

**DELTA CITY
RESOLUTION 2023-467**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF DELTA, STATE OF UTAH,
ESTABLISHING CERTAIN FEES IN A DELTA CITY CONSOLIDATED FEE
SCHEDULE AS SET OUT IN THE DELTA CITY CONSOLIDATED FEE
SCHEDULE DATED: 04/19/2023.**

WHEREAS, the City of Delta (hereinafter the "City") maintains and operates a variety of programs and services to the public;

WHEREAS, Utah Code Ann. section 10-3-717, as amended, and certain Delta City Ordinances authorize the City Council to establish, impose, and collect fees to defray the costs of providing certain programs and services;

WHEREAS, the City Council has directed the City staff to prepare the attached "Delta City Consolidated Fee Schedule Dated: 04/19/2023" to establish and set forth the rates and fees to be charged by the City henceforth to defray the costs of providing programs and services listed.

NOW THEREFORE, be it ordained by the Council of the Delta City, in the State of Utah, as follows:

SECTION 1: **AMENDMENT** "ANIMAL CONTROL" of the Delta Policies & Procedures is hereby *amended* as follows:

BEFORE AMENDMENT

ANIMAL CONTROL

Animal Control	
Dog License – Altered (Spayed Female or Neutered Male)	\$10.00
Dog License – Unaltered (Not Spayed or Neutered)	\$15.00
<i>The fee due and payable shall be due July 1 and shall be delinquent after August 1 of each year. A penalty of 25 percent shall be added to delinquent payments.</i>	
Dog License Tag Replacement	\$1.00
Kennel License Fee (Three or More Dogs)	\$50.00
Impound (1st Occurrence)	\$25.00
Impound (2nd Occurrence)	\$75.00
Impound (3rd Occurrence & Thereafter)	\$150.00
Boarding at Veterinarian Facility	\$12.00 per Day
Non-Conforming Use Permit for Poultry	\$10.00
Non-Conforming Use Permit for Poultry Violation	\$90.00
License and Registration Requirement Violation	\$90.00
Running at Large Prohibition Violation	\$90.00
Dogs Which Disturb Neighborhood Violation	\$90.00
Vicious Animals Violations	\$90.00 & Mandatory Court Appearance

AFTER AMENDMENT

ANIMAL CONTROL

Animal Control	
Dog License – Altered (Spayed Female or Neutered Male)	\$10.00
Dog License – Unaltered (Not Spayed or Neutered)	\$15.00
The fee due and payable shall be due July 1 and shall be delinquent after August 1 of each year. A penalty of 25 percent shall be added to delinquent payments.	
Dog License Tag Replacement	\$1.00
Kennel License Fee (Three or More Dogs)	\$50.00
Impound (1st Occurrence)	\$25.00
Impound (2nd Occurrence)	\$75.00
Impound (3rd Occurrence & Thereafter)	\$150.00
Boarding at Veterinarian Facility	\$12.00 per Day-
Non-Conforming Use Permit for Poultry	\$10.00
Non-Conforming Use Permit for Poultry Violation	<u>(Recommended amount, but subject to Court discretion per classification of offense)</u> \$90.00
License and Registration Requirement Violation	<u>(Recommended amount, but subject to Court discretion per classification of offense)</u> \$90.00
Running at Large Prohibition Violation	<u>(Recommended amount, but subject to Court discretion per classification of offense)</u> \$90.00
Dogs Which Disturb Neighborhood Violation	<u>(Recommended amount, but subject to Court discretion per classification of offense)</u> \$90.00
Vicious Animals Violations	<u>(Recommended amount, but subject to Court discretion per classification of offense)</u> \$90.00 & Mandatory Court Appearance <u>May be subject to a restitution order by the Court.</u>

SECTION 2: AMENDMENT “SEWER ENTERPRISE USER FEES” of the Delta Policies & Procedures is hereby *amended* as follows:

BEFORE AMENDMENT

SEWER ENTERPRISE USER FEES

Sewer Enterprise User Fees:
Residential, per unit, per month \$28.00
Commercial Base, including up to 6k winter average, per unit, per month \$28.00
6001+ winter average \$2.33 per 1,000 Gallons
Winter average is based on October-March water usage.
New commercial customers will be billed the like business average until their average can be established.
RV Parks will be charged an additional base rate for monthly for each rentable 42" fixed building" rentable unit. your own RV spaces will be included in usage charges.
The property owner of multiple-unit structures shall be responsible for payment of the utility services when a single meter services multiple-family-unit.

AFTER AMENDMENT

SEWER ENTERPRISE USER FEES

Sewer Enterprise User Fees:
Residential, per unit, per month \$28.00 <u>\$32.00</u>
Commercial Base, including up to 6k winter average, per unit, per month \$28.00 <u>\$32.00</u>
6001+ winter average \$2.33 per 1,000 Gallons
Winter average is based on October-March water usage.
New commercial customers will be billed the like business average until their average can be established.
RV Parks will be charged an additional base rate for monthly for each rentable 42 " fixed building" <u>or "park unit"</u> rentable unit. your own <u>All</u> RV spaces will be included in usage charges.
The property owner of multiple-unit structures shall be responsible for payment of the utility services when a single meter services multiple-family-unit.

