

WATER

Water Resolution

RESOLUTION NO. _____

**A RESOLUTION SETTING THE WATER RATES
WITHIN THE WATER SERVICE AREA OF
COLORADO SPRINGS UTILITIES**

WHEREAS, Colorado Springs Utilities (Utilities) analyzed the cost of providing water utility service to its Customers and analyzed its current and expected revenue needs; and

WHEREAS, water service revenues will need to increase by approximately \$7.1 million for 2020; and

WHEREAS, Utilities conducted a cost of service study and proposed to modify the Residential, Nonresidential, Large Nonseasonal, Contract Service – Military, Nonpotable, Augmentation, and Temporary Service – Hydrant Use rates to reflect the appropriate cost for the service; and

WHEREAS, the City Council finds it prudent to remove the Water Shortage Tariff; and

WHEREAS, the City Council finds Utilities' proposed modifications prudent; and

WHEREAS, the details of the changes for each rate class, including the pricing changes noted above and all changes noted in the following clauses, are reflected in the tariff sheets attached to this resolution, are provided in redline format within Utilities' 2020 Rate Case, and are discussed further in the City Council Decision and Order for this case; and

WHEREAS, Utilities provided public notice of the proposed changes and complied with the requirements of the City Code for changing its water rate schedules; and

WHEREAS, the City Council finds that the proposed modifications to the water rate schedules and tariffs are reasonable in light of all circumstances and allow Utilities to collect revenues that enable Utilities to continue to operate in the best interest of all of its Customers; and

WHEREAS, Utilities proposed to make the water rate schedule tariff changes effective January 1, 2020; and

WHEREAS, specific rates, policy changes, and changes to any terms and conditions of service are set out in the attached tariffs for adoption with the final City Council Decision and Order in this case.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1: That Colorado Springs Utilities Tariff, City Council Volume No. 6, Water Rate Schedules shall be revised as follows:

Effective January 1, 2020

City Council Vol. No. 6		
Sheet No.	Title	Cancels Sheet No.
First Revised Sheet No. 1	TABLE OF CONTENTS	Original Sheet No. 1
Second Revised Sheet No. 2	RATE TABLE	First Revised Sheet No. 2
Second Revised Sheet No. 2.1	RATE TABLE	First Revised Sheet No. 2.1
Second Revised Sheet No. 2.2	RATE TABLE	First Revised Sheet No. 2.2
Second Revised Sheet No. 2.3	RATE TABLE	First Revised Sheet No. 2.3
First Revised Sheet No. 11	WATER SHORTAGE TARIFF	Original Sheet No. 11
First Revised Sheet No. 11.1	WATER SHORTAGE TARIFF	Original Sheet No. 11.1
First Revised Sheet No. 11.2	WATER SHORTAGE TARIFF	Original Sheet No. 11.2
First Revised Sheet No. 11.3	WATER SHORTAGE TARIFF	Original Sheet No. 11.3
First Revised Sheet No. 11.4	WATER SHORTAGE TARIFF	Original Sheet No. 11.4

Section 2: The attached Tariff Sheets, Council Decision and Order, and other related matters are hereby approved and adopted.

Dated at Colorado Springs, Colorado, this 12th day of November 2019.

City Council President

ATTEST:

Sarah B. Johnson, City Clerk

Water

Redline Tariff Sheets



WATER RATE SCHEDULES

TABLE OF CONTENTS

<u>DESCRIPTION</u>	<u>SHEET NO.</u>
Rate Table	2
General	3
Residential Service (WR).....	4
Nonresidential Service (WG, WM).....	5
Large Nonseasonal Service (WLNS)	6
Contract Service – Military (WSC-MIL).....	7
Nonpotable (WN, WIP).....	8
Augmentation (WIG).....	9
Temporary Service – Hydrant Use (WHYDM).....	10
Water Shortage Tariff <u>Reserved for Future Filing</u>	11

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
 Resolution No. ~~60-18~~ _____



WATER RATE SCHEDULES
RATE TABLE

Billing statements are the sum of rate components listed below each available service.

Description	Rates	Reference
Residential Service (WR)		Sheet No. 4
Inside City Limits		
Service Charge, per meter, per day, but not less than:		
5/8 to 1 inch	\$0.7240 <u>\$0.7631</u>	
1 1/2 inch	\$1.4480 <u>\$1.5262</u>	
2 inch	\$2.3168 <u>\$2.4419</u>	
3 inch	\$4.3440 <u>\$4.5786</u>	
Commodity Charge, per cf:		
First 999 cf	\$0.0415 <u>\$0.0456</u>	
1,000 to 2,499 cf	\$0.0647 <u>\$0.0643</u>	
2,500 cf or greater	\$0.0976 <u>\$0.0965</u>	
Outside City Limits		
Service Charge, per meter, per day, but not less than:		
5/8 to 1 inch	\$1.0860 <u>\$1.1447</u>	
1 1/2 inch	\$2.1720 <u>\$2.2893</u>	
2 inch	\$3.4752 <u>\$3.6629</u>	
3 inch	\$6.5160 <u>\$6.8679</u>	
Commodity Charge, per cf:		
First 999 cf	\$0.0623 <u>\$0.0684</u>	
1,000 to 2,499 cf	\$0.0971 <u>\$0.0965</u>	
2,500 cf or greater	\$0.1464 <u>\$0.1448</u>	

Approval Date: ~~November 13, 2018~~ November 12, 2019
 Effective Date: ~~January 1, 2019~~ January 1, 2020
 Resolution No. ~~126-18~~ _____



WATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Nonresidential Service (WG, WM)		Sheet No. 5
Inside City Limits		
Service Charge, per meter, per day:		
Less than 2 inch	\$1.6976 <u>\$1.7570</u>	
2 inch	\$2.7162 <u>\$2.8112</u>	
3 inch	\$5.0928 <u>\$5.2710</u>	
4 inch	\$8.4880 <u>\$8.7851</u>	
6 inch	\$16.9760 <u>\$17.5702</u>	
8 inch	\$27.1616 <u>\$28.1123</u>	
10 inch	\$39.0448 <u>\$40.4114</u>	
Commodity Charge:		
November through April, per cf	\$0.0497 <u>\$0.0528</u>	
May through October, per cf	\$0.0676 <u>\$0.0662</u>	
Outside City Limits		
Service Charge, per meter, per day:		
Less than 2 inch	\$2.5464 <u>\$2.6355</u>	
2 inch	\$4.0743 <u>\$4.2168</u>	
3 inch	\$7.6392 <u>\$7.9065</u>	
4 inch	\$12.7320 <u>\$13.1777</u>	
6 inch	\$25.4640 <u>\$26.3553</u>	
8 inch	\$40.7424 <u>\$42.1685</u>	
10 inch	\$58.5672 <u>\$60.6171</u>	
Commodity Charge:		
November through April, per cf	\$0.0746 <u>\$0.0792</u>	
May through October, per cf	\$0.1014 <u>\$0.0993</u>	

Approval Date: ~~November 13, 2018~~November 12, 2019
 Effective Date: ~~January 1, 2019~~January 1, 2020
 Resolution No. ~~126-18~~_____



WATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Large Nonseasonal Service (WLNS)		Sheet No. 6
Service Charge, per metered service point, per day:		
Less than 2 inch	\$1.6976 <u>\$1.7570</u>	
2 inch	\$2.7161 <u>\$2.8112</u>	
3 inch	\$5.0928 <u>\$5.2710</u>	
4 inch	\$8.4880 <u>\$8.7851</u>	
6 inch	\$16.9761 <u>\$17.5702</u>	
8 inch	\$27.1617 <u>\$28.1123</u>	
10 inch	\$39.0449 <u>\$40.4114</u>	
Commodity Charge, per cf	\$0.0467 <u>\$0.0489</u>	
Contract Service – Military (WSC-MIL)		Sheet No. 7
Commodity Charge:		
November through April, per cf	\$0.0420 <u>\$0.0477</u>	
May through October, per cf	\$0.0567 <u>\$0.0596</u>	
Nonpotable (WN, W1P)		Sheet No. 8
Miscellaneous Service (WN)		
Commodity Charge, per cf	\$0.0238 <u>\$0.0266</u>	
Contract Service (W1P)		
Commodity Charge, per cf	\$0.0137 <u>\$0.0153</u>	
Augmentation (W1G)		Sheet No. 9
Commodity Charge, per cf	\$0.0075 <u>\$0.0078</u>	

Approval Date: ~~November 13, 2018~~November 12, 2019
 Effective Date: ~~January 1, 2019~~January 1, 2020
 Resolution No. ~~126-18~~_____



WATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Temporary Service – Hydrant Use (WHYDM)		Sheet No. 10
Permit Fee, per permit	\$100.0000	
Meter Charge (Utilities owned meter), per day	\$4.0000	
Equipment Charge (Utilities owned back flow preventer), per day	\$4.0000	
Commodity Charge, per 1,000 gallons	\$9.8529 \$10.2807	
Water Shortage Tariff <u>Reserved for Future Filing</u>		Sheet No. 11
Rates and consumption range per Stage and Level, see detail in tariff		

Approval Date: ~~November 13, 2018~~**November 12, 2019**
 Effective Date: ~~January 1, 2019~~**January 1, 2020**
 Resolution No. ~~126-18~~_____



WATER RATE SCHEDULES

WATER SHORTAGE TARIFF RESERVED FOR FUTURE FILING

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AVAILABILITY

~~The City Council may declare a Stage I, II, III, or IV shortage when either hydrologic or emergency water shortages exists in accordance with and as defined in City Code Section 12.4.1305. The Water Shortage availability and consumption levels will be in effect when such shortage is declared and Stage II is implemented for each rate class as described below. Temporary Service—Hydrant Use (WHYDM) and Miscellaneous Service—Augmentation (W1G) are excluded from this tariff.~~

~~Threshold as used in this document is the amount of water a Customer can use in a billing period without being subject to the higher charges imposed through application of this tariff.~~

~~Average Daily Usage (ADU) is determined by dividing the Customer’s consumption during the billing period by the number of days in the billing period.~~

THRESHOLD EXCEPTION

~~A Customer may request a one time review and potential threshold change if they can demonstrate to Utilities’ satisfaction that a unique circumstance or infrequent event caused the change in usage that resulted in the Customer exceeding its existing threshold. Utilities’ will analyze historical consumption patterns and information provided by the Customer to determine the appropriate threshold.~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____



WATER RATE SCHEDULES

WATER SHORTAGE TARIFF RESERVED FOR FUTURE FILING

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AVAILABILITY

STAGE II

Residential Service — Inside and Outside City Limits (WR)

RATES AND CONSUMPTION RANGES

Level A

Block — Consumption Range Charge

- 1 — First 999 cf — currently approved 1st level commodity charge
- 2 — 1,000 to 2,499 cf — currently approved 2nd level commodity charge
- 3 — 2,500 cf or greater — currently approved 3rd level commodity charge

Level B

Block — Consumption Range Charge

- 1 — First 999 cf — 1.08 times currently approved 1st level commodity charge
- 2 — 1,000 to 1,999 cf — 1.13 times currently approved 2nd level commodity charge
- 3 — 2,000 cf or greater — ...1.22 times currently approved 3rd level commodity charge

Level C

Block — Consumption Range Charge

- 1 — First 999 cf — 1.16 times currently approved 1st level commodity charge
- 2 — 1,000 to 1,499 cf — 1.26 times currently approved 2nd level commodity charge
- 3 — 1,500 cf or greater — 1.44 times currently approved 3rd level commodity charge

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
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WATER RATE SCHEDULES

WATER SHORTAGE TARIFF RESERVED FOR FUTURE FILING

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~~Nonresidential Service— Inside and Outside City Limits (WG, WM)
RATES AND CONSUMPTION RANGES~~

~~● **Level A**~~

~~All consumption to be billed at Customer's applicable, currently approved commodity charges.~~

~~● **Level B**~~

~~All consumption less than or equal to Customer's allowable threshold to be billed at 1.08 times the Customer's applicable, currently approved commodity charges.~~

~~All consumption greater than Customer's allowable threshold and up to 1.5 times the allowable threshold shall be billed at 1.35 times the Customer's applicable, currently approved commodity charges.~~

~~All consumption greater than 1.5 times the Customer's allowable threshold to be billed at 1.70 times the Customer's applicable, currently approved commodity charges.~~

~~● **Level C**~~

~~All consumption less than or equal to Customer's allowable threshold to be billed at 1.16 times the Customer's applicable, currently approved commodity charges.~~

~~All consumption greater than Customer's allowable threshold and up to 1.5 times the allowable threshold shall be billed at 2.65 times the Customer's applicable, currently approved commodity charges.~~

~~All consumption greater than 1.5 times the Customer's allowable threshold to be billed at 4.30 times the Customer's applicable, currently approved commodity charges.~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
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WATER RATE SCHEDULES

WATER SHORTAGE TARIFF RESERVED FOR FUTURE FILING

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THRESHOLD DETERMINATION

- ~~Levels A, B, and C:~~ Customer's 2012-year Average Daily Usage (ADU) times days in current billing period.
- ~~New Customers:~~ Customer's first normal billing period usage times:
 - ~~if first normal billing period is in Winter (November through April) — 3.5 times previous billing period consumption~~
 - ~~if first normal billing period is in Summer (May through October) — 1.4 times previous billing period consumption~~

Contract Service — Military (WSC-MIL)

RATES AND CONSUMPTION RANGES

• **Level A**

All consumption to be billed at Customer's applicable, currently approved commodity charges.

• **Level B**

All consumption less than or equal to Customer's allowable threshold to be billed at 1.08 times the Customer's applicable, currently approved commodity charges.

All consumption greater than Customer's allowable threshold and up to 1.5 times the allowable threshold shall be billed at 1.35 times the Customer's applicable, currently approved commodity charges.

All consumption greater than 1.5 times the Customer's allowable threshold to be billed at 1.70 times the Customer's applicable, currently approved commodity charges.

• **Level C**

All consumption less than or equal to Customer's allowable threshold to be billed at 1.16 times the Customer's applicable, currently approved commodity charges.

All consumption greater than Customer's allowable threshold and up to 1.5 times the allowable threshold shall be billed at 2.65 times the Customer's applicable, currently approved commodity charges.

All consumption greater than 1.5 times the Customer's allowable threshold to be billed at 4.30 times the Customer's applicable, currently approved commodity charges.

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 Effective Date: ~~July 1, 2018~~ January 1, 2020
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WATER RATE SCHEDULES

WATER SHORTAGE TARIFF RESERVED FOR FUTURE FILING

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THRESHOLD DETERMINATION

- ~~Levels A, B, and C:~~ Customer's 2012-year Average Daily Usage (ADU) times days in current billing period.

Large Nonseasonal Service (WLNS)

RATES AND CONSUMPTION RANGES

- ~~Level A~~
All consumption to be billed at Customer's applicable, currently approved commodity charges.
- ~~Level B~~
All consumption to be billed at 1.08 times the Customer's applicable, currently approved commodity charges.
- ~~Level C~~
All consumption to be billed at 1.16 times the Customer's applicable, currently approved commodity charges.

Nonpotable (WN, WIP)

RATES AND CONSUMPTION RANGES

- ~~Level A~~
All consumption to be billed at Customer's applicable, currently approved commodity charges.
- ~~Level B~~
All consumption in excess of each Customer's allowable threshold to be billed at 1.2 times the currently approved commodity charge.
- ~~Level C~~
All consumption in excess of each Customer's allowable threshold to be billed at 1.3 times the Customer's applicable, currently approved commodity charge.

THRESHOLD DETERMINATION

- ~~The average of the Customer's 2012 highest 3 months consumption.~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
 Resolution No. ~~60-18~~ _____

Water

Final Tariff Sheets



WATER RATE SCHEDULES

TABLE OF CONTENTS

<u>DESCRIPTION</u>	<u>SHEET NO.</u>
Rate Table	2
General	3
Residential Service (WR).....	4
Nonresidential Service (WG, WM).....	5
Large Nonseasonal Service (WLNS).....	6
Contract Service – Military (WSC-MIL).....	7
Nonpotable (WN, WIP).....	8
Augmentation (WIG).....	9
Temporary Service – Hydrant Use (WHYDM).....	10
Reserved for Future Filing	11

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



WATER RATE SCHEDULES
RATE TABLE

Billing statements are the sum of rate components listed below each available service.

