

Laketown, Utah
ORDINANCE 2026-02

AN ORDINANCE AMENDING TITLE 8, WATER REGULATIONS, CHAPTER 8.1, WATER USE AND SERVICE, SECTION 8.1.3, FEES AND RATES, OF THE LAKETOWN MUNICIPAL CODE; AMENDING THE LAKETOWN CONSOLIDATED FEE SCHEDULE, REDUCING RESIDENTIAL WATER IMPACT FEES FOR INDIVIDUAL RESIDENTIAL CONNECTIONS; PROVIDING FOR REPEALER AND SEVERABILITY

WHEREAS, pursuant to §10-8-84 of Utah Code (as amended) the legislative body may pass all ordinances and rules, and make all regulations, not repugnant to law, necessary for carrying into effect or discharging all powers and duties conferred by this chapter, and as are necessary and proper to provide for the safety and preserve the health, and promote the prosperity, improve the morals, peace and good order, comfort, and convenience of the municipality and its inhabitants, and for the protection of property in the municipality; and;

WHEREAS, the Town requires new development to contribute fairly to the municipal culinary water system in order to protect public health, safety, and long-term system reliability; and

WHEREAS, the Town imposes residential water impact fees to ensure that new development contributes proportionately to the cost of public water infrastructure needed to protect public health, safety, and welfare; and

WHEREAS, the Town Council seeks to balance the need for a reliable and sustainable municipal water system with the importance of keeping housing and development costs reasonable and attainable for residents; and

WHEREAS, the Town has determined that reducing the residential water impact fee from \$16,333.55 to \$9,500.00, when combined with other water funding mechanisms will continue to support the municipal water system while reducing upfront financial barriers to housing affordability; and

WHEREAS, the Town Council finds that a lower residential water impact fee for individual residential users promotes fairness, affordability and responsible growth while maintaining adequate funding to protect the public health, safety, and general welfare of the community; and

WHEREAS, upon making the necessary reviews, the Town Council finds it to be in the best interest of the Town to update the relevant policy statements found in Title 8 Water Regulations, Chapter 8.1 Water Use And Service, Section 8.1.3, Fees And Rates, of the Laketown Municipal Code, and the Laketown Consolidated Fee Schedule.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Laketown, Utah:

SECTION 1: Repealer. If any provisions of the Laketown Municipal Code or Laketown Consolidated Fee Schedule previously adopted are inconsistent herewith they are hereby repealed.

SECTION 2: Amendment. Title 8, Water Regulations, Chapter 8.1, Water Use And Service, Section 8.1.3, Fees And Rates, is hereby amended to read as follows:

8.1.3 Fees And Rates

- A. **Service Rates, Meter/Connection:** Rates, related to water service, connection fees, penalties and other charges incidental to connection and services from the Town's Wwater Ssystem shall be established by the Town Council and set forth in the Laketown Consolidated Fee Schedule.
1. The Town Council may from time to time promulgate rules for levying, billing, guaranteeing and collecting charges for water services and other rules necessary for the management and control of the Laketown Water System. Rates for services shall be uniform with respect to each class or classes of service established or that may hereafter be established.
 2. The connection fee as established by the Town Council and set forth in the Laketown Consolidated Fee Schedule is for the standard size meter (5/8" x 3/4"). Should a larger meter be requested and or installed, all costs incurred is the responsibility of the property owner.
- B. **Special Rates:** The Town Council may from time to time fix by agreement or resolution special rates and conditions for users using exceptionally large amounts of water service or making use of the water system under exceptional circumstances, upon such terms and conditions as they may deem proper.
- C. **Water Master Plan, Capital Facility Plan And Fees:**
1. **Fees Imposed:** Fees and Himpact Fees are imposed as a condition of the issuance of a building permit for any development activity which creates additional demand and need for public facilities for the Town's Wwater Ssystem. Fees shall be ~~as~~ established by the Town Council and as set forth in the Laketown Consolidated Fee Schedule
 2. **Service Areas:** The entire area of the Town and any areas outside of the Town serviced by such systems or facilities are designated and established as one service area with respect to the water system.
 3. **Time Of Collection:** Unless otherwise allowed by the Town Council, fees and Himpact Fees shall be paid to the Town prior to the issuance of a building permit. Individuals may NOT prepay any fees.
 4. **Accounting, Expenditure And Refund Of Fees:** The Town shall account for, expend, and refund impact fees collected pursuant with the provisions of this code.
 5. **Water Master Plan, Capital Facility Plan, and Impact Fees And Analysis Adopted/Service Area:**
 - a. The Town Council has adopted the Culinary Water Master Plan and Capital Facility Plans and Impact Fees (CWMPIF) and Impact Fees Analysis (IFA) prepared for the Town of Laketown by Sunrise Engineering, Inc. ("Sunrise") dated July 25, 2017, and updated fees which are established and set forth in the Laketown Consolidated Fee Schedule.
 - b. Copies of the Master Plan are on file with the Town of Laketown.
 - c. The entire area of the Town of Laketown is hereby designated as ~~the~~ one service area with respect to the water system.

