

OFFICIAL RECORDS OF
YUMA COUNTY RECORDER
SUSAN MARLER

WHEN RECORDED MAIL TO:
CITY OF SAN LUIS
P.O. BOX 1170
SAN LUIS, AZ 85349
ATTN: CITY CLERK



FEE #: 2005 - 32770

07/29/2005 10:19 PAGES: 0003
FEES: 3.00 8.00 1.00 .00 .00
REQ BY: CITY OF SAN LUIS
REC BY: PATTY MAGANA

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CAPTION HEADING:

Resolution No. 621



OFFICE OF THE
MAYOR
CITY OF SAN LUIS

Resolution

RESOLUTION NO. 621

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, GIVING POLICY DIRECTION TO CITY STAFF REGARDING COLLECTION OF WATER AND WASTEWATER CONNECTION FEES AND COLLECTION OF DEVELOPMENT FEES

Whereas, the City Council of the City of San Luis adopted wastewater (sewer) connection fees and service line and meter installation charges for water service pursuant to Ordinance No. 132 of the City of San Luis on January 24, 1996; and

Whereas, pursuant to Ordinance No. 132, the wastewater (sewer) connection fees for a single family house, was \$450.00 per house, and the service line and meter installation charges for water service was an additional \$450.00 per house; and

Whereas, the City Council of the City of San Luis added Article 6-7 Impact Fees to the City Code pursuant to Ordinance No. 197, on May 14, 2003, which established and implemented Development Fees pursuant to the authority granted pursuant to Title 9 of the Arizona Revised Statutes, said ordinance establishing the amount of fees to be assessed at Section 6-7-9, which amount currently remains in force and effect; and

Whereas, pursuant to Section 6-7-9 of the City Code, for a single family house, the water impact (development) fee is \$760.00 per house and the wastewater impact (development) fee is \$715.00 per house for a total of \$1,475.00 per house; and

Whereas, city management of a previous administration erroneously concluded that the fees established pursuant to Section 6-7-9 of the City Code included the water and wastewater connection fees established by Ordinance No. 132 and erroneously directed staff members to stop collecting those charges as established by Ordinance No. 132; and

Whereas, the City of San Luis has engaged the services of an outside consulting firm to study and make recommendations regarding its development fees and water and wastewater rates and fees, and is presently in the process of reviewing its rates and charges; and

Whereas, the City Council of the City of San Luis does not wish to have the citizens and property owners of the City suffer due to erroneous conclusions of a previous administration and does not wish to collect more than a total of \$1,475.00 per the

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building of a single family house for water and wastewater connection/development fees pending completion of the aforementioned review process;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of San Luis, that the following policy direction shall be given to City staff regarding the collection of fees and charges established by Ordinance No. 132, as amended, and Ordinance 197, as amended. In making this policy direction Council is specifically not amending or changing any fees or rates as currently established. Council hereby directs City staff as follows:

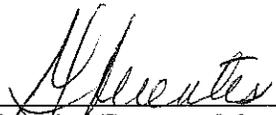
Section 1: That the City staff shall immediately collect the wastewater (sewer) connection fees and service line and meter installation charges for water service pursuant to Ordinance No. 132 of the City of San Luis.

Section 2: In the event that an Impact Fees pursuant to Section 6-7-9 of the City Code are being collected for development of the same property for which wastewater (sewer) connection fees and service line and meter installation charges are being contemporaneously collected, the amount collected for Water and Wastewater Impact Fees shall be offset and reduced by the amount charged for wastewater (sewer) connection fees and water service line and meter installation charges.

Section 3: In this manner a property owner who is building a single family home will not pay more than the total figure of \$1,475.00 for the purposes of water service and wastewater service to the property.

Section 4: This policy shall be applied to single family residential lots only. For all other properties all established connection fees and impact fees shall be charged and collected in full.

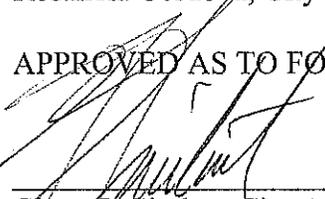
PASSED AND ADOPTED by the Mayor and Council of the City of San Luis, Arizona, this 22nd day of June, 2005.


Guillermina Fuentes, Mayor

ATTEST:


Rosalicia Cordoya, City Clerk

APPROVED AS TO FORM:


Glenn T. Gimbut, City Attorney

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