Description	Rates	Reference
Residential Service (WR)		Sheet No. 4
Inside City Limits		
Service Charge, per meter, per day, but not less than:		
5/8 to 1 inch	\$0.7631	
1 1/2 inch	\$1.5262	
2 inch	\$2.4419	
3 inch	\$4.5786	
Commodity Charge, per cf:		
First 999 cf	\$0.0456	
1,000 to 2,499 cf	\$0.0643	
2,500 cf or greater	\$0.0965	
Outside City Limits		
Service Charge, per meter, per day, but not less than:		
5/8 to 1 inch	\$1.1447	
1 1/2 inch	\$2.2893	
2 inch	\$3.6629	
3 inch	\$6.8679	
Commodity Charge, per cf:		
First 999 cf	\$0.0684	
1,000 to 2,499 cf	\$0.0965	
2,500 cf or greater	\$0.1448	

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



WATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Nonresidential Service (WG, WM)		Sheet No. 5
Inside City Limits		
Service Charge, per meter, per day:		
Less than 2 inch	\$1.7570	
2 inch	\$2.8112	
3 inch	\$5.2710	
4 inch	\$8.7851	
6 inch	\$17.5702	
8 inch	\$28.1123	
10 inch	\$40.4114	
Commodity Charge:		
November through April, per cf	\$0.0528	
May through October, per cf	\$0.0662	
Outside City Limits		
Service Charge, per meter, per day:		
Less than 2 inch	\$2.6355	
2 inch	\$4.2168	
3 inch	\$7.9065	
4 inch	\$13.1777	
6 inch	\$26.3553	
8 inch	\$42.1685	
10 inch	\$60.6171	
Commodity Charge:		
November through April, per cf	\$0.0792	
May through October, per cf	\$0.0993	

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



WATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Large Nonseasonal Service (WLNS)		Sheet No. 6
Service Charge, per metered service point, per day:		
Less than 2 inch	\$1.7570	
2 inch	\$2.8112	
3 inch	\$5.2710	
4 inch	\$8.7851	
6 inch	\$17.5702	
8 inch	\$28.1123	
10 inch	\$40.4114	
Commodity Charge, per cf	\$0.0489	
Contract Service – Military (WSC-MIL)		Sheet No. 7
Commodity Charge:		
November through April, per cf	\$0.0477	
May through October, per cf	\$0.0596	
Nonpotable (WN, W1P)		Sheet No. 8
Miscellaneous Service (WN)		
Commodity Charge, per cf	\$0.0266	
Contract Service (W1P)		
Commodity Charge, per cf	\$0.0153	
Augmentation (W1G)		Sheet No. 9
Commodity Charge, per cf	\$0.0078	

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



WATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Temporary Service – Hydrant Use (WHYDM)		Sheet No. 10
Permit Fee, per permit	\$100.0000	
Meter Charge (Utilities owned meter), per day	\$4.0000	
Equipment Charge (Utilities owned back flow preventer), per day	\$4.0000	
Commodity Charge, per 1,000 gallons	\$10.2807	
Reserved for Future Filing		Sheet No. 11

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



WATER RATE SCHEDULES
RESERVED FOR FUTURE FILING

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Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____



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Approval Date: November 12, 2019
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Approval Date: November 12, 2019
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Approval Date: November 12, 2019
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RESERVED FOR FUTURE FILING

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Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

WASTEWATER

Wastewater Resolution

RESOLUTION NO. _____

**A RESOLUTION SETTING THE WASTEWATER RATES
WITHIN THE WASTEWATER SERVICE AREA OF
COLORADO SPRINGS UTILITIES**

WHEREAS, Colorado Springs Utilities (Utilities) analyzed the cost of providing wastewater utility service to its Customers and analyzed its current and expected revenue needs; and

WHEREAS, wastewater service revenues will need to increase by approximately \$1.4 million for 2020; and

WHEREAS, Utilities has conducted a cost of service study and proposed to modify the Residential, Nonresidential, Contract Service – Military, and Contract Service – Outside City Limits rates to reflect the appropriate cost for the service; and

WHEREAS, the City Council finds Utilities' proposed modifications prudent; and

WHEREAS, the details of the changes for each rate class, including the pricing changes noted above and all changes noted in the following clauses, are reflected in the tariff sheets attached to this resolution, are provided in redline format within Utilities' 2020 Rate Case, and are discussed further in the City Council Decision and Order for this case; and

WHEREAS, Utilities provided public notice of the proposed changes and complied with the requirements of the City Code for changing its wastewater rate schedules; and

WHEREAS, the City Council finds that the proposed modifications to the wastewater rate schedules and tariffs are reasonable in light of all circumstances and allow Utilities to collect revenues that enable Utilities to continue to operate in the best interest of all of its Customers; and

WHEREAS, Utilities proposed to make the wastewater rate schedule tariff changes effective January 1, 2020; and

WHEREAS, specific rates, policy changes, and changes to any terms and conditions of service are set out in the attached tariffs for adoption with the final City Council Decision and Order in this case.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1: That Colorado Springs Utilities Tariff, City Council Volume No. 6, Wastewater Rate Schedules shall be revised as follows:

Effective January 1, 2020

City Council Vol. No. 6		
Sheet No.	Title	Cancels Sheet No.
Second Revised Sheet No. 2	RATE TABLE	First Revised Sheet No. 2
Second Revised Sheet No. 2.1	RATE TABLE	First Revised Sheet No. 2.1

Section 2: The attached Tariff Sheets, Council Decision and Order, and other related matters are hereby approved and adopted.

Dated at Colorado Springs, Colorado, this 12th day of November 2019.

City Council President

ATTEST:

Sarah B. Johnson, City Clerk

Wastewater

Redline Tariff Sheets



WASTEWATER RATE SCHEDULES
RATE TABLE

Billing statements are the sum of rate components listed below each available service.

Description	Rates	Reference
Residential Service (SR)		Sheet No. 4
Inside City Limits		
Service Charge, per day	\$0.5105 <u>\$0.5178</u>	
Normal Quantity Charge, per cf	\$0.0254 <u>\$0.0255</u>	
Outside City Limits		
Service Charge, per day	\$0.7658 <u>\$0.7767</u>	
Normal Quantity Charge, per cf	\$0.0377 <u>\$0.0383</u>	
Nonresidential Service (SC)		Sheet No. 5
Inside City Limits		
Service Charge, per day	\$1.0163 <u>\$1.0254</u>	
Normal Quantity Charge, per cf	\$0.0274 <u>\$0.0285</u>	
Extra Strength Surcharges Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0031 <u>\$0.0038</u>	
TSS, per excess TSS billing unit	\$0.0017 <u>\$0.0020</u>	
Consumptive Use Adjustment (CUA) Charge, per day, per meter	\$0.0800	
Irrigation Adjustment (IA) Charge, per day, per meter	\$0.0800	

Approval Date: ~~November 13, 2018~~November 12, 2019
 Effective Date: ~~January 1, 2019~~January 1, 2020
 Resolution No. ~~125-18~~_____



WASTEWATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Outside City Limits		
Service Charge, per day	\$1.5245 <u>\$1.5381</u>	
Normal Quantity Charge, per cf	\$0.0411 <u>\$0.0428</u>	
Extra Strength Surcharges Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0031 <u>\$0.0057</u>	
TSS, per excess TSS billing unit	\$0.0017 <u>\$0.0030</u>	
Consumptive Use Adjustment (CUA) Charge, per day, per meter	\$0.0800	
Irrigation Adjustment (IA) Charge, per day, per meter	\$0.0800	
Contract Service – Military (MIL)		Sheet No. 6
Treatment Charge, per cf	\$0.0255 <u>\$0.0264</u>	
Extra Strength Surcharges Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0031 <u>\$0.0038</u>	
TSS, per excess TSS billing unit	\$0.0017 <u>\$0.0020</u>	
Contract Service – Outside City Limits (S9C)		Sheet No. 7
Treatment Charge, per cf	\$0.0255 <u>\$0.0274</u>	
Extra Strength Surcharges Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0031 <u>\$0.0042</u>	
TSS, per excess TSS billing unit	\$0.0017 <u>\$0.0022</u>	

Approval Date: ~~November 13, 2018~~November 12, 2019
 Effective Date: ~~January 1, 2019~~January 1, 2020
 Resolution No. ~~125-18~~_____

Wastewater
Final Tariff Sheets



WASTEWATER RATE SCHEDULES
RATE TABLE

Billing statements are the sum of rate components listed below each available service.

Description	Rates	Reference
Residential Service (SR)		Sheet No. 4
Inside City Limits		
Service Charge, per day	\$0.5178	
Normal Quantity Charge, per cf	\$0.0255	
Outside City Limits		
Service Charge, per day	\$0.7767	
Normal Quantity Charge, per cf	\$0.0383	
Nonresidential Service (SC)		Sheet No. 5
Inside City Limits		
Service Charge, per day	\$1.0254	
Normal Quantity Charge, per cf	\$0.0285	
Extra Strength Surcharges		
Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0038	
TSS, per excess TSS billing unit	\$0.0020	
Consumptive Use Adjustment (CUA) Charge, per day, per meter	\$0.0800	
Irrigation Adjustment (IA) Charge, per day, per meter	\$0.0800	

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



WASTEWATER RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Outside City Limits		
Service Charge, per day	\$1.5381	
Normal Quantity Charge, per cf	\$0.0428	
Extra Strength Surcharges Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0057	
TSS, per excess TSS billing unit	\$0.0030	
Consumptive Use Adjustment (CUA) Charge, per day, per meter	\$0.0800	
Irrigation Adjustment (IA) Charge, per day, per meter	\$0.0800	
Contract Service – Military (MIL)		Sheet No. 6
Treatment Charge, per cf	\$0.0264	
Extra Strength Surcharges Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0038	
TSS, per excess TSS billing unit	\$0.0020	
Contract Service – Outside City Limits (S9C)		Sheet No. 7
Treatment Charge, per cf	\$0.0274	
Extra Strength Surcharges Biochemical Oxygen Demand (BOD) and/or Total Suspended Solids (TSS) Surcharges will be charged to Customers whose discharges exceed the normal domestic strength.		
BOD, per excess BOD billing unit	\$0.0042	
TSS, per excess TSS billing unit	\$0.0022	

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____

ELECTRIC

Electric Resolution

RESOLUTION NO. _____

**A RESOLUTION REGARDING CERTAIN CHANGES TO
THE ELECTRIC RATE SCHEDULES OF
COLORADO SPRINGS UTILITIES**

WHEREAS, Utilities has proposed, and the City Council finds it prudent, to add a new electric rate schedule for Green Power Service to allow Utilities' Customers to enroll or contract for a higher percentage of renewable energy than provided under standard service; and

WHEREAS, Utilities has proposed, and the City Council finds it prudent, to add Demand Charge Primary, On and Off-Peak, per kW, per day rates to the Rate Table for Industrial Service – Time-of-Day Service (ETL); and

WHEREAS, Utilities has proposed, and the City Council finds it prudent to update the Special Contract – Military (EINFPRS) payment table for solar energy provided from generation facilities located within the geographic confines of the United States Air Force Academy (USAFA) available to the USAFA as contracted between Utilities and USAFA; and

WHEREAS, the City Council finds Utilities' proposed modifications prudent; and

WHEREAS, the details of the changes, including the pricing changes noted above and all changes noted in the following clauses, are reflected in the tariff sheets attached to this resolution, are provided in redline format within Utilities' 2020 Rate Case, and are discussed further in the City Council Decision and Order for this case; and

WHEREAS, Utilities provided public notice of the proposed changes and complied with the requirements of the City Code for changing its electric rate schedules; and

WHEREAS, the City Council finds that the proposed modifications to the electric rate schedules are just, reasonable, sufficient, and not unduly discriminatory and allow Utilities to collect revenues that enable Utilities to continue to operate in the best interest of all of its Customers; and

WHEREAS, Utilities proposed to make the electric rate schedule changes effective January 1, 2020; and

WHEREAS, specific rates, policy changes, and changes to any terms and conditions of service are set out in the attached tariffs for adoption with the final City Council Decision and Order in this case.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1: That Colorado Springs Utilities Tariff, City Council Volume No. 6, Electric Rate Schedules shall be revised as follows:

Effective January 1, 2020

City Council Vol. No. 6		
Sheet No.	Title	Cancels Sheet No.
First Revised Sheet No. 1	TABLE OF CONTENTS	Original Sheet No. 1
First Revised Sheet No. 2.2	RATE TABLE	Original Sheet No. 2.2
First Revised Sheet No. 2.11	RATE TABLE	Original Sheet No. 2.11
First Revised Sheet No. 12.2	CONTRACT SERVICE – MILITARY (ECD, EHYDPWR, EINFPRS)	Original Sheet No. 12.2
Original Sheet No. 24	GREEN POWER SERVICE	

Section 2: The attached Tariff Sheets, Council Decision and Order, and other related matters are hereby approved and adopted.

Dated at Colorado Springs, Colorado, this 12th day of November 2019.

City Council President

ATTEST:

Sarah B. Johnson, City Clerk

Electric

Redline Tariff Sheets



ELECTRIC RATE SCHEDULES
TABLE OF CONTENTS

<u>DESCRIPTION</u>	<u>SHEET NO.</u>
Rate Table	2
General	3
Residential Service (E1R, ETR)	4
Commercial Service – Small (E1C).....	5
Commercial Service – General (E2C, ETC).....	6
Industrial Service – Time-of-Day Service 1,000 kWh/Day	
Minimum (ETL, ETLO, ETLW).....	7
Industrial Service – Time-of-Day Service 500 kW Minimum (E8T).....	8
Industrial Service – Time-of-Day Service 4,000 kW Minimum (E8S)	9
Industrial Service – Large Power and Light (ELG).....	10
Industrial Service – Time-of-Day Transmission Voltage (ETX).....	11
Contract Service – Military (ECD, EHYDPWR, EINFPRS)	12
Contract Service – Military Wheeling (ECW).....	13
Contract Service – Traffic Signals (E2T).....	14
Contract Service – Street Lighting (E7SL).....	15
Electric Cost Adjustment (ECA).....	16
Electric Capacity Charge (ECC).....	17
Totalization Service	18
Enhanced Power Service.....	19
Renewable Energy Net Metering	20
Small Power Producers and Cogeneration Service.....	21
Community Solar Garden Bill Credit (Pilot Program)	22
Community Solar Garden Program	23
<u>Green Power Service.....</u>	<u>24</u>

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
 Resolution No. ~~60-18~~ _____



ELECTRIC RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Industrial Service – Time-of-Day Service 1,000 kWh/Day Minimum (ETL, ETLO, ETLW)		Sheet No. 7
Standard Option (ETL)		
Access and Facilities Charge, per day	\$3.1816	
<u>Demand Charge Primary:</u>		
<u>On-Peak, per kW, per day</u>	<u>\$0.7543</u>	
<u>Off-Peak, per kW, per day</u>	<u>\$0.4862</u>	
Demand Charge Secondary:		
On-Peak, per kW, per day	\$0.7661	
Off-Peak, per kW, per day	\$0.4980	
Electric Cost Adjustment (ECA):		
On-Peak, per kWh	Sheet No. 2.9	
Off-Peak, per kWh	Sheet No. 2.9	
Electric Capacity Charge (ECC), per kWh	Sheet No. 2.9	
Non-Demand Summer Option (ETLO)		
Access and Facilities Charge, per day	\$13.4641	
Access and Facilities Charge:		
Summer (May - October), per kWh	\$0.1216	
Winter (November - April), per kWh	\$0.0606	
Electric Cost Adjustment (ECA), per kWh	Sheet No. 2.9	
Electric Capacity Charge (ECC), per kWh	Sheet No. 2.9	
Non-Demand Winter Option (ETLW)		
Access and Facilities Charge, per day	\$13.4641	
Access and Facilities Charge:		
Summer (May - October), per kWh	\$0.0602	
Winter (November - April), per kWh	\$0.1214	
Electric Cost Adjustment (ECA), per kWh	Sheet No. 2.9	
Electric Capacity Charge (ECC), per kWh	Sheet No. 2.9	

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
 Resolution No. ~~60-18~~ _____



ELECTRIC RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Community Solar Garden Bill Credit (Pilot Program)		Sheet No. 22
The rate applicable to each kilowatt hour under the Bill Credit section of this rate schedule	\$0.0984	
Community Solar Garden Program		Sheet No. 23
Customer Rate Class – Credit, per kWh		
Residential Service (E1R)	\$0.0680	
Residential Time-of-Day Option (ETR)	\$0.0811	
Commercial Service – Small (E1C)	\$0.0680	
Commercial Service – General (E2C)	\$0.0648	
Commercial Service – General Time-of-Day Option (ETC)	\$0.0493	
Industrial Service – Time-of-Day 1,000 kWh/Day Minimum (ETL)	\$0.0622	
Industrial Service – Time-of-Day 500 KW Minimum (E8T)	\$0.0547	
Industrial Service – Time-of-Day 4,000 KW Minimum (E8S)	\$0.0495	
Industrial Service – Large Power and Light (ELG)	\$0.0483	
Industrial Service – Time-of-Day Transmission Voltage (ETX)	\$0.0603	
Contract Service – Military (ECD)	\$0.0556	
<u>Green Power Service</u>		<u>Sheet No. 24</u>
<u>The rate applicable to each kilowatt hour subscribed under this rate schedule</u>	<u>\$0.0307</u>	

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
 Resolution No. ~~60-18~~ _____



ELECTRIC RATE SCHEDULES

CONTRACT SERVICE – MILITARY (ECD, EHYDPWR, EINFPRS)

On-site, Direct-service Solar Contract Service – USAFA Charge (EINFPRS)

For the first billing period that begins after July 25 and all subsequent billing periods according to the following schedule:

Year	Amount
2016	\$11,040.81
2017	\$11,261.62
2018	\$11,486.86
2019	\$11,716.59
2020	\$11,950.93
<u>2021</u>	<u>\$12,189.94</u>
<u>2022</u>	<u>\$12,433.74</u>
<u>2023</u>	<u>\$12,682.42</u>
<u>2024</u>	<u>\$12,936.07</u>
<u>2025</u>	<u>\$13,194.79</u>

DETERMINATION

Under this rate schedule the Customers’ billing energy and demand will be determined by totalizing all main primary service meters to the Installation, Base, Station or Academy. This service is provided to Customers as part of this rate schedule.

PAYMENT

The rate under this rate schedule is net. Billing Statements are due and payable within 20 days from the date indicated therein.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

ELECTRIC RATE SCHEDULES

GREEN POWER SERVICE

AVAILABILITY

Available through enrollment or by contract, as noted below, in Utilities' service territory to Customers on any electric rate schedule who want to receive a higher percentage of renewable energy than provided under standard service. Service under this rate schedule is subject to availability on a first come, first serve basis and is limited to 7,000,000 kWh monthly. Customers receiving service under this rate schedule will elect a percentage of their monthly energy to be subject to the Green Power Service rate. Customers may subscribe in 10% increments up to 100%. Minimum subscription for Residential Service is 30%.

RATE

See Rate Table for applicable charges.

TERMS AND CONDITIONS

Customer's consumption measured in kWh and subject to the ECA, will be adjusted downward by the subscribed percentage of total Green Power Service usage. Customers on Time-of-Day Rate Schedules will have both their measured On-Peak and Off-Peak kWh consumptions subject to the ECA adjusted downward by the elected Green Power Service percentage.

