



## ORDINANCE NO. 2025-014

### AN ORDINANCE OF THE TOWN OF ALPINE, WYOMING ESTABLISHING WATER AND WASTEWATER CAPACITY FEES FOR DEVELOPMENT WITHIN THE INCORPORATED BOUNDARIES OF THE TOWN OF ALPINE

#### BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF ALPINE, WYOMING:

**Section I: Title.** The Ordinance shall be known as the Water and Wastewater Capacity Fee Ordinance of the Town of Alpine, WY of Lincoln County.

**Section II: Purpose and Intent.** The purpose of this ordinance is to establish policies and regulations governing the implementation of water and wastewater capacity fees for areas served by the Town of Alpine.

**Section III: Authority.** This Ordinance is adopted pursuant to the general powers granted to municipalities under Wyoming Statutes §15-1-101 et. Seq.

**Section III: Definitions.** As used in this ordinance:

- (a) **Capacity Fee:** Means a one-time charge imposed on new development to pay for a proportionate share of the cost of new or expanded water or wastewater system capital facilities required to serve such development.
- (b) **Capital Facilities:** Means major facilities within the water and wastewater systems which provide benefit to all customers such as wells, water treatment plants, treated storage, wastewater treatment plants, major lift stations, major water transmission mains and wastewater collection mains.
- (c) **Level of Service (LOS):** Means a measure of the relationship between the service capacity and the service demand. The standard of water or wastewater system performance and capacity set by the Town to provide service.
- (d) **New Development:** Means construction, change of use, expansion, or other activity that creates new demand for water or wastewater service on a defined parcel of land.
- (e) **Equivalent Residential Unit (ERU):** Means a standardized measurement used by utilities to express the water demand or wastewater flow of a property in terms of a typical single-family residence. One ERU represents the average daily water use and/or average daily wastewater flow generated by one standard household.

Larger or more intensive users (such as commercial buildings, multifamily units, restaurants, or facilities with additional fixtures) are assigned multiple or fractional ERUs based on their estimated demand relative to a standard home. For the purposes of sewer billing 1 ERU equals 25 fixture units.

(e) Means a standard unit of measure which represents the average water demand or the average non-consumptive flow reaching the wastewater treatment plant. ~~Fractional ERUs may be used to define demand and flow requirements for specific features of new development (e.g. number of bedrooms, number of bathrooms, hose bibs, restaurant seating capacities, etc.)~~

(f) **Service Area:** Means the municipal boundaries of the Town of Alpine and any area served by the Town of Alpine's capital facilities.

(g) **Industry Accepted Methodologies for Capacity Fees:** Means Approaches used by municipal and utility professionals for the purpose of calculating capacity fees and are supported by the leading water and wastewater organizations such as the American Water Works Association and the Water Environment Federation, among others.

(h) **Water Meter:** Means a device part of a service connection to a dwelling or building used solely for the purpose of measuring water use.

(i) **Meter Capacity:** Means The maximum allowed safe operating capacity of a water meter- measured in gallons per minute.

(j) **Meter Capacity Ratios.** Means a numerical value assigned to each meter representing the relative capacity of that meter to a  $\frac{3}{4}$ " meter. Used as a method to calculate capacity fees by meter size.

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## Section V: Applicability.

(a) **Applicability to New Development:** This ordinance applies to all new development within the service area that meets any of the following requirements:

- Construction of new building,
- Expansion of an existing building or dwelling requiring new water or wastewater service,
- Change in land use that increases water demands or wastewater demands.

(b) **Exemptions:** The following are exempt from water and wastewater capacity fees:

- Replacement of a building or dwelling with no change in water or wastewater demands,

- ii. Remodel or repair not requiring increases in water or wastewater demands.

## **Section VI: Appeals.**

(a) **Appeals:** Applicant may appeal the calculation or application by filing an appeal with the Town within a specified time frame stated by the Town or contained in the Wyoming Administrative Procedures act if the Town has not adopted an office appeal process, W.S. §16-3-101 et. seq.

**Section VII: Payment.** Payment of capacity fees are due upon issuance of building permit.

## **Section VIII: Capacity Fee Schedule.**

(a) **Water Capacity Fee Schedule:**

| <b>Water Capacity Fee</b>                                   |  |                        |                            |
|---|--|------------------------|----------------------------|
| <b>Meter Size<br/>inches</b>                                | <b>Max Allowable<br/>Capacity, gpm</b> | <b>Meter<br/>Ratio</b> | <b>Calculated Fee</b>      |
| 3/4"  | 30                                     | 1.00                   | See Utility Rate Ordinance |
| 1"  | 50                                     | 1.67                   | See Utility Rate Ordinance |
| 1 1/2"  | 100                                    | 3.33                   | See Utility Rate Ordinance |
| 2"  | 160                                    | 5.33                   | See Utility Rate Ordinance |
| 3"  | 320                                    | 10.67                  | See Utility Rate Ordinance |
| 4"  | 500                                    | 16.67                  | See Utility Rate Ordinance |
| 6"  | 1000                                   | 33.33                  | See Utility Rate Ordinance |
| 8"  | 1600                                   | 53.33                  | See Utility Rate Ordinance |
| Meter sizes greater than 8" assessed on an individual basis |  |                        |                            |

(b) **Wastewater Capacity Fee:** Per ERU. See Utility Rate Ordinance.

## **Section IX: Effective Date:**

This Ordinance shall take effect and be in force upon passage, approval, and publication as required by law and shall apply to all development applications submitted on or after that date.

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**Passed First Reading on the 4<sup>th</sup> day of November 2025.**

VOTE: 4 YES, 0 NO, 0 ABSTAIN, 1 ABSENT  
(Councilmember Burchard was absent)

**Passed Second Reading on the 18<sup>th</sup> day of November 2025.**

VOTE: 5 YES, 0 NO, 0 ABSTAIN, 0 ABSENT

**Passed on Third and Final Reading 2<sup>nd</sup> day of December 2025.**

VOTE:   YES,   NO,   ABSTAIN,   ABSENT

TOWN OF ALPINE

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Eric Green, Mayor of Alpine

ATTEST:

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Monica L. Chenault, Clerk / Treasurer

**ATTESTATION OF THE TOWN CLERK**

STATE OF WYOMING              )  
COUNTY OF LINCOLN              )  
TOWN OF ALPINE                )

I hereby certify that the forgoing Ordinance No. 2025-014 shall be duly posted for ten (10) days in the Town Office.

I further certify that the foregoing Ordinance will be posted on the Town website in final form, upon its passing and approved by the Town Council as soon as is practicable.

I further certify that the forgoing Ordinance will be duly recorded in the BOOK OF ORDINANCES, TOWN OF ALPINE, LINCOLN COUNTY, WYOMING.

ATTEST:

Monica L. Chenault, Clerk / Treasurer

3rd Reading