

RESOLUTION NO. _____

**A RESOLUTION MODIFYING
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 proposes, and City Council approves, updating the contribution in aid of construction fee amounts collected through electric line extensions; and

WHEREAS, Utilities proposes, and City Council approves, expanding the Economic Development Special Contract use to infill/redevelopment projects; and

WHEREAS, Utilities proposes, and City Council approves, changing the water extension policy for Recovery Agreements; and

WHEREAS, Utilities proposes, and City Council approves, adding a water development charge for lot sizes less than 1,500 square feet; and

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

WHEREAS, the proposed Utilities Rules and Regulations changes shall be effective January 1, 2018; 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. 5, Utilities Rules and Regulations shall be revised as follows:

Effective January 1, 2018:

City Council Vol. No. 5		
Sheet No.	Sheet Title	 Cancels Sheet No.
First Restated Sheet No. 12	General	Restated Sheet No. 12
First Restated Sheet No. 13	General	Restated Sheet No. 13
First Restated Sheet No. 32.1	General	Restated Sheet No. 32.1
First Revised Sheet No. 108	Water	Original Sheet No. 108
First Revised Sheet No. 118	Water	Original Sheet No. 118

Section 2: The attached tariff sheets, City Council Decision and Order, and other related matters are hereby approved and adopted.

Dated at Colorado Springs, Colorado, this 28th day of November, 2017.

City Council President

ATTEST:

Sarah B. Johnson, City
Clerk

UTILITIES RULES AND REGULATIONS

GENERAL

1. Colorado Springs Utilities may charge and collect fees as described in the below table. For fees associated with the Development process, see Section C, Development.

DESCRIPTION	AMOUNT	REFERENCE
GENERAL		
Returned payment fee (whether returned/refused payment was attempted by check, EFT, debit/ credit card or other means).	\$30.00	General, Sheet No. 41
Opt-Out Program fee (for non-standard meters) <ul style="list-style-type: none"> • One-time fee to enter program: \$109.00 • Quarterly manual read charge: \$20.00 		General, Sheet No. 43
Return Trip Fee (including Re-inspection of failed new gas or water meter loops or to Restore service to additional meters)	\$30.00	General, Sheet No. 19
Field Collection and Credit Fee	\$20.00	General, Sheet No. 39
Pedestal Damage Fee	Cost of Repairs	
Restoration of Service Fee (Other than temporary discontinuance of service by Utilities for operations and maintenance activities) <ul style="list-style-type: none"> • All Restorations \$30.00 • Additional charge: after-hours for after-hours restorations \$10.00 		General, Sheet No. 38-39
Electric Temporary Service Connection Fee	\$130.00	Electric, Sheet No. 68
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/linear foot ○ 3-phase main line, 22-75 circuit feet \$11.37/circuit foot ○ 3-phase main line, 75-175 circuit feet \$22.74/circuit foot ○ 3-phase underground main line, >175 circuit feet \$54.74/circuit foot 	(sum the following:)	Electric, Sheet No. 65 Electric, Sheet No. 65 Electric, Sheet No. 66 Electric, Sheet No. 66 Electric, Sheet No. 66 Electric, Sheet No. 66

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UTILITIES RULES AND REGULATIONS

GENERAL

Fees – cont'd

DESCRIPTION	AMOUNT	REFERENCE
GENERAL		
Residential Natural Gas Fees (Single Service only)		
<ul style="list-style-type: none"> • Inspection and Connection fee 	\$389.17	Natural Gas, Sheet No. 85
<ul style="list-style-type: none"> • Return Trip fee 	\$319.97	Natural Gas, Sheet No. 86
<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. 86
Residential Electric & Gas Fees (Joint Service)		
<ul style="list-style-type: none"> • Inspection and Connection fee 	\$603.14	Electric, Sheet No. 65
<ul style="list-style-type: none"> • Return Trip fee (including late appointment cancellations) 	\$491.89	Natural Gas, Sheet No. 86
<ul style="list-style-type: none"> • Inspection and Connection fee for other polyethylene services less than 2" in diameter (Per Stub) 	\$522.26	Natural Gas, Sheet No. 86
<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:)	
	\$15.54/linear foot	Electric, Sheet No. 67
	\$11.37/circuit foot	Electric, Sheet No. 67
	\$22.74/circuit foot	Electric, Sheet No. 67
	\$54.74/circuit foot	Electric, Sheet No. 67
Commercial & Industrial Electric, Contribution in Aid of Construction	(sum the following:)	
<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/circuit foot	Natural Gas, Sheet No85
	\$22.74/circuit foot	Natural Gas, Sheet No. 85
	\$54.74/circuit foot	Natural Gas, Sheet No. 85
*Customer installed, with all trenching, compaction, etc.; all circuit-feet lengths are as estimated by Utilities		
Cancellation Fees (Reduced in circumstances per Utilities' policy)	% Return Trip Fee	
<ul style="list-style-type: none"> ○ Step One ○ Step Two ○ Step Three 	<ul style="list-style-type: none"> ○ 10% ○ 25% ○ 50% 	<ul style="list-style-type: none"> Natural Gas, Sheet No. 86 Natural Gas, Sheet No. 86 Natural Gas, Sheet No. 86

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UTILITIES RULES AND REGULATIONS