Eligible Customers whose elected Green Power Service percentage is expected to be less than a monthly quantity of 15,000 kWh may enroll in Green Power Service and may terminate participation at any time. Eligible Customers whose elected Green Power Service percentage is expected to equal or exceed a monthly quantity of 15,000 kWh will enroll in Green Power Service through execution of a contract with Utilities. The initial contract period shall be 12 months. As long as the Customer continues to meet eligibility requirements, the contract shall be automatically renewed for additional 12-month terms. After the initial 12-month term, the Customer may terminate and disenroll from Green Power Service by providing Utilities with 30-day written notice.

Customers participating in this service shall receive the benefit of the Renewable Energy Credits (RECs). Participating contract customers may elect to have the RECs transferred to them. Utilities will retire applicable RECs for Customers whose elected participation is less than 15,000 kWh per month.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

Electric
Final Tariff Sheets



ELECTRIC RATE SCHEDULES
TABLE OF CONTENTS

<u>DESCRIPTION</u>	<u>SHEET NO.</u>
Rate Table	2
General	3
Residential Service (E1R, ETR)	4
Commercial Service – Small (E1C).....	5
Commercial Service – General (E2C, ETC).....	6
Industrial Service – Time-of-Day Service 1,000 kWh/Day	
Minimum (ETL, ETLO, ETLW).....	7
Industrial Service – Time-of-Day Service 500 kW Minimum (E8T).....	8
Industrial Service – Time-of-Day Service 4,000 kW Minimum (E8S)	9
Industrial Service – Large Power and Light (ELG).....	10
Industrial Service – Time-of-Day Transmission Voltage (ETX).....	11
Contract Service – Military (ECD, EHYDPWR, EINFPRS)	12
Contract Service – Military Wheeling (ECW).....	13
Contract Service – Traffic Signals (E2T).....	14
Contract Service – Street Lighting (E7SL)	15
Electric Cost Adjustment (ECA).....	16
Electric Capacity Charge (ECC).....	17
Totalization Service	18
Enhanced Power Service.....	19
Renewable Energy Net Metering	20
Small Power Producers and Cogeneration Service.....	21
Community Solar Garden Bill Credit (Pilot Program)	22
Community Solar Garden Program	23
Green Power Service.....	24

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



ELECTRIC RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Industrial Service – Time-of-Day Service 1,000 kWh/Day Minimum (ETL, ETLO, ETLW)		Sheet No. 7
Standard Option (ETL)		
Access and Facilities Charge, per day	\$3.1816	
Demand Charge Primary:		
On-Peak, per kW, per day	\$0.7543	
Off-Peak, per kW, per day	\$0.4862	
Demand Charge Secondary:		
On-Peak, per kW, per day	\$0.7661	
Off-Peak, per kW, per day	\$0.4980	
Electric Cost Adjustment (ECA):		
On-Peak, per kWh	Sheet No. 2.9	
Off-Peak, per kWh	Sheet No. 2.9	
Electric Capacity Charge (ECC), per kWh	Sheet No. 2.9	
Non-Demand Summer Option (ETLO)		
Access and Facilities Charge, per day	\$13.4641	
Access and Facilities Charge:		
Summer (May - October), per kWh	\$0.1216	
Winter (November - April), per kWh	\$0.0606	
Electric Cost Adjustment (ECA), per kWh	Sheet No. 2.9	
Electric Capacity Charge (ECC), per kWh	Sheet No. 2.9	
Non-Demand Winter Option (ETLW)		
Access and Facilities Charge, per day	\$13.4641	
Access and Facilities Charge:		
Summer (May - October), per kWh	\$0.0602	
Winter (November - April), per kWh	\$0.1214	
Electric Cost Adjustment (ECA), per kWh	Sheet No. 2.9	
Electric Capacity Charge (ECC), per kWh	Sheet No. 2.9	

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



ELECTRIC RATE SCHEDULES
RATE TABLE

Description	Rates	Reference
Community Solar Garden Bill Credit (Pilot Program)		Sheet No. 22
The rate applicable to each kilowatt hour under the Bill Credit section of this rate schedule	\$0.0984	
Community Solar Garden Program		Sheet No. 23
Customer Rate Class – Credit, per kWh		
Residential Service (E1R)	\$0.0680	
Residential Time-of-Day Option (ETR)	\$0.0811	
Commercial Service – Small (E1C)	\$0.0680	
Commercial Service – General (E2C)	\$0.0648	
Commercial Service – General Time-of-Day Option (ETC)	\$0.0493	
Industrial Service – Time-of-Day 1,000 kWh/Day Minimum (ETL)	\$0.0622	
Industrial Service – Time-of-Day 500 KW Minimum (E8T)	\$0.0547	
Industrial Service – Time-of-Day 4,000 KW Minimum (E8S)	\$0.0495	
Industrial Service – Large Power and Light (ELG)	\$0.0483	
Industrial Service – Time-of-Day Transmission Voltage (ETX)	\$0.0603	
Contract Service – Military (ECD)	\$0.0556	
Green Power Service		Sheet No. 24
The rate applicable to each kilowatt hour subscribed under this rate schedule	\$0.0307	

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____



ELECTRIC RATE SCHEDULES

CONTRACT SERVICE – MILITARY (ECD, EHYDPWR, EINFPRS)

On-site, Direct-service Solar Contract Service – USAFA Charge (EINFPRS)

For the first billing period that begins after July 25 and all subsequent billing periods according to the following schedule:

Year	Amount
2020	\$11,950.93
2021	\$12,189.94
2022	\$12,433.74
2023	\$12,682.42
2024	\$12,936.07
2025	\$13,194.79

DETERMINATION

Under this rate schedule the Customers’ billing energy and demand will be determined by totalizing all main primary service meters to the Installation, Base, Station or Academy. This service is provided to Customers as part of this rate schedule.

PAYMENT

The rate under this rate schedule is net. Billing Statements are due and payable within 20 days from the date indicated therein.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

ELECTRIC RATE SCHEDULES

GREEN POWER SERVICE

AVAILABILITY

Available through enrollment or by contract, as noted below, in Utilities' service territory to Customers on any electric rate schedule who want to receive a higher percentage of renewable energy than provided under standard service. Service under this rate schedule is subject to availability on a first come, first serve basis and is limited to 7,000,000 kWh monthly. Customers receiving service under this rate schedule will elect a percentage of their monthly energy to be subject to the Green Power Service rate. Customers may subscribe in 10% increments up to 100%. Minimum subscription for Residential Service is 30%.

RATE

See Rate Table for applicable charges.

TERMS AND CONDITIONS

Customer's consumption measured in kWh and subject to the ECA, will be adjusted downward by the subscribed percentage of total Green Power Service usage. Customers on Time-of-Day Rate Schedules will have both their measured On-Peak and Off-Peak kWh consumptions subject to the ECA adjusted downward by the elected Green Power Service percentage.

Eligible Customers whose elected Green Power Service percentage is expected to be less than a monthly quantity of 15,000 kWh may enroll in Green Power Service and may terminate participation at any time. Eligible Customers whose elected Green Power Service percentage is expected to equal or exceed a monthly quantity of 15,000 kWh will enroll in Green Power Service through execution of a contract with Utilities. The initial contract period shall be 12 months. As long as the Customer continues to meet eligibility requirements, the contract shall be automatically renewed for additional 12-month terms. After the initial 12-month term, the Customer may terminate and disenroll from Green Power Service by providing Utilities with 30-day written notice.

Customers participating in this service shall receive the benefit of the Renewable Energy Credits (RECs). Participating contract customers may elect to have the RECs transferred to them. Utilities will retire applicable RECs for Customers whose elected participation is less than 15,000 kWh per month.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES
and
REGULATIONS (URR)

**Utilities Rules
and
Regulations (URR) Resolution**

RESOLUTION NO. _____

**A RESOLUTION REGARDING CERTAIN CHANGES TO
THE UTILITIES RULES AND REGULATIONS OF
COLORADO SPRINGS UTILITIES**

WHEREAS, Colorado Springs Utilities (Utilities) has proposed modifications to the Utilities Rules and Regulations section of its tariff; and

WHEREAS, Utilities proposed updating the Electric and Natural Gas Line Extension Fees; and

WHEREAS, Utilities proposed modifications to residential Stormwater service fees facilitate the billing of both residential and nonresidential Stormwater service fees; and

WHEREAS, Utilities proposed clarifying that the Water Leak Adjustment Program is not available prior to issuance of Certificate of Occupancy by the Regional Building Department; and

WHEREAS, Utilities proposed simplifying Water and Wastewater Development Charge Deferral for Affordable Housing; and

WHEREAS, Utilities proposed administrative corrections related to Fee Table references that do not change the rates or fee levels within the tariff; and

WHEREAS, Utilities proposed administrative corrections eliminating obsolete verbiage related to Development Charge Refund and Inactive Service; and

WHEREAS, the City Council finds Utilities' proposed modifications prudent; and

WHEREAS, the details of the changes noted above, and all changes noted in the following clauses, are reflected in the tariff sheets attached to this resolution, are provided in redline format within Utilities' 2020 Rate Case, and are discussed further in the City Council Decision and Order for this case; and

WHEREAS, Utilities provided public notice of the proposed changes and complied with the requirements of the City Code for changing its Utilities Rules and Regulations; and

WHEREAS, Utilities proposed to make the tariff changes effective January 1, 2020; and

WHEREAS, specific policy changes, and changes to any terms and conditions of service are set out in the attached tariffs for adoption with the final City Council Decision and Order in this case.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1: That Colorado Springs Utilities Tariff, City Council Volume No. 6, Utilities Rules and Regulations shall be revised as follows:

Effective January 1, 2020

City Council Vol. No. 6		
Sheet No.	Title	Cancels Sheet No.
First Revised Sheet No. 13	GENERAL	Original Sheet No. 13
First Revised Sheet No. 14	GENERAL	Original Sheet No. 14
First Revised Sheet No. 15	GENERAL	Original Sheet No. 15
First Revised Sheet No. 19	GENERAL	Original Sheet No. 19
First Revised Sheet No. 24	GENERAL	Original Sheet No. 24
First Revised Sheet No. 25	GENERAL	Original Sheet No. 25
First Revised Sheet No. 28	GENERAL	Original Sheet No. 28
First Revised Sheet No. 39	GENERAL	Original Sheet No. 39
First Revised Sheet No. 45	GENERAL	Original Sheet No. 45
First Revised Sheet No. 50	GENERAL	Original Sheet No. 50
First Revised Sheet No. 64	ELECTRIC	Original Sheet No. 64
First Revised Sheet No. 65	ELECTRIC	Original Sheet No. 65
First Revised Sheet No. 74	NATURAL GAS	Original Sheet No. 74
First Revised Sheet No. 80	NATURAL GAS	Original Sheet No. 80
First Revised Sheet No. 81	NATURAL GAS	Original Sheet No. 81
First Revised Sheet No. 86	WATER	Original Sheet No. 86
First Revised Sheet No. 87	WATER	Original Sheet No. 87
First Revised Sheet No. 88	WATER	Original Sheet No. 88
First Revised Sheet No. 89	WATER	Original Sheet No. 89
First Revised Sheet No. 90	WATER	Original Sheet No. 90
First Revised Sheet No. 96	WATER	Original Sheet No. 96
First Revised Sheet No. 97	WATER	Original Sheet No. 97
First Revised Sheet No. 98	WATER	Original Sheet No. 98
First Revised Sheet No. 99	WATER	Original Sheet No. 99
First Revised Sheet No. 103	WASTEWATER	Original Sheet No. 103
First Revised Sheet No. 108	WASTEWATER	Original Sheet No. 108
First Revised Sheet No. 109	WASTEWATER	Original Sheet No. 109
First Revised Sheet No. 110	WASTEWATER	Original Sheet No. 110
First Revised Sheet No. 111	WASTEWATER	Original Sheet No. 111
First Revised Sheet No. 112	WASTEWATER	Original Sheet No. 112
First Revised Sheet No. 117	WASTEWATER	Original Sheet No. 117

Section 2: The attached Tariff Sheets, Council Decision and Order, and other related matters are hereby approved and adopted.

Dated at Colorado Springs, Colorado, this 12th day of November 2019.

City Council President

ATTEST:

Sarah B. Johnson, City Clerk

**Utilities Rules and Regulations
(URR)**

Redline Tariff Sheets

UTILITIES RULES AND REGULATIONS

GENERAL

B. Fees

1. Utilities may charge and collect fees as described in the below table, by contract, or as established by City Code Section 14.8.109 for ~~residential~~ Stormwater service fees. For fees associated with the Development process, see Section I.C., Development Fees.

DESCRIPTION	AMOUNT	REFERENCE
GENERAL		
Return Trip Fee (including Reinspection of failed new gas or water meter loops or to Restore service to additional meters)	\$30.00	General, Sheet No. 19
Returned Payment Fee (whether returned/refused payment was attempted by check, EFT, debit/credit card or other means).	\$30.00	General, Sheet No. 24
Restoration of Service Fee (Other than temporary discontinuance of service by Utilities for operations and maintenance activities) <ul style="list-style-type: none"> • Field Collection and Credit Fee (Trip Fee) \$20.00 • All Restorations \$30.00 • Additional charge for after-hours restorations (outside of Utilities normal working business hours) \$10.00 	General, Sheet No. 39 40	
Field Collection and Credit Fee	\$20.00	General, Sheet No. 40
Opt-Out Program Fee (for nonstandard meters) <ul style="list-style-type: none"> • One-time fee to enter program \$109.00 • Quarterly manual read charge \$20.00 		General, Sheet No. 46 45
ELECTRIC LINE EXTENSIONS		
Residential Electric Fees (Single Service only) <ul style="list-style-type: none"> • Inspection and Connection Fee \$401.94 • Return Trip Fee (including late appointment cancellations) \$299.98 • Distribution Charge (Contribution in Aid of Construction) <ul style="list-style-type: none"> ○ Single-phase primary distribution line \$18.40\$19.78/linear foot ○ 3-phase main line, 22-75 circuit feet \$11.37\$12.22/circuit foot ○ 3-phase main line, 75-175 circuit feet \$22.74\$24.45/circuit foot ○ 3-phase underground main line, >175 circuit feet \$54.74\$58.85/circuit foot 	(sum the following:)	Electric, Sheet No. 64 65
Electric Temporary Service Connection Fee	\$130.00	Electric, Sheet No. 66
Pedestal Damage Fee	Cost of Repairs	Electric, Sheet No. 67 66

Approval Date: ~~June 12, 2018~~**November 12, 2019**
Effective Date: ~~July 1, 2018~~**January 1, 2020**
Resolution No. ~~60-18~~



UTILITIES RULES AND REGULATIONS
GENERAL

Fees – cont’d

DESCRIPTION	AMOUNT	REFERENCE
ELECTRIC LINE EXTENSION AND EXTENSION OF NATURAL GAS MAINS		
Residential Natural Gas Fees (Single Service only)		Natural Gas, Sheet No. 81 Natural Gas, Sheet No. 82
<ul style="list-style-type: none"> • Inspection and Connection Fee • Return Trip Fee 	\$389.17 \$319.97	
<ul style="list-style-type: none"> • Inspection and Connection Fee for other polyethylene services less than 2” in diameter (Per Stub) 	\$332.97	Natural Gas, Sheet No. 81
Residential Electric and Gas Fees (Joint Service)		Electric, Sheet No. 6564 Natural Gas, Sheet No. 8179
<ul style="list-style-type: none"> • Inspection and Connection Fee • Inspection and Connection Fee for other polyethylene services less than 2” in diameter (Per Stub) • Return Trip Fee (including late appointment cancellations) • Distribution Charge (Contribution in Aid of Construction) <ul style="list-style-type: none"> ○ Single-phase primary distribution line ○ 3-phase main line, 22-75 circuit feet ○ 3-phase main line, 75-175 circuit feet ○ 3-phase underground main line, >175 circuit feet 	\$603.14 \$522.26 \$491.89 (sum the following:) \$15.54 <u>\$16.71</u> /linear foot \$11.37 <u>\$12.22</u> /circuit foot \$22.74 <u>\$24.45</u> /circuit foot \$54.74 <u>\$58.85</u> /circuit foot	Electric, Sheet No. 6665
Commercial and Industrial Electric, Contribution in Aid of Construction	(sum the following:)	Natural Gas <u>Electric</u> , Sheet No. 8165
<ul style="list-style-type: none"> • Primary distribution line • 3-phase main line, 6-20 circuit feet • 3-phase main line, 20-50 circuit feet • 3-phase underground main line, >50 circuit feet 	Customer paid* \$11.37 <u>\$12.22</u> /circuit foot \$22.74 <u>\$24.45</u> /circuit foot \$54.74 <u>\$58.85</u> /circuit foot	
*Customer installed, with all trenching, compaction, etc.; all circuit-feet lengths are as estimated by Utilities		
Cancellation Fees (Reduced in <u>certain</u> circumstances per Utilities’ policy)	% of Applicable Return Trip Fee	<u>Electric, Sheet No. 65</u> Natural Gas, Sheet No. 8281
<ul style="list-style-type: none"> • Step One <u>Fee</u> • Step Two <u>Fee</u> • Step Three <u>Fee</u> 	<ul style="list-style-type: none"> • 10% • 25% • 50% 	

Approval Date: ~~June 12, 2018~~November 12, 2019
 Effective Date: ~~July 1, 2018~~January 1, 2020
 Resolution No. 60-18



