

**RESOLUTION #R-34-2021**

**A RESOLUTION APPROVING AN INCREASE IN THE ASSESSMENT OF  
LOVELAND FIRE RESCUE AUTHORITY EMERGENCY SERVICES IMPACT FEES**

**WHEREAS**, the City of Loveland ("**City**") is a home rule municipality of the State of Colorado ("**State**"). The Loveland Fire Rescue Authority ("**Authority**") is a public entity of the State established by the City and the Loveland Rural Fire Protection District ("**District**") on August 19, 2011 pursuant to an Intergovernmental Agreement for the Establishment and Operation of the Loveland Fire Rescue Authority as a Separate Governmental Entity; and

**WHEREAS**, the Authority was established to provide fire protection, rescue, and emergency services (collectively, "**Emergency Services**"), as well as other services, to the citizens and property within its jurisdiction, and to individuals passing through its jurisdiction. The Authority's jurisdiction is comprised of the joint jurisdictional areas of the City and District; and

**WHEREAS**, prior to the Authority's establishment, the City provided the Emergency Services within the City's jurisdiction and the District's jurisdiction directly, or, with respect to the District's jurisdiction, by contract through the City's Fire Rescue Department; and

**WHEREAS**, prior to January 1, 2018 and subsequent to the adoption of Resolution #R-116-2017 whereby the City Council authorized the execution of an *Intergovernmental Agreement For The Assessment, Collection, And Remittance Of Emergency Services Impact Fees* ("**LFRA Impact Fee IGA**") the City collected a fire services capital expansion fee on new development within the City's jurisdiction to provide or assist with the financing required to acquire, develop, and maintain fire stations and other Emergency Services capital facilities ("**City Fire CEF**"); and

**WHEREAS**, because the Authority provides the Emergency Services to new development within the City's jurisdiction, and consistent with the executed LFRA Impact Fee IGA, an Emergency Services impact fee has been assessed and collected by the City and remitted to the Authority ("**Authority Impact Fee**") pursuant to and for the purposes described in the Impact Fee Act, C.R.S. § 29-20-104.5; and

**WHEREAS**, consistent with a requirement in the LFRA Impact Fee IGA, the Authority obtained an updated Impact Fee Study, dated December 14, 2020, to evaluate the nexus between new development within the Authority's jurisdiction and the projected impact that such development has on the Authority's Capital Facilities ("**Nexus Study**"). The Nexus Study quantified the reasonable impacts of both new residential and non-residential development on the Authority's Capital Facilities; and

**WHEREAS**, on January 27, 2021, the Authority's Board of Directors adopted Resolution R# 124 approving an impact fee schedule at levels no greater than necessary to defray the impacts directly related to development within the Authority's jurisdiction as determined by the Nexus Study. A copy of the Authority-approved Impact Fee Schedule is attached hereto as **Exhibit A**; and

**WHEREAS**, in accordance with the LFRA Impact Fee IGA, the City and the Authority agree that the Authority Impact Fees shall be increased in a manner competitive with neighboring jurisdictions and at a level no greater than necessary to defray the impacts directly related to development within the Authority's jurisdiction; and

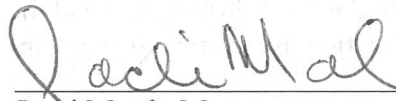
**WHEREAS**, the City Council desires to approve an increase in the Authority Impact Fees, in the same manner as the Authority's Board of Directors, by adopting the Authority Impact Fee Schedule within **Exhibit A**.

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


**Section 1.** That the Authority Impact Fee Schedule, attached hereto as "**Exhibit A**," is hereby approved.

**Section 2.** That this Resolution shall take effect as of the date of its adoption.

ADOPTED this 9<sup>th</sup> day of March, 2021.

  
\_\_\_\_\_  
Jacki Marsh, Mayor

ATTEST:

  
\_\_\_\_\_  
Hannah Hill, Acting City Clerk



APPROVED AS TO FORM:

  
\_\_\_\_\_  
Assistant City Attorney

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**Exhibit A**

***2021 Authority Impact Fee Schedule***

Single Family	\$1,000 per unit
Multi-Family	\$692 per unit
Commercial	\$0.60 per square foot
Industrial	\$0.12 per square foot

