Key Fob.

VII. RATES – SERVICES IMPACT FEE

Based upon floor area measured from the exterior of the walls for all new and additional construction, a one-time fee of **\$2.40** per square foot will be charged. This rate applies only to Units 1, 2, 4 and 5.

VIII. RATES – TRANSFER OF OWNERSHIP FEES

For Units, 1, 2, 3, 4 and 5, a rate of **\$55.00** per change in ownership of property within or serviced by Forest Lakes Metropolitan District.

IX. TURNING WATER ON AND OFF

A service charge for turning water on and off shall be \$45.00 per request.

X. MAILSTOP MAINTENANCE AND IMPROVEMENT FEE

A monthly mail stop box maintenance and improvement fee per lot, per month shall be assessed upon each tapped lot in Units 1, 2, 4 and 5 in the amount of **\$2.50** per month.

XI. LATE (DELINQUENCY) PAYMENTS, LIEN AND FORECLOSURE FEES

Section 4.6.10 – Penalty for Late Payments of the Forest Lakes Metropolitan District Rules and Regulations is hereby revised as follows:

At any time, the customer is twenty (20) days delinquent in payment of any charges due the District, the District shall have the right to assess an interest charge at a rate of three (3%) percent per month on the unpaid balance. The District shall further have the right, in its sole discretion, to terminate service to any customer who becomes thirty (30) days or more delinquent in payments to the District. When a bank returns a check to the District based upon Non-Sufficient Funds (NSF), the District will charge a fee of **\$25.00** to the resident.

The District has the right to assess to any customer who is tardy in payment of their account all legal, court, disconnection, and other costs necessary to or incidental to the collection of said account.

- a. Liens for Unpaid Charges and Fees: All charges and fees shall be charged against the owner or customer of the property served and shall be a perpetual lien upon the property to which said service is provided or requested from the time when due. For each account that is at least sixty (60) days delinquent in payment, and which has a lien filed, the District shall assess a lien collection fee of **\$35.00**.

XII. KEY FOB REPLACEMENT FEE

- A. The first Key Fob issued to the resident is free.
- B. Residents will be charged a fee of **\$30.00** (non-refundable) for replacement Key Fobs.

XIII. EXCAVATION PERMIT (INCLUDES DRIVEWAY PERMITS) FEE

Excavation Permits (Includes Driveway Permits) will cost **\$55.00** per permit.

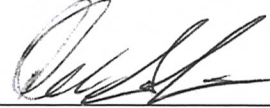
XIV. CHARGE TO REINSTATE WATER AFTER DELINQUENT DISCONNECT

\$50.00 charge will be assessed to a delinquent account each time water has been disconnected.

XV. UNLAWFUL USE OF (OR TAMPERING) WITH DISTRICT'S WATER AND/OR SEWER INFRASTRUCTURE

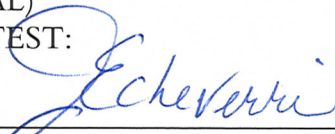
Unlawful use of water or sewer, tampering or damaging of water meters or sewer system or unauthorized turn on will result in a service charge of **\$250.00** being assessed in addition to the repair cost.

INTRODUCED AND ADOPTED THIS 10TH DAY OF AUGUST 2021.



Tonny Schrier, President
FLMD Board of Directors

(SEAL)
ATTEST:



Jamie Echeverri, Secretary to the Board