UTILITIES RULES AND REGULATIONS

GENERAL

Fees – cont’d

DESCRIPTION	AMOUNT	REFERENCE
WATER		
Water Service Permit Fee		Water, Sheet No. 98 97
<ul style="list-style-type: none"> Initial inspection Reinspection/return trip (each) 	\$80 \$50	
Water non-compliance		Water, Sheet No. 99
<ul style="list-style-type: none"> First violation Second & subsequent violations 	\$0 - \$5,000 \$5,000 - \$10,000	
WASTEWATER		
Wastewater non-compliance with Utilities' <i>Line Extension and Service Standards</i>		Wastewater Sheet No. 404 103
<ul style="list-style-type: none"> First violation Second & subsequent violations 	\$0 - \$500 \$500 - \$1,000	
Wastewater, Emergency and After-Hours Inspection	Time and Materials Cost	Wastewater, Sheet No. 404 103
Residential Wastewater Fees (including mobile homes, townhouses)		Wastewater, Sheet No. 404 103
<ul style="list-style-type: none"> New Connection Additional installation, repair or alteration Reinspection 	\$80 \$100 \$50	
Multi-Family Wastewater Fees, per service line		Wastewater, Sheet No. 404 103
<ul style="list-style-type: none"> New Connection Additional installation, repair or alteration Reinspection 	\$100 \$120 \$70	
Nonresidential Wastewater, without grease trap		Wastewater, Sheet No. 404 103
<ul style="list-style-type: none"> New Connection Additional installation, repair or alteration Reinspection 	\$100 \$120 \$70	
Nonresidential Wastewater, with grease trap or sand/oil interceptor		Wastewater, Sheet No. 404 103
<ul style="list-style-type: none"> New Connection Additional installation, repair or alteration Reinspection 	\$175 \$195 \$145	
Wastewater Discharge Permit Fee, per calendar year (no pro-rata)	\$1,132	Wastewater, Sheet No. 448 117
Wastewater Zero Discharge Permit Fee	\$50	Wastewater, Sheet No. 448 117

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
 Resolution No. ~~60-18~~

UTILITIES RULES AND REGULATIONS

GENERAL

Development Fees – cont'd

FEE	AMOUNT	PAYABLE AT TIME OF:
<ul style="list-style-type: none"> Utilities' preparation of Hydraulic Analysis Reports – Basic Application 	<ul style="list-style-type: none"> \$1,600.00 for sites 30 acres or less and located within a single pressure zone (Revisions will be billed at \$200.00 per hour) 	Prior to Development Plan approval or upon invoicing
<ul style="list-style-type: none"> Fire flow reports 	<p>New Development*</p> <ul style="list-style-type: none"> Initial two fire flow reports – no charge (within twelve-month period). Additional reports charged \$200.00 per hour with minimum one-hour charge <p>Existing Hydrant Reports*</p> <ul style="list-style-type: none"> First request, per site, no charge. Thereafter, all requests, per site, will be assessed \$50.00 per instance <p>* Refer to current edition of the <i>Line Extension and Service Standards - Water</i> for more detailed information pertaining to fire flow report charges</p>	Prior to construction plan approval or upon invoicing

D. Failed Reinspection Return Trip Fee

All new gas and water meter loops must meet the standards set forth in Utilities' *Line Extension and Service Standards*. If a gas or water meter loop fails to pass the initial inspection, the meter loop will be tagged with a rejection notice. All deficiencies must be corrected before a reinspection is requested or Return Trip fee will be charged for each failed reinspection return trip by Utilities. (~~see Section I.B. Fee Table~~)See Section I.B. Fee Table.

Approval Date: ~~June 12, 2018~~ November 12, 2019
 Effective Date: ~~July 1, 2018~~ January 1, 2020
 Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

GENERAL

Starting Service – cont'd

- g. In the event a Customer with a nonresidential account files a petition for relief under applicable provisions of the United States Bankruptcy Code, Utilities may require a deposit as authorized by the United States Bankruptcy Code.
 - h. A deposit for Interim Service and Temporary Service may be charged for new or existing Customers with nonresidential accounts if there are recent or substantial delinquencies.
4. Interest on Deposits
- a. Any deposit required for utility service will accrue simple interest. The interest rate will be the interest rate for customer deposits published by the Colorado Public Utilities Commission (PUC) for the current calendar year.
 - b. Interest paid on any deposit will be earned for the time such deposit is held by Utilities and is calculated from the date the deposit is received by Utilities to the date the deposit is returned to the Customer. Accrued interest will be credited to the Customer's account at least annually.

III. RECEIVING SERVICE

A. Billing

1. General

- a. Utilities will bill and collect for utility services as provided for in these Tariffs, by contract, or as established by City Code Section 14.8.109 for ~~residential~~ Stormwater service fees. Billing statements are due and payable by the date indicated in the billing statement. If the billing period is of a nonstandard length, the bills will be normalized to reflect the number of days in the billing period. If the billing period spans multiple effective rates, then the charges for the billing period will be prorated to reflect the number of days in each rate period.
- b. Utilities generates billing statements on a regular basis. Billing statements may be impacted and corrected without notice because of unusual circumstances in Utilities' business caused by emergencies, events, occurrences, accidents, strikes, force majeure, or availability of Utilities' systems. Fees may be assessed for returned payments, convenience charges, and similar items, in accordance with Section I.B. Fee Table.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

GENERAL

Receiving Service – cont'd

- c. Utilities will bill for actual consumption that is measured through the Meter or established calculated fees for non-metered services. Utilities may estimate charges due for utility service on accounts where Utilities determines that accurate meter readings have not been obtained. Billing for water and wastewater services may be based on criteria other than actual consumption that is measured through the Water Meter as provided in Section III.E., Water Leak Adjustment Program.
- d. In any case where any meter has not been accessible for reading, maintenance, or replacement, where inaccurate readings or information has been provided by a Customer for billing purposes, where subterfuge has occurred or where there has been a diversion of utility service, Utilities will bill the Customer or user to the extent of available meter readings or other records or information acceptable to Utilities to determine or reasonably estimate the charges due.
- e. Utilities is required to collect, remit and exempt sales tax per applicable law.
- f. If service is discontinued for an account, whether at the Customer's request or in accordance with Section IV.A. of these Utilities Rules and Regulations, then Utilities may transfer any unpaid amounts to other utility service accounts in the Customer's name or in the name of a user of the utility services at the Premises served by the discontinued account.
- g. In invoicing, billing, and collecting (collectively "billing") ~~residential~~ Stormwater service fees in accordance with City Code Section 14.8.109, Utilities will bill the established fee in each applicable Utilities bill period to each applicable customer through Utilities' standard billing practices. Utilities' applicable customers constitute owners or occupants of ~~residential~~ property as stated in the listed City Code Section. Utilities' bill periods may not align with calendar months, but customers will be billed the appropriate Stormwater service fees over time. ~~Residential~~ Stormwater service fees are due in full upon billing in accordance with provision (a) of this section. Utilities may prorate ~~residential~~ Stormwater service fees when an applicable customer is billed for a partial bill period. Upon termination of utility service, no partial ~~residential~~ Stormwater service fee refunds will be granted, as the Stormwater service fee is incurred in full upon billing. Except for refunds processed through Utilities' standard operating procedures, in the event of any refunds for ~~residential~~ Stormwater service fees paid over to the City, the City will be responsible for making such refunds.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

GENERAL

Receiving Service – cont'd

E. Water Leak Adjustment

1. General

- a. The Water Leak Adjustment Program is intended to provide financial relief to Customers who experience extremely high water use as a result of a leak. The Water Leak Adjustment Program is not available prior to issuance of Certificate of Occupancy by the Regional Building Department. Water leak adjustments are limited to two per Premises in any 36-month period. Water leak adjustments may span a maximum of two billing periods.
- b. Within the context of the program, a water leak shall be defined as “an unintentional water loss caused by broken or damaged plumbing fixtures, pipes, or irrigation equipment, at a Customer’s residence or nonresidential site that results in a Customer’s bill(s) being higher than the Customer’s typical bill for water services.”
- c. Upon application for a water leak adjustment in accordance with a Customer’s type of water service, as discussed below, a Customer must verify that a water leak occurred, the estimated time frame of the water leak, and that the water leak was repaired. Utilities will accept reasonable documentation that the water leak was repaired, such as a receipt for repairs, parts, or a signed affirmation of the Customer. Utilities shall have the right to deny an application for a water leak adjustment or reduce the adjusted quantity of water that passed through the billing meter as a result of the water leak for a water leak adjustment if, in Utilities’ sole discretion, the leak or its magnitude is the result of negligence or malicious acts by the Customer.

2. Residential Service

- a. Residential Customers who have experienced a water leak that has resulted in an increase in their water bill may apply for a water leak adjustment by submitting a completed Water Leak Adjustment Request Form to Utilities at the address listed on the Form. The Water Leak Adjustment Request Form and documentation of repairs must be received by Utilities within 60 days of the due date listed on the Customer’s utility bill for the period in which the leak occurred.

UTILITIES RULES AND REGULATIONS

GENERAL

Ending Service – cont'd

4. In addition to the reasons set forth within these tariffs, the requirements for notice to Customers prior to discontinuance may also be waived for the following reasons:
 - a. Discontinuance is ordered by any properly constituted governmental authority;
 - b. Service, having been discontinued in accordance with this section, is restored by someone other than authorized Utilities' personnel or those persons authorized by the Pikes Peak Regional Building Department; or
 - c. Payments made to Utilities for service reconnection or to avoid service disconnection are dishonored, declined, or otherwise not processed.

5. Where the utility service is recorded on Master Meters
 - a. Utilities will make a reasonable effort to deliver or mail a written notice to each sub-premises at least 30 days prior to the proposed date of discontinuance, advising that the party responsible for payment of utility bills has been sent a notice of discontinuance.
 - b. A notice to the occupants will be posted, to the extent possible, in at least one of the common areas of the multi-unit dwelling.
 - c. Service may not be discontinued if the party responsible for payment pays the amount on the notice, including any applicable fees. (see See Section I.B. Fee Table).

UTILITIES RULES AND REGULATIONS

GENERAL

Other Rights, Limitations, and Obligations – cont'd

of the Opt-Out Program and subject to all applicable terms and conditions. The Opt-Out Program is subject to the following:

- i. The Opt-Out Program will be limited to Customers with residential rated services only.
 - ii. A Customer can submit a request to opt-out of automated-meter service only for the Premises in which they reside, not for or on behalf of other Premises or Customers (e.g. apartment building or complex).
 - iii. The Opt-Out Program will be applied to all metered services at the Premises. Customer cannot Opt-Out of one service and leave others under standard automated meter configurations.
 - iv. Customers who participate in the Opt-Out Program will not be eligible to participate in other services including, but not limited to, Load Profile, Net Metering, My Usage and special use rates offered by Utilities.
 - v. Customers who participate in the Opt-Out Program that violate any part of the Tariff or practice any form of subterfuge of utilities services will be terminated from the Opt-Out Program, and standard automated metering will be installed at Customer's expense if Customer is eligible to continue to receive utility service.
- c. Customers who elect to participate in the Opt-Out Program (all amounts of fees described below are in ~~the Fee Table at I.B.3 above~~) Section I.B. Fee Table:
- i. Will incur an initial service fee to cover the costs associated with changing the configuration of the meters;
 - ii. Are responsible for calling in their meter reads into Utilities each month except for those months where Utilities has manually read the meter, which will occur at least once per quarter; Customer will not incur a meter read charge for those months where they are responsible for providing Utilities with reads; and



UTILITIES RULES AND REGULATIONS

GENERAL

Other Rights, Limitations, and Obligations – cont’d

Only disputed amounts will be excluded from credit and collection activity until the dispute is resolved. Credit and collection activity will continue on any or all other amounts due.

Except as provided in this section, or in the case of a hazardous condition, during the time period of the review process regarding any reviewable dispute, the Customer's or user's service will not be terminated, and the status quo will be maintained through the review process.

No refund or credit for overcharges, or rebilling for undercharges, ordered as the result of a dispute will be issued until an order has been issued and no further review of the dispute is permitted by these provisions.

Any disputes regarding the assessment and/or applicability of ~~residential~~ Stormwater service fees billed by Utilities will be directed to the City and addressed by the City in accordance with applicable City Code provisions and Stormwater Enterprise rules, regulations, and policies.

2. Informal Review

As provided below, the Customer or user shall proceed with the required Informal Review in one of two methods: (a) the Customer or user shall seek an informal review with Utilities or, in lieu thereof, (b) seek informal review through the Colorado Springs Better Business Bureau (BBB). The purpose of the informal review process is to review whether Utilities properly applied its ordinances, Tariffs, regulations, policies or procedures with regard to a particular situation. In no event is the informal review process to be utilized to negotiate a settlement of the amounts due for utility services.

3. Request for Informal Review

a. A request for an informal review must be in writing addressed to:

Colorado Springs Utilities
Customer and Corporate Services
Attn: Dispute Resolution
P. O. Box 1103
Colorado Springs, CO 80947-1339

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

ELECTRIC

Electric – cont'd

acknowledge that this warranty continues to be the obligation of the Owner, developer and Customer even though that Owner, developer or Customer ceases to be the Owner of the Premise, the developer of the Premise or the Customer of record at the Premise.

The Owner, developer and Customer agree to indemnify and hold Utilities harmless from any damages, loss, cost, or liability (including, but not limited to, any death, injury, legal fees and the cost of enforcing this indemnity) arising out of, or resulting from the use of, the Residential electric service installation during the three-year period of the warranty.

b. Inspection

The Owner, developer and Customer shall schedule an appointment with Utilities, in accord with Utilities' policies, to inspect and connect the Residential electric service to the Utilities system.

c. Inspection and Connection Fees

Utilities shall inspect and connect the Residential electric service to the Utilities system. The Residential electric service shall be installed as a single service or shall be installed jointly with natural gas service (~~see-See~~ Section I.B. Fee Table).

The Joint Service Inspection and Connection Fee is also listed under the Natural Gas section of these Utilities Rules and Regulations. However, that fee is only paid once for a joint Residential electric service and natural gas service inspection and connection.

d. Return Trip Inspection and Connection Fees

In some instances, the service inspection and connection appointment may be cancelled outside the time frame set out in Utilities' policies or the service installation itself may not comply with Utilities' *Line Extension and Service Standards* when it is inspected. See Section I.B. Fee Table.

Approval Date: ~~June 12, 2018~~ November 12, 2019

Effective Date: ~~July 1, 2018~~ January 1, 2020

Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

ELECTRIC

Electric – cont'd

e. Cancellation Fees

In certain instances, under Utilities' policies, a reduced fee may be charged for cancellation of inspection and connection appointments. See Section I.B. Fee Table.

f. Electric Distribution Charge (Electric Only). See Section I.B. Fee Table.

~~For fees, see Section I.B. Fee Table.~~

g. Electric Distribution Charge (Joint Trench with Gas). See Section I. B. Fee Table.

~~For fees, see Section I.B. Fee Table.~~

ii. Underground Electric Service - Commercial and Industrial

The Customer will provide, at no cost to Utilities, trenching, backfilling, compaction and restoration of property for the primary and secondary trenches; installation of primary conduit from the primary source to the transformer pad; and installation of secondary conduit, conductor and terminations from the transformer pad to the meter. See Section I.B. Fee Table.

2. Extensions for Electric Temporary Service

Electric Temporary Service may be provided for construction needs, circuses, bazaars, fairs, fireworks stands, Christmas tree sales, concessions and similar enterprises, or to non-permanent ventures upon application for service for a period not to exceed 18 months, on the Electric Rate Schedule applicable to the particular class of service.

Utilities will provide a temporary power pedestal (in an underground service area) when distribution facilities exist and upon payment of the Temporary Service Connection Fees. Service loop supports must be supplied by the Customer in overhead service areas and Temporary Service will be provided when distribution facilities exist and upon payment of the charges below.

Approval Date: ~~June 12, 2018~~ November 12, 2019

Effective Date: ~~July 1, 2018~~ January 1, 2020

Resolution No. ~~60-18~~ _____



UTILITIES RULES AND REGULATIONS

ELECTRIC

Electric Temporary Service Connection Fee - A non-refundable fee for the total cost of all labor, material, equipment and supplies required by Utilities to establish and disconnect service to include the removal and return of the pedestal.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

NATURAL GAS

Natural Gas – cont'd

The Applicant will execute an Extension Contract for installation of all new facilities necessary to serve the development. Contracts for economically feasible extensions, as determined by Utilities, under \$100,000.00 in total estimated extension cost will be required to pay ~~20~~30% of the estimated extension cost in addition to the specified design fee, as a non-refundable payment.

All other Applicants will advance 100% of the estimated cost of construction to Utilities in addition to the specified non-refundable design fee. As an alternative, the Applicant may advance 50% of the estimated cost of construction and provide adequate assurance acceptable to Utilities for the remaining 50%. This assurance will be irrevocable and may be in the form of a letter of credit, cash escrow, set-aside letter, or other forms acceptable to Utilities which will allow Utilities to receive the second 50% immediately after construction. After completion of construction, Utilities will determine the actual costs of construction and will charge (or refund without interest) the contract holder the difference between the estimated and actual costs of construction. Utilities may refuse to make connections until all amounts due to Utilities have been paid. After all the amounts due to Utilities are paid, the Applicant will be entitled to execute a Refund Contract.

3. Refunds

a. Refund Contracts

Advance payments for extension of facilities that are eligible for refunds will be completed under one of the following Refund Contracts:

- i. Single Parcel Refund Contract - This contract is intended to cover the cost of installing mains and Service Stubs to serve a parcel and may include allocated costs for Oversized Distribution Mains. This contract includes provisions for refunding all or part of the advance payment. Refunds of advance payments will be based on estimated or actual revenue. The term of this contract will be 10 years.
- ii. Mainline Facilities Refund Contract - If an Applicant is charged for Mainline Facilities, the Applicant may receive refunds for that facility. The Applicant must notify Utilities prior to the start of construction if the Applicant desires to enter into a Refund Contract. A Mainline Facilities Refund Contract will be executed after final

UTILITIES RULES AND REGULATIONS

NATURAL GAS

Natural Gas – cont'd

Owner, developer or Customer ceases to be the Owner of the Premise, the developer of the Premise or the Customer of record at the Premise.