SECTION 3: AMENDMENT "WATER ENTERPRISE USER FEES" of the Delta Policies & Procedures is hereby *amended* as follows:

BEFORE AMENDMENT

WATER ENTERPRISE USER FEES

Water Enterprise User Fees:	
Non-Property Owner Security Deposit for Water Service Account	\$150.00
<i>Security Deposit or balance of security deposit after satisfaction of final billing will be returned.</i>	
The rate for multi-units will be \$150 for the first unit and \$75 for each additional unit.	
Property Owner Security Deposit for Water Service Account	\$150.00
<i>Security Deposit will be returned after twelve (12) consecutive months of timely remittance, upon request. Res. 09-329.</i>	
Water User Consumption Report	\$2.50
The rate for multi-units will be \$150 for the first unit and \$75 for each additional unit.	
Property owners that have not established or fail to maintain a positive payment history with Delta City for a period of at least twelve (12) consecutive months prior to making application for water service shall be required to pay a \$150.00 security deposit to be paid with cash or certified funds, including debit cards and credit cards.	
Security Deposit for Existing or Former Customers with Delinquent Payment Histories, §18-1-4	\$150.00
Priority Mail Shut-off Notice (for Accounts that Reach 15 Days in Arrears)	\$10.00
Reconnection Fee for Account Shut-off by City Personnel for Non-Payment	\$40.00
<i>A deposit will be required for any account that has been discontinued for non-payment, if not already established.</i>	
<u>Users Inside City Boundaries, per month</u>	
Single /1st Unit Unit for the First 4,000 Gallons	\$26.00
4,001 to 15,000 Gallons Thereafter	\$.60 per 1,000 Gallons per Month
15,001 to 70,000 Gallons Thereafter	\$.70 per 1,000 Gallons per Month
70,001 Gallons or Beyond Thereafter	\$.80 per 1,000 Gallons per Month

<i>Additional Unit Fees, per month, per unit</i>	
Motels, hotels, recreational vehicle and travel trailer parks	1.00
Multiple family residential dwellings, mobile home parks, and commercial establishments 1 .	12.50
The rate for commercial establishments, multiple family dwellings and mobile home parks located outside the corporate limits of Delta City shall be an amount equal to twice the rate such user would pay if the place of use were located within the Delta City boundaries. The higher rates established for water delivered outside the municipal boundaries are based on the following factors: i) the increased cost associated with providing water to non-residents where the delivery system must be maintained by Delta City; ii) nonresidents are not subject to any liability attributed to making capital improvements, paying for municipal bonds or maintaining the water delivery system; and iii) nonresidents do not share in the costs associated with making improvements to the water system.	
The property owner of multiple-family-unit structures shall be responsible for payment of the utility services when a single meter services multiple-family-units.	

AFTER AMENDMENT

WATER ENTERPRISE USER FEES

Water Enterprise User Fees:	
Non-Property Owner Security Deposit for Water Service Account	\$150.00
<i>Security Deposit or balance of security deposit after satisfaction of final billing will be returned.</i>	
The rate for multi-units will be \$150 for the first unit and \$75 for each additional unit.	
Property Owner Security Deposit for Water Service Account	\$150.00
<i>Security Deposit will be returned after twelve (12) consecutive months of timely remittance, upon request. Res. 09-329.</i>	
Water User Consumption Report	\$2.50
The rate for multi-units will be \$150 for the first unit and \$75 for each additional unit.	
Property owners that have not established or fail to maintain a positive payment history with Delta City for a period of at least twelve (12) consecutive months prior to making application	

for water service shall be required to pay a \$150.00 security deposit to be paid with cash or certified funds, including debit cards and credit cards.	
Security Deposit for Existing or Former Customers with Delinquent Payment Histories, §18-1-4	\$150.00
Priority Mail Shut-off Notice (for Accounts that Reach 15 Days in Arrears)	\$10.00
Reconnection Fee for Account Shut-off by City Personnel for Non-Payment	\$40.00
<i>A deposit will be required for any account that has been discontinued for non-payment, if not already established.</i>	
<u><i>Users Inside City Boundaries, per month</i></u>	
Single /1st Unit Unit for the First 4,000 Gallons	\$ <u>30.00</u> 26.00
4,001 to 15,000 Gallons Thereafter	\$.60 per 1,000 Gallons per Month
15,001 to 70,000 Gallons Thereafter	\$.70 per 1,000 Gallons per Month
70,001 Gallons or Beyond Thereafter	\$.80 per 1,000 Gallons per Month
<u><i>Additional Unit Fees, per month, per unit</i></u>	
Motels, hotels, recreational vehicle and travel trailer parks	1.00
Multiple family residential dwellings, mobile home parks, and commercial establishments 1 .	12.50
The rate for commercial establishments, multiple family dwellings and mobile home parks located outside the corporate limits of Delta City shall be an amount equal to twice the rate such user would pay if the place of use were located within the Delta City boundaries. The higher rates established for water delivered outside the municipal boundaries are based on the following factors: i) the increased cost associated with providing water to non-residents where the delivery system must be maintained by Delta City; ii) nonresidents are not	

subject to any liability attributed to making capital improvements, paying for municipal bonds or maintaining the water delivery system; and iii) nonresidents do not share in the costs associated with making improvements to the water system.

The property owner of multiple-family-unit structures shall be responsible for payment of the utility services when a single meter services multiple-family-units.

SECTION 4: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 5: SEVERABILITY CLAUSE Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 6: EFFECTIVE DATE This Ordinance shall be in full force and effect from April 19, 2023.

PASSED AND ADOPTED BY THE DELTA CITY COUNCIL

	AYE	NAY	ABSENT	ABSTAIN
Robert W. Banks	_____	_____	_____	_____
Brett C. Bunker	_____	_____	_____	_____
Kiley J. Chase	_____	_____	_____	_____
Nicholas W. Killpack	_____	_____	_____	_____
Betty Jo Western	_____	_____	_____	_____
Presiding Officer		Attest		

John W. Niles, Mayor, Delta City

Sherri Westbrook, City Recorder,
Delta City