GENERAL

I. Economic Development Special Contracts

1. Utilities may execute special contracts with selected Non-residential, Commercial, Industrial or Contract Service Customers or may offer to execute special contracts with potential such Customers to support economic development and/or infill/redevelopment. If executed, the special contract shall contain specific provisions relating to the various rates, terms and conditions under which Utilities will provide service(s) to those Customers, including, but not limited to: 1) fee deferrals for Utilities charges and fees, 2) cost participation for relocations, extensions, and capacity improvements, 3) special rates for utility products and services, 4) revenue guarantees and 5) financial assurances. These specific provisions may differ from the applicable Tariff provisions. The special contract may concern one or more services. Except for the specific rates, terms and conditions contained within the special contract, services(s) shall be provided under the rates, terms and conditions set forth in the Tariffs.
2. A special contract may only be executed by Utilities if all the following conditions are met:
 - a. The Customer (or potential Customer) has been identified as a Customer that offers significant risk or opportunity to Utilities in terms of potential loss or gain to the system(s), because: 1) the Customer may decline or may discontinue (or partially may discontinue) taking service(s) from Utilities, or 2) the Customer may provide its own services(s), or 3) the Customer may seek other alternatives to the service(s) provided by Utilities, or 4) the Customer may increase use of the system to the benefit of Utilities and the remaining Utilities' Customers.
 - b. The approval and subsequent execution of the special contract will not adversely affect the remaining Utilities' Customers.
 - c. Funding is available.
3. Prior to the execution of the special contract, Utilities shall develop substantive written documentation demonstrating the special contract's compliance with these Tariff provisions and Utilities shall provide that documentation to the City Auditor's Office for its review. If the City Auditor's Office concurs that the special contract complies with these Tariff provisions, Utilities may execute the special contract without further review. If the City Auditor's Office does not concur that the special contract complies with these Tariff provisions then the matter may be taken to the City Council in Closed Executive Session for its review and approval.

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UTILITIES RULES AND REGULATIONS

WATER

41. WATER DEVELOPMENT CHARGE

A Water Development Charge (WDC) is assessed for each new connection to Utilities' supply system except for those Customers receiving service under the Augmentation Water Service Rate Schedule. The applicable WDC is shown below.

A.1. For each Single-Family Residential Connection with a ¾ inch water meter:

Inside City Limits

Less than 1,500 square foot lot	\$5,779.00
Between 1,500 and 2,999 square foot lot.....	\$5,887.00
Between 3,000 and 4,999 square foot lot.....	\$6,533.00
Between 5,000 and 6,999 square foot lot.....	\$7,956.00
Between 7,000 and 8,999 square foot lot.....	\$9,292.00
Between 9,000 and 10,999 square foot lot.....	\$10,197.00
Between 11,000 and 14,999 square foot lot.....	\$11,555.00
15,000 square foot or larger lot.....	\$12,913.00

Outside City Limits

Less than 1,500 square foot lot	\$8,669.00
Between 1,500 and 2,999 square foot lot.....	\$8,830.00
Between 3,000 and 4,999 square foot lot.....	\$9,800.00
Between 5,000 and 6,999 square foot lot.....	\$11,934.00
Between 7,000 and 8,999 square foot lot.....	\$13,938.00
Between 9,000 and 10,999 square foot lot.....	\$15,296.00
Between 11,000 and 14,999 square foot lot.....	\$17,332.00
15,000 square foot or larger lot.....	\$19,369.00

A.2. For each Non-Residential, Single-Family Residential (1" or larger meter), Multi-Family or Mixed-Use connection based on meter size:

Inside City Limits

3/4 inch or less (excludes Single-Family Residential).....	\$9,292.00
1 inch.....	\$15,487.00
1-1/2 inch	\$30,973.00
2 inch.....	\$49,557.00
3 inch.....	\$92,920.00
4 inch.....	\$154,867.00
6 inch.....	\$495,542.00
8 inch.....	\$867,222.00
10 inch.....	\$1,300,880.00
12 inch.....	\$1,641,618.00

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WATER

42. WATER EXTENSION POLICY - cont'd

Utilities may require that a property Owner or developer construct a Water Distribution Main larger than that required for the property Owner's or developer's needs for the service of lands beyond the Premises or development. In the event Utilities determines that construction of such Water Distribution Main over twelve (12) inches in diameter is necessary for the efficient expansion of the system, the property Owner or developer served is responsible for the costs of engineering, materials and installation of such main. In such case Utilities is responsible for the difference in cost of materials above a twelve (12) inch main, or above that capacity which is required to serve the proposed development if a Water Distribution Main larger than twelve (12) inch in diameter is required for such development. Utilities, at its sole discretion, will determine whether the property Owner or developer will receive reimbursement for the cost of materials and/or be allowed to initiate a Recovery Agreement as specified in the Recovery Agreement charge section. Utilities will approve the design and inspect the actual construction prior to connection of such facilities to the distribution system.

When a property Owner or developer finds it necessary to construct supply and distribution facilities through or adjacent to unserved or undeveloped lands, the property Owner or developer will pay the entire cost of such facilities. Utilities may establish a Recovery Agreement with such property Owner or developer, to assist in the collection of a pro rata share of the eligible cost of such facilities and interest from the Owner(s) of such unserved or undeveloped lands prior to connection to the facilities.

Owners of property in designated enclave areas which are platted and which contain occupied dwellings are responsible for the cost of engineering, construction and materials of all Water Distribution Mains and appurtenances necessary to serve the proposed property. The extension will extend from the nearest public water distribution source to the furthest property line of the Owner. The Owner is eligible to recover a pro rata share of such facilities. Utilities may participate in the cost of such extension to the extent Utilities determines, in its sole discretion, that installation of water distribution facilities will sufficiently reduce operational expenses to justify the extension and that the extension is required for efficient and safe operation of the system.

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