The Owner, developer and Customer agree to indemnify and hold Utilities harmless from any damages, loss, cost, or liability (including, but not limited to, any death, injury, legal fees and the cost of enforcing this indemnity) arising out of, or resulting from the use of, the natural gas service installation during the three-year period of the warranty.

2. Inspection

The Owner, developer and Customer shall schedule an appointment with Utilities, in accord with Utilities' policies, to inspect and connect the natural gas service to the Utilities system.

3. Inspection and Connection Fees

Utilities shall inspect and connect the natural gas service to the Utilities system. The natural gas service shall be installed as a single service or shall be installed jointly with Residential electric service (~~see~~ See Section I.B. Fee Table).

The Joint Service Inspection and Connection Fee is also listed under the Electric section of these Utilities Rules and Regulations. However, that fee is only paid once for a joint natural gas service and Residential electric service inspection and connection.

NATURAL GAS RATE SCHEDULES

NATURAL GAS

Natural Gas – cont'd

4. Return Trip Inspection and Connection Fees

In some instances, the service inspection and connection appointment may be cancelled outside the time frame set out in Utilities' policies or the service installation may not comply with Utilities' *Line Extension and Service Standards* when it is inspected. See Section I.B. Fee Table.

5. Cancellation Fees

In certain instances, under Utilities' policies, a reduced fee may be charged for cancellation of inspection and connection appointments. See Section I.B. Fee Table.

- b. Polyethylene natural gas service lines larger than two inches in diameter and all steel natural gas service lines must be installed by Utilities under a time and materials contract. See Section I.B. Fee Table.

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

- g. All service line ordinances, regulations, and policies shall apply to transferred WDC credit and any applicable charges and/or fees shall be paid; and
- h. The party requesting the credits transfer shall pay to Utilities a fee of \$100.00 and shall commit to be responsible for all costs associated with the transfer, including but not limited to, title commitment, processing, and recording fees.

Upon the completion of a transfer of credit for the WDC, the transfer will be effectuated by recording a notice to the El Paso County Clerk and Recorder for both the donor Premises and the recipient Premises, which recording fees shall be paid by the owner of the donor and recipient Premises. The notice shall include the credits transferred and remaining, and applicable service dates associated with each Premises.

9. Request for WDC Refund

Requests for a refund of the WDC for connections not constructed must be made in writing to Utilities within two years of payment of the WDC. No refunds of any such charges will be made unless a request is received by Utilities within two years of payment and no service has been connected. ~~Any charges which are not refunded are retained by Utilities as a contribution in aid of construction. Payment for WDC may be applied within 19 years as a credit towards the payment of the WDC for connection of the same land parcel, which may become due thereafter.~~

~~In any event, no credit will be given after 19 years or more from the date of discontinuance of use of the existing connection or payment of the unused WDC.~~

10. Inactive Water Service

In the event that a service line was classified as abandoned and/or inactive through prior Utilities' Rules and Regulations standards and/or City Code provisions (~~prior to March 1, 2016~~), the property Owner(s) may request to reestablish utility service from Utilities and Utilities shall reestablish the service upon payment of applicable fees and compliance with applicable rules and regulations.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

11. Timing of Payment of the WDC and related Connection Charges

Payment for a new connection or increased service level as provided in Section VIII.A.5.:

- a. Shall be due in full in cash or check prior to the issuance of a building permit, or
- b. The WDC may be deferred until the time prior to the installation of a meter to serve a Premise. The deferred WDC, Recovery Agreement Charges or any other fees – shall be paid at the then current rates plus an additional charge equal to a five percent annual interest rate, calculated per day, of the deferred amount and shall be paid in full in cash or check prior to the installation of meters and prior to the provision of service. The payment of all Water Service Permit Fees and all other related charges as determined by Utilities shall be paid prior to the issuance of the building permit.

12. WDC Deferral for Primary Employers

A Primary Employer enlarging its facilities or building new facilities within the City limits may be eligible for deferral of the WDC.

If the commercial or nonresidential operation meets the Primary Employer criteria, it may submit an application for development charge deferral to Utilities. Upon approval of the application by the Greater Colorado Springs Economic Development Corporation and the City of Colorado Springs Office of Economic Development, the company is qualified to pay the WDC on a five-year payment schedule. Payments can be made either on a monthly or yearly basis at a preset date as agreed in the contract for service. Interest charges on WDC not paid will be calculated in accordance with the published ten-year U.S. Treasury Note rate (Interest Rate).

13. WDC Deferral for Affordable Housing

~~There are two defined~~ Affordable Housing Programs for WDC deferral is based on the targeted income level for the affordable housing project. Projects, which are a mix of affordable and traditional units, are eligible to receive a deferral only for that portion of the project which is affordable and qualifies under this program.

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

Single-family residences or Multi-Family Residential Premises construction that meet:

- a. The affordable housing criteria as defined by the City of Colorado Springs Housing and Community Development Office, and
- b. The energy and water conservation standards defined in Utilities' Affordable Housing Program are eligible for a deferral of the WDC.

Affordable Housing projects target individuals whose income is equal to or less than 80% of the area median income.

Deferral of the WDC is on a first-come, first-served basis and will not, in aggregate, exceed five percent of Utilities' previous year's total WDC revenues. Therefore, regardless of the number of applications reviewed and preliminarily approved, deferrals will be issued on an annual basis up to, but not exceeding, the financial guidelines. All projects obtaining a service contract during a given year after this limitation has been met will not receive deferrals, nor will the WDC be eligible for refund in subsequent calendar years.

The amounts to be repaid under ~~any of~~ the Affordable Housing Programs will be based on the WDC in effect at the time the first repayment is made, but will not exceed the deferred amount plus interest charges. Interest charges used to determine the "not-to-exceed" amount will be calculated from the date of deferral to the date of first repayment in accordance with the Interest Rate in effect on the date of deferral, compounded annually.

- Zero percent of total WDC is due at time of application for utilities.
- 100% of total WDC plus any applicable interest is due at first subsequent sale of property, or beginning in the sixth year after deferral (or at any time prior to that date at Owner's option) and for four years thereafter.

Repayment of the 100% of WDC deferral is collected annually as follows:

6th year – 20%

7th year – 20%

8th year – 20%

9th year – 20%

10th year – 20% Final Payment

~~The two Affordable Housing Programs are as follows:~~

Approval Date: ~~June 12, 2018~~ November 12, 2019

Effective Date: ~~July 1, 2018~~ January 1, 2020

Resolution No. ~~60-18~~ _____



UTILITIES RULES AND REGULATIONS

WATER

~~PROGRAM A—Affordable Housing project targeting individuals whose income is greater than 50%, but not exceeding 80% of the area median income.~~

~~A1—Owner Occupied:~~

- ~~• 25% of total WDC is due at time of application for utilities.~~
- ~~• 75% of total WDC plus any applicable interest is due at first subsequent sale of property or payable at any time prior to that date, at the Owner's option in five annual payments as follows:
6th year—20%
7th year—20%
8th year—20%
9th year—20%
10th year—20% Final Payment~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

The deferred WDC fee will constitute a lien on the property in the form of a Deed of Trust executed by the property Owner until such time that it is paid in full.

If the property Owner(s) elect(s) to repay the outstanding balance in five annual payments, then interest will be charged on the outstanding balance during such repayment period based on the Interest Rate, compounded annually. A calculation will be made by Utilities at the time of first repayment such that the five annual payments are equal.

In the event there is a subsequent sale of the property, all remaining unpaid amounts related to that property are due and payable at the time of the subsequent sale.

Failure to make payments in accordance with the above programs will be subject to applicable Utilities' Tariffs, policies and procedures.

The property Owner has the right to prepay the principal amount, plus any applicable interest, outstanding under the program, in whole or in part, at any time without penalty.

~~A2—All others including ownership by corporations, partnerships, etc.:~~

- ~~• 25% of total WDC is due at time of application for utilities.~~
 - ~~• 75% of total WDC plus any applicable interest is due beginning in the sixth year after deferral (or payable at any time prior to that date at Owner's option) and for four years thereafter.~~
- ~~Repayment of the 75% deferral is collected annually as follows:~~
- ~~6th year—20%~~
 - ~~7th year—20%~~
 - ~~8th year—20%~~
 - ~~9th year—20%~~
 - ~~10th year—20% Final Payment~~

~~The deferred fee will constitute a lien on the property in the form of a Deed of Trust executed by the property Owner until such time that it is paid in full.~~

~~PROGRAM B—Affordable Housing projects targeting individuals whose income is equal to or less than 50% 80% of the area median income.~~

~~B1—Owner Occupied:~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____



UTILITIES RULES AND REGULATIONS

WATER

- ~~• Zero percent of total WDC is due at time of application for utilities.~~
- ~~• 100% of total WDC plus any applicable interest is due at first subsequent sale of property, or payable at any time prior to that date, at Owner's option, in five annual payments as follows~~
 - ~~6th year 20%~~
 - ~~7th year 20%~~
 - ~~8th year 20%~~
 - ~~9th year 20%~~
 - ~~10th year 20% Final Payment~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

D. Augmentation Water Service Extension

Customers contracting with Utilities for Augmentation Water Service will be responsible for all facility costs, including well, pond or diversion development costs, materials and construction costs, and operational and maintenance costs including electrical pumping and meter costs. Facilities will be designed and constructed in accordance with the applicable *Line Extension and Service Standards* for Water. Service will only be available upon approval by Utilities of the plans and specifications of such facilities and appurtenances. Utilities will inspect and approve the actual construction prior to initiation of service.

E. Nonpotable Water Service Extension

At its option, Utilities may fund the extension of the nonpotable distribution system to facilitate the development of economically feasible alternative sources of nonpotable water supply.

F. Water Service Permit Fees

1. Water service permits are required for: 1) each connection of a Service Line to the Water Distribution Main, (tap), 2) each repair or alteration to a Service Line (only when a Wastewater Permit is not required), or 3) each disconnection of a Service Line from the Water Distribution Main, or 4) for Temporary Service-Hydrant Use. Water Permit fees are due upon receipt of invoice or prior to issuance of Water Permit. See Section I.B. Fee Table.
2. Any connection of a Service Line to the Water Distribution Main, any repair or alteration to a Service Line, or any disconnection of a Service line from the Water Distribution Main, may only be performed by private contractors as provided within the Utilities' *Line Extension and Service Standards* for Water.
3. Connection, repair, alteration, or disconnection of Service Lines.
 - a. New, developer-installed Water Distribution Mains.
 - i. For residential and nonresidential Customers with new construction and with Service Lines of two inches or less in diameter that are tapping into new, developer-installed Water Distribution Mains.

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

- a. All construction will be performed by the Customer's, the Owner's or the developer's private contractor. The private contractor must comply with all contractor requirements of the Utilities' *Line Extension and Service Standards* for Water. All construction by the private contractor must strictly conform to the Utilities' *Line Extension and Service Standards* for Water.
- b. Utilities must inspect and must approve all such construction. If the construction does not comply with the Utilities' *Line Extension and Service Standards* for Water, then Utilities must re-inspect the construction until it may be approved. ~~For fees, please see~~ See Section I.B. Fee Table.
- c. The Customer, the Owner and the developer warrants to Utilities all materials and labor related to the Service Line construction from (and including) the Service Line's point of connection to the Utilities system to the Premises for a period of two years from the date of its inspection and approval.

In the event of a defect in the Service Line construction during the two-year warranty period, then the Customer, the Owner and the developer immediately shall repair or replace the construction at no cost to Utilities. The Customer, the Owner and the developer acknowledge that this warranty continues to be the obligation of the Customer, the Owner and the developer even if that Customer, Owner, or developer ceases to be the Customer of record at the Premises, the Owner of the Premises, or the developer of the Premises.

The Customer, the Owner, and the developer agree to indemnify and to hold Utilities harmless from any damages, loss, cost, or liability (including, but not limited to, any death, injury, legal fees and the cost of enforcing this indemnity) arising out of, or resulting from the use of, the construction during the two-year period of the warranty.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

- ii. For all taps into new, developer-installed Water Distribution Mains that are larger than two inches in diameter, all construction will be performed by Utilities. (~~see~~ See Section I.B. Fee Table).
 - b. All Utilities-owned and maintained Water Distribution Mains.
 - i. For residential and nonresidential Customers for Service Lines of two inches or less that are tapping into Utilities-owned and maintained Water Distribution Mains, Utilities will perform all construction.
 - ii. For all taps into Utilities-owned and maintained Water Distribution Mains that are larger than two inches in diameter, all construction will be performed by Utilities. (~~see~~ See Section I.B. Fee Table).
 - c. Emergency and After-Hours

All fees listed in Section VIII.F.3.a. and Section VIII.F.3.b. are for non-emergency and normal business hour inspections and tapping construction. All emergency and after-hours inspections or tapping construction will be billed on a time-and-material basis in addition to the listed fee.
4. Temporary Service-Hydrant Use
 - a. A Temporary Water Service Permit for the use of a Fire Hydrant will be valid for a maximum period of 12 months. The applicable Water Service Permit Fees must be paid prior to the issuance of a Water Service Permit. Applicant must adhere to the terms and conditions set forth in the Temporary Water Service Permit and comply with Fire Hydrant use requirements as specified in the Utilities' *Line Extension and Service Standards* for Water.
5. Non-compliance with Tariff or the Utilities' *Line Extension and Service Standards* for Water.
 - a. Non-compliance with this Tariff section of the Utilities Rules and Regulations or the provisions of the Utilities' *Line Extension and Service Standards* for Water that are referred to in this Tariff section, including but

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

not limited to failure to obtain a Water Service Permit, including a Temporary Water Service Permit for Fire Hydrant Use, and to obtain applicable inspections, may result in fines. ~~(see See~~ Section I.B. Fee Table).

- b. All costs to remove non-complying construction or to otherwise remedy such non-compliance may be assessed as provided in the Utilities' *Line Extension and Service Standards* for Water.

6. Prohibited Construction

- a. Only Utilities may tap into a Utilities-owned and maintained Water Distribution Main.
- b. Only Utilities may install taps for Service Lines larger than two inches in diameter.

7. Pipe Cuts

Utilities performed pipe cuts are available on a Time and Material basis.

8. Hydrant Laterals

As specified in the Utilities' *Line Extension and Service Standards* for Water, taps are not permitted on hydrant laterals of the Water System.

G. Utilities' Liability – Water

Utilities is not liable for failure to maintain water pressures sufficient for any proposed use of water. This section is in addition to, and does not limit, Utilities Rules and Regulations – General.

H. Applicability of City Code – Water

Water service outside City limits and outside the Exclusive Water Service Territory defined in these Tariffs is subject to the requirements of the City Code (including without limitation Part 2 of Article 6 of Chapter 7 pertaining to Annexations) as the City Code is now in effect and as it may be amended from time to time hereafter by City Council.

UTILITIES RULES AND REGULATIONS

WASTEWATER

IX. WASTEWATER

A. Wastewater Permit Fee

Wastewater Permit fees are due upon receipt of invoice or prior to issuance of a Wastewater Permit. A Wastewater Permit fee will be assessed for:

1. new connection to Utilities' wastewater treatment system;
2. repair or alteration of each existing wastewater service line; and/or
3. disconnection from Utilities' wastewater treatment system.

All construction must strictly conform to the Utilities' *Line Extension and Service Standards* for Wastewater.

4. New Connection. See Section I.B. Fee Table.

~~For fees, see Section I.B. Fee Table.~~

5. Additional Installation, Repair or Alteration. See Section I.B. Fee Table.

~~For fees, see Section I.B. Fee Table.~~

6. Emergency and After-Hours Inspections

All fees listed above in subsections ~~1-4~~ and ~~2-5~~ are for non-emergency inspections conducted during Utilities' normal business hours. Emergency and after-hours inspections will be billed on a time and materials basis. See Section I.B. Fee Table.

7. Reinspection Fee

In some instances, the service installation itself may not comply with Utilities' *Line Extension and Service Standards* for Wastewater when it is inspected. The Wastewater Permit fee covers the initial inspection and one return trip to the Premise. See Section I.B. Fee Table.

~~For fees, see Section I.B. Fee Table.~~

8. Non-compliance with Tariff or the Utilities' *Line Extension and Service Standards* for Wastewater.

Non-compliance with this Tariff section of the Utilities' Rules and Regulations or the provisions of the Utilities' *Line Extension and Service Standards* for Wastewater that are referred to in this Tariff section, including but not limited to failure to obtain a Wastewater Permit and to obtain inspections, may result in fines.

See Section I.B. Fee Table.

Approval Date: ~~June 12, 2018~~ November 12, 2019

Effective Date: ~~July 1, 2018~~ January 1, 2020

Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

7. Request for WWDC Refund

Requests for a refund of the WWDC for connections not constructed must be made in writing to Utilities within two years of payment of the WWDC. No refunds of any such charges will be made unless a request is received by Utilities within two years of payment and no service has been connected. ~~Any charges which are not refunded are retained by Utilities as a contribution in aid of construction. Payments for WWDC may be applied within 20 years as a credit towards the payment of the WWDC for connection of the same land parcel, which may become due thereafter.~~

~~In any event, no credit will be given after 20 years or more from the date of discontinuance of use of the existing connection or payment of the unused WWDC.~~

8. Inactive Wastewater Service

In the event that a service line was classified as abandoned and/or inactive through prior Utilities' Rules and Regulations standards and/or City Code provisions ~~(prior to March 1, 2016)~~, the property Owner(s) may request to reestablish utility service from Utilities and Utilities shall reestablish the service upon payment of applicable fees and compliance with applicable rules and regulations.

9. Timing of Payment of the WWDC and Related Connection Charges

Payment for a new connection or increased service level as provided in Section IX.B.4.:

- a. Shall be due in full in cash or check prior to the issuance of a building permit, or the WWDC may be deferred until the time prior to the installation of a meter to serve a Premise. The deferred WWDC, Recovery Agreement Charges or any other fees shall be paid at the then current rates plus an additional charge equal to a five percent annual interest rate of the deferred amount, calculated per day, and shall be paid in full in cash or check prior to the installation of meters and prior to the provision of service. The payment of all Wastewater Permit Fees and all other related charges, as determined by Utilities, shall be paid prior to the issuance of the building permit.

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

10. WWDC Deferral for Primary Employers

A Primary Employer enlarging its facilities or building new facilities within the City limits may be eligible for deferral of the WWDC.

If the commercial or industrial operation meets the Primary Employer criteria, it may submit an application for development charge deferral to Utilities. Upon approval of the application by Utilities, the company is qualified to pay the WWDC on a five-year payment schedule. Payments can be made either on a monthly or yearly basis at a preset date as agreed to in the contract for service. Interest charges on WWDC not paid will be calculated in accordance with the published 10-year U.S. Treasury Note rate (Interest Rate).

11. WWDC Deferral for Affordable Housing

~~There are two defined~~ Affordable Housing Programs for WWDC deferral is based on the targeted income level for the affordable housing project. Projects, which are a mix of affordable and traditional units, are eligible to receive a deferral only for that portion of the project which is affordable and qualifies under this program.

Single-family residences or Multi-Family Residential Premises construction that meet:

- a. the affordable housing criteria as defined by the City of Colorado Springs Housing and Community Development Office, and
- b. the energy and water conservation standards defined in Utilities' Affordable Housing Program are eligible for a deferral of the WWDC.

Affordable Housing projects target individuals whose income is equal to or less than 80% of the area median income.

Deferral of the WWDC is on a first-come, first-served basis and will not, in aggregate, exceed five percent of Utilities' previous year's total WWDC revenues. Therefore, regardless of the number of applications reviewed and preliminarily approved, deferrals will be issued on an annual basis up to, but not exceeding, the financial guidelines. All projects obtaining a service contract during a given year after this limitation has been met will not receive deferrals, nor will the WWDC be eligible for refund in subsequent calendar years.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____



UTILITIES RULES AND REGULATIONS

WASTEWATER

after this limitation has been met will not receive deferrals, nor will the WWDC be eligible for refund in subsequent calendar years.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

The amounts to be repaid under ~~any of~~ the Affordable Housing Programs will be based on the WWDC in effect at the time the first repayment is made, but will not exceed the deferred amount plus interest charges. Interest charges used to determine the “not-to-exceed” amount will be calculated from the date of deferral to the date of first repayment in accordance with the Interest Rate in effect on the date of deferral, compounded annually.

- Zero percent of total WWDC is due at time of application for utilities.
- 100% of total WWDC plus any applicable interest is due at first subsequent sale of property, or beginning in the sixth year after deferral (or at any time prior to that date at Owner’s option) and for four years thereafter. Repayment of the 100% of WWDC deferral is collected annually as follows:

6th year – 20%

7th year – 20%

8th year – 20%

9th year – 20%

10th year – 20% Final Payment

The deferred WWDC will constitute a lien on the property in the form of a Deed of Trust executed by the property Owner until such time that it is paid in full.

If the property Owner(s) elect(s) to repay the outstanding balance in five annual payments, then interest will be charged on the outstanding balance during such repayment period based on the Interest Rate, compounded annually. A calculation will be made by Utilities at the time of first repayment such that the five annual payments are equal.

In the event there is a subsequent sale of the property, all remaining unpaid amounts related to that property are due and payable at the time of the subsequent sale.

Failure to make payments in accordance with the above programs will be subject to applicable Utilities’ Tariffs, policies and procedures.

The property Owner has the right to prepay the principal amount, plus any applicable interest, outstanding under the program, in whole or in part, at any time without penalty.

~~The two Affordable Housing Programs are as follows:~~

Approval Date: ~~June 12, 2018~~ November 12, 2019

Effective Date: ~~July 1, 2018~~ January 1, 2020

Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

~~PROGRAM A—Affordable Housing projects targeting individuals whose income is greater than 50%, but not exceeding 80% of the area median income.~~

~~A1—Owner Occupied:~~

- ~~• 25% of total WWDC is due at time of application for utilities.~~
- ~~• 75% of total WWDC plus any applicable interest is due at first subsequent sale of property or payable at any time prior to that date at the Owner's option, in five annual payments as follows:
6th year—20%
7th year—20%
8th year—20%
9th year—20%
10th year—20% Final Payment~~

~~A2—All others including ownership by corporation, partnerships, etc.:~~

- ~~• 25% of total WWDC is due at time of application for utilities.~~
- ~~• 75% of total WWDC plus any applicable interest is due beginning the sixth year after deferral (or payable at any time prior to that date at Owner's option), and for four years thereafter. Repayment of the 75% deferral is collected annually as follows:
6th year—20%
7th year—20%
8th year—20%
9th year—20%
10th year—20% Final Payment~~

~~The deferred WWDC will constitute a lien on the property in the form of a Deed of Trust executed by the property Owner until such time that it is paid in full.~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

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Wastewater—cont'd

~~PROGRAM B—Affordable Housing projects targeting individuals whose income is equal to or less than 50% 80% of the area median income.~~

~~B1—Owner Occupied:~~

- ~~• Zero percent of total WWDC is due at time of application for utilities.~~
- ~~• 100% of total WWDC plus any applicable interest is due at first subsequent sale of property, or payable at any time prior to that date, at Owner's option in five annual payments as follows:
6th year—20%
7th year—20%
8th year—20%
9th year—20%
10th year—20% Final Payment~~

~~B2—All others, including ownership by corporations, partnerships, etc.:~~

- ~~• Zero percent of total WWDC is due at time of application for utilities.~~
- ~~• 100% of total WWDC plus any applicable interest is due beginning in the sixth year after deferral (or at any time prior to that date at Owner's option) and for four years thereafter. Repayment of the 100% of WWDC deferral is collected annually as follows:
6th year—20%
7th year—20%
8th year—20%
9th year—20%
10th year—20% Final Payment~~

~~The deferred WWDC will constitute a lien on the property in the form of a Deed of Trust executed by the property Owner until such time that it is paid in full.~~

~~If the property Owner(s) elects to repay the outstanding balance in five annual payments, then interest will be charged on the outstanding balance during such repayment period based on the Interest Rate, compounded annually. A calculation will be made by Utilities at the time of first repayment such that the five annual payments are equal.~~

~~In the event there is a subsequent sale of an Owner-occupied unit after selection of the five year repayment option, all remaining unpaid amounts related to that unit are due and payable at the time of the subsequent sale.~~

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

~~Failure to make payments in accordance with the above programs will be subject to applicable Utilities' Tariffs, policies and procedures.~~

~~The property Owner has the right to prepay the principal amount, plus any applicable interest, outstanding under the program, in whole or in part, at any time without penalty.~~

C. Wastewater Extension Policy

A property Owner or developer is responsible for the cost of engineering, construction and materials for all wastewater collection system infrastructure and related appurtenances necessary to serve the Premises or development. Utilities will approve the plans and specifications of such facilities and appurtenances and inspect and approve the actual construction prior to connection of such facilities.

1. Pipelines

When a property Owner or developer finds it necessary to construct wastewater collection facilities through or adjacent to unserved or undeveloped lands, the property Owner or developer will pay the entire cost of such facilities. However, Utilities may agree in a Recovery Agreement with such property Owner(s) or developer to assist in the collection of a pro rata share of the eligible cost of such facilities and interest as provided within these Rules and Regulations from the property Owner(s) or developer of such unserved or undeveloped lands at the time of connection to the facilities or wastewater plan approval and refund such cost as provided in the Recovery Agreement.

If Utilities determines that extension of a wastewater collection system is in the best interest of Utilities to protect wastewater service to existing Customers, allow for the continued development within the service area and provide benefit to the entire service area, Utilities may, at its sole discretion, design and construct the wastewater collection system located outside the boundaries of the unserved or undeveloped land. Utilities will recover the cost to design and construct such facilities, with interest, through a Recovery Agreement charge from the property Owner(s) or developer of unserved or undeveloped lands prior to connection to such facilities. Utilities may implement a Recovery Agreement charge to collect the cost of the facilities in advance of its construction. Advance Recovery Agreements are limited to Utilities' designated projects to the extent Utilities determines, at its sole discretion.

Approval Date: ~~June 12, 2018~~ November 12, 2019
Effective Date: ~~July 1, 2018~~ January 1, 2020
Resolution No. ~~60-18~~ _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

6. Recovery Agreement Reimbursement

The agreement holder's rights to reimbursement under the provisions of the Recovery Agreement will not exceed the construction costs plus the interest factor for a period of 20 years from execution of the agreement, unless Utilities approves a contract period exceeding that time. The agreement holder's rights to reimbursement expires two years after expiration of the Recovery Agreement. No requests for reimbursement by the agreement holder made more than two years after the expiration date will be considered by Utilities.

E. Discharge Permit Fee

1. A Discharge Permit Fee ~~of \$1,132.00~~ will be assessed to all significant industrial users proposing to connect to, and discharge into, any part of the wastewater treatment system and collected at the time of application. This fee is non-refundable and will not be assessed on a pro rata basis. See Section I.B. Fee Table.
2. An annual renewal Discharge Permit Fee ~~of \$1,132.00~~ will be assessed to existing Discharge Permit holders in accordance with the City Code. This fee is non-refundable and will not be assessed on a pro rata basis. See Section I.B. Fee Table.

F. Zero Discharge Permit Fee

A Zero Discharge Permit Fee ~~charge of \$50.00~~ will be assessed to all significant industrial users proposing to connect to any part of the wastewater treatment system and collected at the time of application or any subsequent renewal. This fee is non-refundable and will not be assessed on a pro rata basis. See Section I.B. Fee Table.

G. Applicability of City Code – Wastewater

Wastewater service outside City limits is subject to the requirements of the City Code (including without limitation Part 2 of Article 6 of Chapter 7 pertaining to Annexations and Part 3 of Article 5 of Chapter 12 pertaining to Wastewater Service) as the City Code is now in effect and as it may be amended from time to time hereafter by City Council.

**Utilities Rules and Regulations
(URR)**

Final Tariff Sheets

UTILITIES RULES AND REGULATIONS

GENERAL

B. Fees

1. Utilities may charge and collect fees as described in the below table, by contract, or as established by City Code Section 14.8.109 for Stormwater service fees. For fees associated with the Development process, see Section I.C., Development Fees.

DESCRIPTION	AMOUNT	REFERENCE
GENERAL		
Return Trip Fee (including Reinspection of failed new gas or water meter loops or to Restore service to additional meters)	\$30.00	General, Sheet No. 19
Returned Payment Fee (whether returned/refused payment was attempted by check, EFT, debit/credit card or other means).	\$30.00	General, Sheet No. 24
Restoration of Service Fee (Other than temporary discontinuance of service by Utilities for operations and maintenance activities) <ul style="list-style-type: none"> • Field Collection and Credit Fee (Trip Fee) \$20.00 • All Restorations \$30.00 • Additional charge for after-hours restorations (outside of Utilities normal working business hours) \$10.00 		General, Sheet No. 40
Opt-Out Program Fee (for nonstandard meters) <ul style="list-style-type: none"> • One-time fee to enter program \$109.00 • Quarterly manual read charge \$20.00 		General, Sheet No. 45
ELECTRIC LINE EXTENSIONS		
Residential Electric Fees (Single Service only) <ul style="list-style-type: none"> • Inspection and Connection Fee \$401.94 • Return Trip Fee (including late appointment cancellations) \$299.98 • Distribution Charge (Contribution in Aid of Construction) <ul style="list-style-type: none"> ○ Single-phase primary distribution line (sum the following:) \$19.78/linear foot ○ 3-phase main line, 22-75 circuit feet \$12.22/circuit foot ○ 3-phase main line, 75-175 circuit feet \$24.45/circuit foot ○ 3-phase underground main line, >175 circuit feet \$58.85/circuit foot 		Electric, Sheet No. 64-65
Electric Temporary Service Connection Fee	\$130.00	Electric, Sheet No. 66
Pedestal Damage Fee	Cost of Repairs	Electric, Sheet No. 66

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Fees – cont'd

DESCRIPTION	AMOUNT	REFERENCE
ELECTRIC LINE EXTENSION AND EXTENSION OF NATURAL GAS MAINS		
Residential Natural Gas Fees (Single Service only)		Natural Gas, Sheet No. 81
<ul style="list-style-type: none"> • Inspection and Connection Fee 	\$389.17	
<ul style="list-style-type: none"> • Return Trip Fee 	\$319.97	
<ul style="list-style-type: none"> • Inspection and Connection Fee for other polyethylene services less than 2" in diameter (Per Stub) 	\$332.97	Natural Gas, Sheet No. 81
Residential Electric and Gas Fees (Joint Service)		Electric, Sheet No. 64 Natural Gas, Sheet No. 79
<ul style="list-style-type: none"> • Inspection and Connection Fee 	\$603.14	
<ul style="list-style-type: none"> • Inspection and Connection Fee for other polyethylene services less than 2" in diameter (Per Stub) 	\$522.26	
<ul style="list-style-type: none"> • Return Trip Fee (including late appointment cancellations) 	\$491.89	
<ul style="list-style-type: none"> • Distribution Charge (Contribution in Aid of Construction) <ul style="list-style-type: none"> ○ Single-phase primary distribution line ○ 3-phase main line, 22-75 circuit feet ○ 3-phase main line, 75-175 circuit feet ○ 3-phase underground main line, >175 circuit feet 	(sum the following:) \$16.71/linear foot \$12.22/circuit foot \$24.45/circuit foot \$58.85/circuit foot	Electric, Sheet No. 65
Commercial and Industrial Electric, Contribution in Aid of Construction	(sum the following:)	Electric, Sheet No. 65
<ul style="list-style-type: none"> • Primary distribution line • 3-phase main line, 6-20 circuit feet • 3-phase main line, 20-50 circuit feet • 3-phase underground main line, >50 circuit feet 	Customer paid* \$12.22/circuit foot \$24.45/circuit foot \$58.85/circuit foot	
*Customer installed, with all trenching, compaction, etc.; all circuit-feet lengths are as estimated by Utilities		
Cancellation Fees (Reduced in certain circumstances per Utilities' policy)	% of Applicable Return Trip Fee	Electric, Sheet No. 65 Natural Gas, Sheet No. 81
<ul style="list-style-type: none"> • Step One Fee • Step Two Fee • Step Three Fee 	<ul style="list-style-type: none"> • 10% • 25% • 50% 	

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Fees – cont'd

DESCRIPTION	AMOUNT	REFERENCE
WATER		
Water Service Permit Fee		Water, Sheet No. 97
• Initial inspection	\$80	
• Reinspection/return trip (each)	\$50	
Water non-compliance		Water, Sheet No. 99
• First violation	\$0 - \$5,000	
• Second & subsequent violations	\$5,000 - \$10,000	
WASTEWATER		
Wastewater non-compliance with Utilities' <i>Line Extension and Service Standards</i>		Wastewater Sheet No. 103
• First violation	\$0 - \$500	
• Second & subsequent violations	\$500 - \$1,000	
Wastewater, Emergency and After-Hours Inspection	Time and Materials Cost	Wastewater, Sheet No. 103
Residential Wastewater Fees (including mobile homes, townhouses)		Wastewater, Sheet No. 103
• New Connection	\$80	
• Additional installation, repair or alteration	\$100	
• Reinspection	\$50	
Multi-Family Wastewater Fees, per service line		Wastewater, Sheet No. 103
• New Connection	\$100	
• Additional installation, repair or alteration	\$120	
• Reinspection	\$70	
Nonresidential Wastewater, without grease trap		Wastewater, Sheet No. 103
• New Connection	\$100	
• Additional installation, repair or alteration	\$120	
• Reinspection	\$70	
Nonresidential Wastewater, with grease trap or sand/oil interceptor		Wastewater, Sheet No. 103
• New Connection	\$175	
• Additional installation, repair or alteration	\$195	
• Reinspection	\$145	
Wastewater Discharge Permit Fee, per calendar year (no pro-rata)	\$1,132	Wastewater, Sheet No. 117
Wastewater Zero Discharge Permit Fee	\$50	Wastewater, Sheet No. 117

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Development Fees – cont'd

FEE	AMOUNT	PAYABLE AT TIME OF:
<ul style="list-style-type: none"> Utilities' preparation of Hydraulic Analysis Reports – Basic Application 	<ul style="list-style-type: none"> \$1,600.00 for sites 30 acres or less and located within a single pressure zone (Revisions will be billed at \$200.00 per hour) 	Prior to Development Plan approval or upon invoicing
<ul style="list-style-type: none"> Fire flow reports 	<p>New Development*</p> <ul style="list-style-type: none"> Initial two fire flow reports – no charge (within twelve-month period). Additional reports charged \$200.00 per hour with minimum one-hour charge <p>Existing Hydrant Reports*</p> <ul style="list-style-type: none"> First request, per site, no charge. Thereafter, all requests, per site, will be assessed \$50.00 per instance <p>* Refer to current edition of the <i>Line Extension and Service Standards - Water</i> for more detailed information pertaining to fire flow report charges</p>	Prior to construction plan approval or upon invoicing

D. Failed Reinspection Return Trip Fee

All new gas and water meter loops must meet the standards set forth in Utilities' *Line Extension and Service Standards*. If a gas or water meter loop fails to pass the initial inspection, the meter loop will be tagged with a rejection notice. All deficiencies must be corrected before a reinspection is requested or Return Trip fee will be charged for each failed reinspection return trip by Utilities. See Section I.B. Fee Table.

Approval Date: November 12, 2019
 Effective Date: January 1, 2020
 Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Starting Service – cont'd

- g. In the event a Customer with a nonresidential account files a petition for relief under applicable provisions of the United States Bankruptcy Code, Utilities may require a deposit as authorized by the United States Bankruptcy Code.
 - h. A deposit for Interim Service and Temporary Service may be charged for new or existing Customers with nonresidential accounts if there are recent or substantial delinquencies.
 - 4. Interest on Deposits
 - a. Any deposit required for utility service will accrue simple interest. The interest rate will be the interest rate for customer deposits published by the Colorado Public Utilities Commission (PUC) for the current calendar year.
 - b. Interest paid on any deposit will be earned for the time such deposit is held by Utilities and is calculated from the date the deposit is received by Utilities to the date the deposit is returned to the Customer. Accrued interest will be credited to the Customer's account at least annually.

III. RECEIVING SERVICE

A. Billing

1. General

- a. Utilities will bill and collect for utility services as provided for in these Tariffs, by contract, or as established by City Code Section 14.8.109 for Stormwater service fees. Billing statements are due and payable by the date indicated in the billing statement. If the billing period is of a nonstandard length, the bills will be normalized to reflect the number of days in the billing period. If the billing period spans multiple effective rates, then the charges for the billing period will be prorated to reflect the number of days in each rate period.
 - b. Utilities generates billing statements on a regular basis. Billing statements may be impacted and corrected without notice because of unusual circumstances in Utilities' business caused by emergencies, events, occurrences, accidents, strikes, force majeure, or availability of Utilities' systems. Fees may be assessed for returned payments, convenience charges, and similar items, in accordance with Section I.B. Fee Table.

Approval Date: November 12, 2019

Effective Date: January 1, 2020

Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Receiving Service – cont'd

- c. Utilities will bill for actual consumption that is measured through the Meter or established calculated fees for non-metered services. Utilities may estimate charges due for utility service on accounts where Utilities determines that accurate meter readings have not been obtained. Billing for water and wastewater services may be based on criteria other than actual consumption that is measured through the Water Meter as provided in Section III.E., Water Leak Adjustment Program.
- d. In any case where any meter has not been accessible for reading, maintenance, or replacement, where inaccurate readings or information has been provided by a Customer for billing purposes, where subterfuge has occurred or where there has been a diversion of utility service, Utilities will bill the Customer or user to the extent of available meter readings or other records or information acceptable to Utilities to determine or reasonably estimate the charges due.
- e. Utilities is required to collect, remit and exempt sales tax per applicable law.
- f. If service is discontinued for an account, whether at the Customer's request or in accordance with Section IV.A. of these Utilities Rules and Regulations, then Utilities may transfer any unpaid amounts to other utility service accounts in the Customer's name or in the name of a user of the utility services at the Premises served by the discontinued account.
- g. In invoicing, billing, and collecting (collectively "billing") Stormwater service fees in accordance with City Code Section 14.8.109, Utilities will bill the established fee in each applicable Utilities bill period to each applicable customer through Utilities' standard billing practices. Utilities' applicable customers constitute owners or occupants of property as stated in the listed City Code Section. Utilities' bill periods may not align with calendar months, but customers will be billed the appropriate Stormwater service fees over time. Stormwater service fees are due in full upon billing in accordance with provision (a) of this section. Utilities may prorate Stormwater service fees when an applicable customer is billed for a partial bill period. Upon termination of utility service, no partial Stormwater service fee refunds will be granted, as the Stormwater service fee is incurred in full upon billing. Except for refunds processed through Utilities' standard operating procedures, in the event of any refunds for Stormwater service fees paid over to the City, the City will be responsible for making such refunds.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Receiving Service – cont'd

E. Water Leak Adjustment

1. General

- a. The Water Leak Adjustment Program is intended to provide financial relief to Customers who experience extremely high water use as a result of a leak. The Water Leak Adjustment Program is not available prior to issuance of Certificate of Occupancy by the Regional Building Department. Water leak adjustments are limited to two per Premises in any 36-month period. Water leak adjustments may span a maximum of two billing periods.
- b. Within the context of the program, a water leak shall be defined as “an unintentional water loss caused by broken or damaged plumbing fixtures, pipes, or irrigation equipment, at a Customer’s residence or nonresidential site that results in a Customer’s bill(s) being higher than the Customer’s typical bill for water services.”
- c. Upon application for a water leak adjustment in accordance with a Customer’s type of water service, as discussed below, a Customer must verify that a water leak occurred, the estimated time frame of the water leak, and that the water leak was repaired. Utilities will accept reasonable documentation that the water leak was repaired, such as a receipt for repairs, parts, or a signed affirmation of the Customer. Utilities shall have the right to deny an application for a water leak adjustment or reduce the adjusted quantity of water that passed through the billing meter as a result of the water leak for a water leak adjustment if, in Utilities’ sole discretion, the leak or its magnitude is the result of negligence or malicious acts by the Customer.

2. Residential Service

- a. Residential Customers who have experienced a water leak that has resulted in an increase in their water bill may apply for a water leak adjustment by submitting a completed Water Leak Adjustment Request Form to Utilities at the address listed on the Form. The Water Leak Adjustment Request Form and documentation of repairs must be received by Utilities within 60 days of the due date listed on the Customer’s utility bill for the period in which the leak occurred.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Ending Service – cont'd

4. In addition to the reasons set forth within these tariffs, the requirements for notice to Customers prior to discontinuance may also be waived for the following reasons:
 - a. Discontinuance is ordered by any properly constituted governmental authority;
 - b. Service, having been discontinued in accordance with this section, is restored by someone other than authorized Utilities' personnel or those persons authorized by the Pikes Peak Regional Building Department; or
 - c. Payments made to Utilities for service reconnection or to avoid service disconnection are dishonored, declined, or otherwise not processed.

5. Where the utility service is recorded on Master Meters
 - a. Utilities will make a reasonable effort to deliver or mail a written notice to each sub-premises at least 30 days prior to the proposed date of discontinuance, advising that the party responsible for payment of utility bills has been sent a notice of discontinuance.
 - b. A notice to the occupants will be posted, to the extent possible, in at least one of the common areas of the multi-unit dwelling.
 - c. Service may not be discontinued if the party responsible for payment pays the amount on the notice, including any applicable fees. See Section I.B. Fee Table.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Other Rights, Limitations, and Obligations – cont'd

of the Opt-Out Program and subject to all applicable terms and conditions. The Opt-Out Program is subject to the following:

- i. The Opt-Out Program will be limited to Customers with residential rated services only.
 - ii. A Customer can submit a request to opt-out of automated-meter service only for the Premises in which they reside, not for or on behalf of other Premises or Customers (e.g. apartment building or complex).
 - iii. The Opt-Out Program will be applied to all metered services at the Premises. Customer cannot Opt-Out of one service and leave others under standard automated meter configurations.
 - iv. Customers who participate in the Opt-Out Program will not be eligible to participate in other services including, but not limited to, Load Profile, Net Metering, My Usage and special use rates offered by Utilities.
 - v. Customers who participate in the Opt-Out Program that violate any part of the Tariff or practice any form of subterfuge of utilities services will be terminated from the Opt-Out Program, and standard automated metering will be installed at Customer's expense if Customer is eligible to continue to receive utility service.
- c. Customers who elect to participate in the Opt-Out Program (all amounts of fees described below are in Section I.B. Fee Table:
- i. Will incur an initial service fee to cover the costs associated with changing the configuration of the meters;
 - ii. Are responsible for calling in their meter reads into Utilities each month except for those months where Utilities has manually read the meter, which will occur at least once per quarter; Customer will not incur a meter read charge for those months where they are responsible for providing Utilities with reads; and

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

GENERAL

Other Rights, Limitations, and Obligations – cont'd

Only disputed amounts will be excluded from credit and collection activity until the dispute is resolved. Credit and collection activity will continue on any or all other amounts due.

Except as provided in this section, or in the case of a hazardous condition, during the time period of the review process regarding any reviewable dispute, the Customer's or user's service will not be terminated, and the status quo will be maintained through the review process.

No refund or credit for overcharges, or rebilling for undercharges, ordered as the result of a dispute will be issued until an order has been issued and no further review of the dispute is permitted by these provisions.

Any disputes regarding the assessment and/or applicability of Stormwater service fees billed by Utilities will be directed to the City and addressed by the City in accordance with applicable City Code provisions and Stormwater Enterprise rules, regulations, and policies.

2. Informal Review

As provided below, the Customer or user shall proceed with the required Informal Review in one of two methods: (a) the Customer or user shall seek an informal review with Utilities or, in lieu thereof, (b) seek informal review through the Colorado Springs Better Business Bureau (BBB). The purpose of the informal review process is to review whether Utilities properly applied its ordinances, Tariffs, regulations, policies or procedures with regard to a particular situation. In no event is the informal review process to be utilized to negotiate a settlement of the amounts due for utility services.

3. Request for Informal Review

a. A request for an informal review must be in writing addressed to:

Colorado Springs Utilities
Customer and Corporate Services
Attn: Dispute Resolution
P. O. Box 1103
Colorado Springs, CO 80947-1339

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

ELECTRIC

Electric – cont'd

acknowledge that this warranty continues to be the obligation of the Owner, developer and Customer even though that Owner, developer or Customer ceases to be the Owner of the Premise, the developer of the Premise or the Customer of record at the Premise.

The Owner, developer and Customer agree to indemnify and hold Utilities harmless from any damages, loss, cost, or liability (including, but not limited to, any death, injury, legal fees and the cost of enforcing this indemnity) arising out of, or resulting from the use of, the Residential electric service installation during the three-year period of the warranty.

b. Inspection

The Owner, developer and Customer shall schedule an appointment with Utilities, in accord with Utilities' policies, to inspect and connect the Residential electric service to the Utilities system.

c. Inspection and Connection Fees

Utilities shall inspect and connect the Residential electric service to the Utilities system. The Residential electric service shall be installed as a single service or shall be installed jointly with natural gas service See Section I.B. Fee Table.

The Joint Service Inspection and Connection Fee is also listed under the Natural Gas section of these Utilities Rules and Regulations. However, that fee is only paid once for a joint Residential electric service and natural gas service inspection and connection.

d. Return Trip Inspection and Connection Fees

In some instances, the service inspection and connection appointment may be cancelled outside the time frame set out in Utilities' policies or the service installation itself may not comply with Utilities' *Line Extension and Service Standards* when it is inspected. See Section I.B. Fee Table.

Approval Date: November 12, 2019

Effective Date: January 1, 2020

Resolution No. _____

UTILITIES RULES AND REGULATIONS

ELECTRIC

Electric – cont'd

e. Cancellation Fees

In certain instances, under Utilities' policies, a reduced fee may be charged for cancellation of inspection and connection appointments. See Section I.B. Fee Table.

f. Electric Distribution Charge (Electric Only). See Section I.B. Fee Table.

g. Electric Distribution Charge (Joint Trench with Gas). See Section I. B. Fee Table.

ii. Underground Electric Service - Commercial and Industrial

The Customer will provide, at no cost to Utilities, trenching, backfilling, compaction and restoration of property for the primary and secondary trenches; installation of primary conduit from the primary source to the transformer pad; and installation of secondary conduit, conductor and terminations from the transformer pad to the meter. See Section I.B. Fee Table.

2. Extensions for Electric Temporary Service

Electric Temporary Service may be provided for construction needs, circuses, bazaars, fairs, fireworks stands, Christmas tree sales, concessions and similar enterprises, or to non-permanent ventures upon application for service for a period not to exceed 18 months, on the Electric Rate Schedule applicable to the particular class of service.

Utilities will provide a temporary power pedestal (in an underground service area) when distribution facilities exist and upon payment of the Temporary Service Connection Fees. Service loop supports must be supplied by the Customer in overhead service areas and Temporary Service will be provided when distribution facilities exist and upon payment of the charges below.

Electric Temporary Service Connection Fee - A non-refundable fee for the total cost of all labor, material, equipment and supplies required by Utilities to establish and disconnect service to include the removal and return of the pedestal.

Approval Date: November 12, 2019

Effective Date: January 1, 2020

Resolution No. _____

UTILITIES RULES AND REGULATIONS

NATURAL GAS

Natural Gas – cont'd

The Applicant will execute an Extension Contract for installation of all new facilities necessary to serve the development. Contracts for economically feasible extensions, as determined by Utilities, under \$100,000.00 in total estimated extension cost will be required to pay 30% of the estimated extension cost in addition to the specified design fee, as a non-refundable payment.

All other Applicants will advance 100% of the estimated cost of construction to Utilities in addition to the specified non-refundable design fee. As an alternative, the Applicant may advance 50% of the estimated cost of construction and provide adequate assurance acceptable to Utilities for the remaining 50%. This assurance will be irrevocable and may be in the form of a letter of credit, cash escrow, set-aside letter, or other forms acceptable to Utilities which will allow Utilities to receive the second 50% immediately after construction. After completion of construction, Utilities will determine the actual costs of construction and will charge (or refund without interest) the contract holder the difference between the estimated and actual costs of construction. Utilities may refuse to make connections until all amounts due to Utilities have been paid. After all the amounts due to Utilities are paid, the Applicant will be entitled to execute a Refund Contract.

3. Refunds

a. Refund Contracts

Advance payments for extension of facilities that are eligible for refunds will be completed under one of the following Refund Contracts:

- i. Single Parcel Refund Contract - This contract is intended to cover the cost of installing mains and Service Stubs to serve a parcel and may include allocated costs for Oversized Distribution Mains. This contract includes provisions for refunding all or part of the advance payment. Refunds of advance payments will be based on estimated or actual revenue. The term of this contract will be 10 years.
- ii. Mainline Facilities Refund Contract - If an Applicant is charged for Mainline Facilities, the Applicant may receive refunds for that facility. The Applicant must notify Utilities prior to the start of construction if the Applicant desires to enter into a Refund Contract. A Mainline Facilities Refund Contract will be executed after final

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

NATURAL GAS

Natural Gas – cont'd

Owner, developer or Customer ceases to be the Owner of the Premise, the developer of the Premise or the Customer of record at the Premise.

The Owner, developer and Customer agree to indemnify and hold Utilities harmless from any damages, loss, cost, or liability (including, but not limited to, any death, injury, legal fees and the cost of enforcing this indemnity) arising out of, or resulting from the use of, the natural gas service installation during the three-year period of the warranty.

2. Inspection

The Owner, developer and Customer shall schedule an appointment with Utilities, in accord with Utilities' policies, to inspect and connect the natural gas service to the Utilities system.

3. Inspection and Connection Fees

Utilities shall inspect and connect the natural gas service to the Utilities system. The natural gas service shall be installed as a single service or shall be installed jointly with Residential electric service See Section I.B. Fee Table.

The Joint Service Inspection and Connection Fee is also listed under the Electric section of these Utilities Rules and Regulations. However, that fee is only paid once for a joint natural gas service and Residential electric service inspection and connection.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

NATURAL GAS RATE SCHEDULES

NATURAL GAS

Natural Gas – cont'd

4. Return Trip Inspection and Connection Fees

In some instances, the service inspection and connection appointment may be cancelled outside the time frame set out in Utilities' policies or the service installation may not comply with Utilities' *Line Extension and Service Standards* when it is inspected. See Section I.B. Fee Table.

5. Cancellation Fees

In certain instances, under Utilities' policies, a reduced fee may be charged for cancellation of inspection and connection appointments. See Section I.B. Fee Table.

- b. Polyethylene natural gas service lines larger than two inches in diameter and all steel natural gas service lines must be installed by Utilities under a time and materials contract. See Section I.B. Fee Table.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

- g. All service line ordinances, regulations, and policies shall apply to transferred WDC credit and any applicable charges and/or fees shall be paid; and
- h. The party requesting the credits transfer shall pay to Utilities a fee of \$100.00 and shall commit to be responsible for all costs associated with the transfer, including but not limited to, title commitment, processing, and recording fees.

Upon the completion of a transfer of credit for the WDC, the transfer will be effectuated by recording a notice to the El Paso County Clerk and Recorder for both the donor Premises and the recipient Premises, which recording fees shall be paid by the owner of the donor and recipient Premises. The notice shall include the credits transferred and remaining, and applicable service dates associated with each Premises.

9. Request for WDC Refund

Requests for a refund of the WDC for connections not constructed must be made in writing to Utilities within two years of payment of the WDC. No refunds of any such charges will be made unless a request is received by Utilities within two years of payment and no service has been connected.

10. Inactive Water Service

In the event that a service line was classified as abandoned and/or inactive through prior Utilities' Rules and Regulations standards and/or City Code provisions, the property Owner(s) may request to reestablish utility service from Utilities and Utilities shall reestablish the service upon payment of applicable fees and compliance with applicable rules and regulations.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

11. Timing of Payment of the WDC and related Connection Charges

Payment for a new connection or increased service level as provided in Section VIII.A.5.:

- a. Shall be due in full in cash or check prior to the issuance of a building permit, or
- b. The WDC may be deferred until the time prior to the installation of a meter to serve a Premise. The deferred WDC, Recovery Agreement Charges or any other fees – shall be paid at the then current rates plus an additional charge equal to a five percent annual interest rate, calculated per day, of the deferred amount and shall be paid in full in cash or check prior to the installation of meters and prior to the provision of service. The payment of all Water Service Permit Fees and all other related charges as determined by Utilities shall be paid prior to the issuance of the building permit.

12. WDC Deferral for Primary Employers

A Primary Employer enlarging its facilities or building new facilities within the City limits may be eligible for deferral of the WDC.

If the commercial or nonresidential operation meets the Primary Employer criteria, it may submit an application for development charge deferral to Utilities. Upon approval of the application by the Greater Colorado Springs Economic Development Corporation and the City of Colorado Springs Office of Economic Development, the company is qualified to pay the WDC on a five-year payment schedule. Payments can be made either on a monthly or yearly basis at a preset date as agreed in the contract for service. Interest charges on WDC not paid will be calculated in accordance with the published ten-year U.S. Treasury Note rate (Interest Rate).

13. WDC Deferral for Affordable Housing

The Affordable Housing Program for WDC deferral is based on the targeted income level for the affordable housing project. Projects, which are a mix of affordable and traditional units, are eligible to receive a deferral only for that portion of the project which is affordable and qualifies under this program.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

Single-family residences or Multi-Family Residential Premises construction that meet:

- a. The affordable housing criteria as defined by the City of Colorado Springs Housing and Community Development Office, and
- b. The energy and water conservation standards defined in Utilities' Affordable Housing Program are eligible for a deferral of the WDC.

Affordable Housing projects target individuals whose income is equal to or less than 80% of the area median income.

Deferral of the WDC is on a first-come, first-served basis and will not, in aggregate, exceed five percent of Utilities' previous year's total WDC revenues. Therefore, regardless of the number of applications reviewed and preliminarily approved, deferrals will be issued on an annual basis up to, but not exceeding, the financial guidelines. All projects obtaining a service contract during a given year after this limitation has been met will not receive deferrals, nor will the WDC be eligible for refund in subsequent calendar years.

The amounts to be repaid under the Affordable Housing Program will be based on the WDC in effect at the time the first repayment is made, but will not exceed the deferred amount plus interest charges. Interest charges used to determine the "not-to-exceed" amount will be calculated from the date of deferral to the date of first repayment in accordance with the Interest Rate in effect on the date of deferral, compounded annually.

- Zero percent of total WDC is due at time of application for utilities.
- 100% of total WDC plus any applicable interest is due at first subsequent sale of property, or beginning in the sixth year after deferral (or at any time prior to that date at Owner's option) and for four years thereafter.

Repayment of the 100% of WDC deferral is collected annually as follows:

6th year – 20%

7th year – 20%

8th year – 20%

9th year – 20%

10th year – 20% Final Payment

Approval Date: November 12, 2019

Effective Date: January 1, 2020

Resolution No. _____



UTILITIES RULES AND REGULATIONS

WATER

Water – cont’d

The deferred WDC fee will constitute a lien on the property in the form of a Deed of Trust executed by the property Owner until such time that it is paid in full.

If the property Owner(s) elect(s) to repay the outstanding balance in five annual payments, then interest will be charged on the outstanding balance during such repayment period based on the Interest Rate, compounded annually. A calculation will be made by Utilities at the time of first repayment such that the five annual payments are equal.

In the event there is a subsequent sale of the property, all remaining unpaid amounts related to that property are due and payable at the time of the subsequent sale.

Failure to make payments in accordance with the above programs will be subject to applicable Utilities’ Tariffs, policies and procedures.

The property Owner has the right to prepay the principal amount, plus any applicable interest, outstanding under the program, in whole or in part, at any time without penalty.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____



UTILITIES RULES AND REGULATIONS

WATER

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Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

D. Augmentation Water Service Extension

Customers contracting with Utilities for Augmentation Water Service will be responsible for all facility costs, including well, pond or diversion development costs, materials and construction costs, and operational and maintenance costs including electrical pumping and meter costs. Facilities will be designed and constructed in accordance with the applicable *Line Extension and Service Standards* for Water. Service will only be available upon approval by Utilities of the plans and specifications of such facilities and appurtenances. Utilities will inspect and approve the actual construction prior to initiation of service.

E. Nonpotable Water Service Extension

At its option, Utilities may fund the extension of the nonpotable distribution system to facilitate the development of economically feasible alternative sources of nonpotable water supply.

F. Water Service Permit Fees

1. Water service permits are required for: 1) each connection of a Service Line to the Water Distribution Main, (tap), 2) each repair or alteration to a Service Line (only when a Wastewater Permit is not required), or 3) each disconnection of a Service Line from the Water Distribution Main, or 4) for Temporary Service-Hydrant Use. Water Permit fees are due upon receipt of invoice or prior to issuance of Water Permit. See Section I.B. Fee Table.
2. Any connection of a Service Line to the Water Distribution Main, any repair or alteration to a Service Line, or any disconnection of a Service line from the Water Distribution Main, may only be performed by private contractors as provided within the Utilities' *Line Extension and Service Standards* for Water.
3. Connection, repair, alteration, or disconnection of Service Lines.
 - a. New, developer-installed Water Distribution Mains.
 - i. For residential and nonresidential Customers with new construction and with Service Lines of two inches or less in diameter that are tapping into new, developer-installed Water Distribution Mains.

Approval Date: November 12, 2019

Effective Date: January 1, 2020

Resolution No. _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

- a. All construction will be performed by the Customer's, the Owner's or the developer's private contractor. The private contractor must comply with all contractor requirements of the Utilities' *Line Extension and Service Standards* for Water. All construction by the private contractor must strictly conform to the Utilities' *Line Extension and Service Standards* for Water.
- b. Utilities must inspect and must approve all such construction. If the construction does not comply with the Utilities' *Line Extension and Service Standards* for Water, then Utilities must re-inspect the construction until it may be approved. See Section I.B. Fee Table.
- c. The Customer, the Owner and the developer warrants to Utilities all materials and labor related to the Service Line construction from (and including) the Service Line's point of connection to the Utilities system to the Premises for a period of two years from the date of its inspection and approval.

In the event of a defect in the Service Line construction during the two-year warranty period, then the Customer, the Owner and the developer immediately shall repair or replace the construction at no cost to Utilities. The Customer, the Owner and the developer acknowledge that this warranty continues to be the obligation of the Customer, the Owner and the developer even if that Customer, Owner, or developer ceases to be the Customer of record at the Premises, the Owner of the Premises, or the developer of the Premises.

The Customer, the Owner, and the developer agree to indemnify and to hold Utilities harmless from any damages, loss, cost, or liability (including, but not limited to, any death, injury, legal fees and the cost of enforcing this indemnity) arising out of, or resulting from the use of, the construction during the two-year period of the warranty.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

- ii. For all taps into new, developer-installed Water Distribution Mains that are larger than two inches in diameter, all construction will be performed by Utilities. See Section I.B. Fee Table.
 - b. All Utilities-owned and maintained Water Distribution Mains.
 - i. For residential and nonresidential Customers for Service Lines of two inches or less that are tapping into Utilities-owned and maintained Water Distribution Mains, Utilities will perform all construction.
 - ii. For all taps into Utilities-owned and maintained Water Distribution Mains that are larger than two inches in diameter, all construction will be performed by Utilities. See Section I.B. Fee Table.
 - c. Emergency and After-Hours

All fees listed in Section VIII.F.3.a. and Section VIII.F.3.b. are for non-emergency and normal business hour inspections and tapping construction. All emergency and after-hours inspections or tapping construction will be billed on a time-and-material basis in addition to the listed fee.
- 4. Temporary Service-Hydrant Use
 - a. A Temporary Water Service Permit for the use of a Fire Hydrant will be valid for a maximum period of 12 months. The applicable Water Service Permit Fees must be paid prior to the issuance of a Water Service Permit. Applicant must adhere to the terms and conditions set forth in the Temporary Water Service Permit and comply with Fire Hydrant use requirements as specified in the Utilities' *Line Extension and Service Standards* for Water.
- 5. Non-compliance with Tariff or the Utilities' *Line Extension and Service Standards* for Water.
 - a. Non-compliance with this Tariff section of the Utilities Rules and Regulations or the provisions of the Utilities' *Line Extension and Service Standards* for Water that are referred to in this Tariff section, including but

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WATER

Water – cont'd

not limited to failure to obtain a Water Service Permit, including a Temporary Water Service Permit for Fire Hydrant Use, and to obtain applicable inspections, may result in fines. See Section I.B. Fee Table.

- b. All costs to remove non-complying construction or to otherwise remedy such non-compliance may be assessed as provided in the Utilities' *Line Extension and Service Standards* for Water.

6. Prohibited Construction

- a. Only Utilities may tap into a Utilities-owned and maintained Water Distribution Main.
- b. Only Utilities may install taps for Service Lines larger than two inches in diameter.

7. Pipe Cuts

Utilities performed pipe cuts are available on a Time and Material basis.

8. Hydrant Laterals

As specified in the Utilities' *Line Extension and Service Standards* for Water, taps are not permitted on hydrant laterals of the Water System.

G. Utilities' Liability – Water

Utilities is not liable for failure to maintain water pressures sufficient for any proposed use of water. This section is in addition to, and does not limit, Utilities Rules and Regulations – General.

H. Applicability of City Code – Water

Water service outside City limits and outside the Exclusive Water Service Territory defined in these Tariffs is subject to the requirements of the City Code (including without limitation Part 2 of Article 6 of Chapter 7 pertaining to Annexations) as the City Code is now in effect and as it may be amended from time to time hereafter by City Council.

Approval Date: November 12, 2019
Effective Date: November 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

IX. WASTEWATER

A. Wastewater Permit Fee

Wastewater Permit fees are due upon receipt of invoice or prior to issuance of a Wastewater Permit. A Wastewater Permit fee will be assessed for:

1. new connection to Utilities' wastewater treatment system;
2. repair or alteration of each existing wastewater service line; and/or
3. disconnection from Utilities' wastewater treatment system.

All construction must strictly conform to the Utilities' *Line Extension and Service Standards* for Wastewater.

4. New Connection. See Section I.B. Fee Table.
5. Additional Installation, Repair or Alteration. See Section I.B. Fee Table.
6. Emergency and After-Hours Inspections

All fees listed above in subsections 4 and 5 are for non-emergency inspections conducted during Utilities' normal business hours. Emergency and after-hours inspections will be billed on a time and materials basis. See Section I.B. Fee Table.

7. Reinspection Fee

In some instances, the service installation itself may not comply with Utilities' *Line Extension and Service Standards* for Wastewater when it is inspected. The Wastewater Permit fee covers the initial inspection and one return trip to the Premise. See Section I.B. Fee Table.

8. Non-compliance with Tariff or the Utilities' *Line Extension and Service Standards* for Wastewater.

Non-compliance with this Tariff section of the Utilities' Rules and Regulations or the provisions of the Utilities' *Line Extension and Service Standards* for Wastewater that are referred to in this Tariff section, including but not limited to failure to obtain a Wastewater Permit and to obtain inspections, may result in fines. See Section I.B. Fee Table.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

7. Request for WWDC Refund

Requests for a refund of the WWDC for connections not constructed must be made in writing to Utilities within two years of payment of the WWDC. No refunds of any such charges will be made unless a request is received by Utilities within two years of payment and no service has been connected.

8. Inactive Wastewater Service

In the event that a service line was classified as abandoned and/or inactive through prior Utilities' Rules and Regulations standards and/or City Code provisions, the property Owner(s) may request to reestablish utility service from Utilities and Utilities shall reestablish the service upon payment of applicable fees and compliance with applicable rules and regulations.

9. Timing of Payment of the WWDC and Related Connection Charges

Payment for a new connection or increased service level as provided in Section IX.B.4.:

- a. Shall be due in full in cash or check prior to the issuance of a building permit, or the WWDC may be deferred until the time prior to the installation of a meter to serve a Premise. The deferred WWDC, Recovery Agreement Charges or any other fees shall be paid at the then current rates plus an additional charge equal to a five percent annual interest rate of the deferred amount, calculated per day, and shall be paid in full in cash or check prior to the installation of meters and prior to the provision of service. The payment of all Wastewater Permit Fees and all other related charges, as determined by Utilities, shall be paid prior to the issuance of the building permit.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

10. WWDC Deferral for Primary Employers

A Primary Employer enlarging its facilities or building new facilities within the City limits may be eligible for deferral of the WWDC.

If the commercial or industrial operation meets the Primary Employer criteria, it may submit an application for development charge deferral to Utilities. Upon approval of the application by Utilities, the company is qualified to pay the WWDC on a five-year payment schedule. Payments can be made either on a monthly or yearly basis at a preset date as agreed to in the contract for service. Interest charges on WWDC not paid will be calculated in accordance with the published 10-year U.S. Treasury Note rate (Interest Rate).

11. WWDC Deferral for Affordable Housing

The Affordable Housing Program for WWDC deferral is based on the targeted income level for the affordable housing project. Projects, which are a mix of affordable and traditional units, are eligible to receive a deferral only for that portion of the project which is affordable and qualifies under this program.

Single-family residences or Multi-Family Residential Premises construction that meet:

- a. the affordable housing criteria as defined by the City of Colorado Springs Housing and Community Development Office, and
- b. the energy and water conservation standards defined in Utilities' Affordable Housing Program are eligible for a deferral of the WWDC.

Affordable Housing projects target individuals whose income is equal to or less than 80% of the area median income.

Deferral of the WWDC is on a first-come, first-served basis and will not, in aggregate, exceed five percent of Utilities' previous year's total WWDC revenues. Therefore, regardless of the number of applications reviewed and preliminarily approved, deferrals will be issued on an annual basis up to, but not exceeding, the financial guidelines. All projects obtaining a service contract during a given year after this limitation has been met will not receive deferrals, nor will the WWDC be eligible for refund in subsequent calendar years.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

The amounts to be repaid under the Affordable Housing Program will be based on the WWDC in effect at the time the first repayment is made, but will not exceed the deferred amount plus interest charges. Interest charges used to determine the “not-to-exceed” amount will be calculated from the date of deferral to the date of first repayment in accordance with the Interest Rate in effect on the date of deferral, compounded annually.

- Zero percent of total WWDC is due at time of application for utilities.
- 100% of total WWDC plus any applicable interest is due at first subsequent sale of property, or beginning in the sixth year after deferral (or at any time prior to that date at Owner’s option) and for four years thereafter. Repayment of the 100% of WWDC deferral is collected annually as follows:

6th year – 20%

7th year – 20%

8th year – 20%

9th year – 20%

10th year – 20% Final Payment

The deferred WWDC will constitute a lien on the property in the form of a Deed of Trust executed by the property Owner until such time that it is paid in full.

If the property Owner(s) elect(s) to repay the outstanding balance in five annual payments, then interest will be charged on the outstanding balance during such repayment period based on the Interest Rate, compounded annually. A calculation will be made by Utilities at the time of first repayment such that the five annual payments are equal.

In the event there is a subsequent sale of the property, all remaining unpaid amounts related to that property are due and payable at the time of the subsequent sale.

Failure to make payments in accordance with the above programs will be subject to applicable Utilities’ Tariffs, policies and procedures.

The property Owner has the right to prepay the principal amount, plus any applicable interest, outstanding under the program, in whole or in part, at any time without penalty.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____



UTILITIES RULES AND REGULATIONS

WASTEWATER

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Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

C. Wastewater Extension Policy

A property Owner or developer is responsible for the cost of engineering, construction and materials for all wastewater collection system infrastructure and related appurtenances necessary to serve the Premises or development. Utilities will approve the plans and specifications of such facilities and appurtenances and inspect and approve the actual construction prior to connection of such facilities.

1. Pipelines

When a property Owner or developer finds it necessary to construct wastewater collection facilities through or adjacent to unserved or undeveloped lands, the property Owner or developer will pay the entire cost of such facilities. However, Utilities may agree in a Recovery Agreement with such property Owner(s) or developer to assist in the collection of a pro rata share of the eligible cost of such facilities and interest as provided within these Rules and Regulations from the property Owner(s) or developer of such unserved or undeveloped lands at the time of connection to the facilities or wastewater plan approval and refund such cost as provided in the Recovery Agreement.

If Utilities determines that extension of a wastewater collection system is in the best interest of Utilities to protect wastewater service to existing Customers, allow for the continued development within the service area and provide benefit to the entire service area, Utilities may, at its sole discretion, design and construct the wastewater collection system located outside the boundaries of the unserved or undeveloped land. Utilities will recover the cost to design and construct such facilities, with interest, through a Recovery Agreement charge from the property Owner(s) or developer of unserved or undeveloped lands prior to connection to such facilities. Utilities may implement a Recovery Agreement charge to collect the cost of the facilities in advance of its construction. Advance Recovery Agreements are limited to Utilities' designated projects to the extent Utilities determines, at its sole discretion.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____

UTILITIES RULES AND REGULATIONS

WASTEWATER

Wastewater – cont'd

6. Recovery Agreement Reimbursement

The agreement holder's rights to reimbursement under the provisions of the Recovery Agreement will not exceed the construction costs plus the interest factor for a period of 20 years from execution of the agreement, unless Utilities approves a contract period exceeding that time. The agreement holder's rights to reimbursement expires two years after expiration of the Recovery Agreement. No requests for reimbursement by the agreement holder made more than two years after the expiration date will be considered by Utilities.

E. Discharge Permit Fee

1. A Discharge Permit Fee will be assessed to all significant industrial users proposing to connect to, and discharge into, any part of the wastewater treatment system and collected at the time of application. This fee is non-refundable and will not be assessed on a pro rata basis. See Section I.B. Fee Table.
2. An annual renewal Discharge Permit Fee will be assessed to existing Discharge Permit holders in accordance with the City Code. This fee is non-refundable and will not be assessed on a pro rata basis. See Section I.B. Fee Table.

F. Zero Discharge Permit Fee

A Zero Discharge Permit Fee will be assessed to all significant industrial users proposing to connect to any part of the wastewater treatment system and collected at the time of application or any subsequent renewal. This fee is non-refundable and will not be assessed on a pro rata basis. See Section I.B. Fee Table.

G. Applicability of City Code – Wastewater

Wastewater service outside City limits is subject to the requirements of the City Code (including without limitation Part 2 of Article 6 of Chapter 7 pertaining to Annexations and Part 3 of Article 5 of Chapter 12 pertaining to Wastewater Service) as the City Code is now in effect and as it may be amended from time to time hereafter by City Council.

Approval Date: November 12, 2019
Effective Date: January 1, 2020
Resolution No. _____