HISTORY:

Ord., 2-11-1993

Ordinance 2019-13, 3/4/2020

Ordinance [2022-05](#), 3/10/2022

SECTION 3: Amendment. The "Water Fees" section of the Laketown Consolidated Fee Schedule is hereby amended to read as follows:

WATER FEES:

| | |
|--|---|
| NEW WATER HOOKUP/METER/CONNECTION FEE | \$5,000.00 |
| NAME CHANGE/TRANSFER FEE | \$150.00 |
| QUARTERLY BILLING LATE FEE | \$25.00 (NOTE: Standard penalty fee for delinquency in payment is \$25.00 per quarter, accruing an additional \$25.00 every quarter; assessed after a fifteen (15) day grace period.) |
| STANDARD MONTHLY SERVICE RATE | \$61.80 (40,000 Gallons) (NOTE: Increases 3% annually on July 1 st). |
| STANDARD QUARTERLY SERVICE RATE | \$185.40 (120,000 Gallons) (NOTE: Increases 3% annually on July 1 st). |
| REQUESTS FOR WATER METER DATA LOGGING DURING NON-BILLABLE MONTHS (i.e., January – March; May – June; August – September; November – December) | \$50.00 (\$25.00 Meter Read Plus \$25.00 Office Expenses) (NOTE: Applies to new-style electronic water meters only. Requests shall be made in writing and payment of applicable fees shall be required prior to performance of service. Requests will be accepted during non-billing months only. Water meter data logging will only be conducted on the 15 th and 30 th day of each month or the following business day.) |
| UNCOVER METER NOTIFICATION | \$25.00 |

WATER IMPACT FEES:

| | | | | | | |
|--|------------------|----|----|----|----|----|
| METER CONNECTION SIZE | 5/8 x 3/4" OR 1" | 2" | 3" | 4" | 5" | 6" |
| FLOW CAPACITY RATIO AS COMPARED TO A 1" SERVICE CONNECTION | 1 | 4 | 9 | 16 | 25 | 36 |

| PROJECT: | FEE: | | | | | |
|----------------------------------|--|-------------|-------------|--------------|--------------|--------------|
| WATER IMPROVEMENT PROJECT - 2018 | \$9,331.97 <u>Or</u> <u>\$5,427.71</u> <u>(When Reduced For Individual Residential Connections)</u> | \$37,327.89 | \$84,285.74 | \$149,311.54 | \$233,299.28 | \$335,950.97 |

| | | | | | | |
|---|---|------------|-------------|-------------|-------------|-------------|
| 12" TRUNK LINE | \$1,756.85 | \$7,027.40 | \$15,811.64 | \$28,109.59 | \$43,921.23 | \$63,246.58 |
| | <u>Or</u> <u>\$1,021.83</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> <u>Residential</u> <u>Connection</u> <u>s)</u> | | | | | |
| TEST WELL | \$411.78 | \$1,647.12 | \$3,706.03 | \$6,588.49 | \$10,294.52 | \$14,824.11 |
| | <u>Or \$239.50</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> <u>Residential</u> <u>Connection</u> <u>s)</u> | | | | | |
| PRODUCTION WELL | \$1,743.90 | \$6,975.62 | \$15,695.14 | \$27,902.47 | \$43,597.60 | \$62,780.55 |
| | <u>Or</u> <u>\$1,014.30</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> <u>Residential</u> <u>Connection</u> <u>s)</u> | | | | | |
| WELL HOUSE | \$1,787.67 | \$7,150.68 | \$16,089.04 | \$28,602.74 | \$44,691.78 | \$64,356.16 |
| | <u>Or</u> <u>\$1,039.75</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> <u>Residential</u> <u>Connection</u> <u>s)</u> | | | | | |
| WELL TRANSMISSION LINE | \$369.86 | \$1,479.45 | \$3,328.77 | \$5,917.81 | \$9,246.58 | \$13,15.07 |
| | <u>Or</u> <u>\$215.12</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> <u>Residential</u> <u>Connection</u> <u>s)</u> | | | | | |
| UPDATE TO CAPITAL FACILITIES PLAN EVERY 5 | \$657.53 | \$2,630.15 | \$5,619.81 | \$10,520.55 | \$16,438.35 | \$23,671.23 |
| | <u>Or</u> <u>\$382.44</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> | | | | | |

YEARS (4
TIMES OVER
20 YEARS)

Residential
Connection
s)

| | | | | | | |
|--|--|-------------|--------------|--------------|--------------|--------------|
| UPDATE TO FEE ANALYSIS EVERY 5 YEARS (4 TIMES OVER 20 YEARS) | \$273.97 <u>Or</u> <u>\$159.35</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> <u>Residential</u> <u>Connection</u> <u>s)</u> | \$1,095.89 | \$2,465.75 | \$4,383.56 | \$6,849.32 | \$9,863.01 |
| TOTAL: | \$16,333.55 <u>Or</u> <u>\$9,500.00</u> <u>(When</u> <u>Reduced</u> <u>For</u> <u>Individual</u> <u>Residential</u> <u>Connection</u> <u>s)</u> | \$65,334.19 | \$147,001.92 | \$261,336.75 | \$408,338.67 | \$588,007.68 |

HISTORY:

- Ord. No., 2-11-1993
- Res. No. R09-01, 5-14-2009
- Res. No. 2012-02, 6/28/2012
- Res. No. R1-2013, 10/2/2013
- Res. No. R8-1-3.14, 4/2/2014
- Res. No. 8-1-5.15/8-1-4(c).15 , 2/4/2015
- Res. No. R2-16, 6/1/2016
- Res. No. 8-1-3.17/8-1-4(c).17, 11/1/2017
- Ord. No. 2019-04, 7/16/2019
- Ord. No. 2019-13, 3/4/2020
- Ord. No. 2022-04, 2/2/2022
- Ord. No. 2024-06, 6/26/2024
- Ord. No. 2022-05, 3/10/2022
- Ord. No. 2024-02, 3/6/2024
- Ord. No. 2024-06, 6/26/2024
- Res. No. 2025-04, 4/2/2025
- Res. No. 2025-10; 10/8/2025
- Res. No. 2025-11, 11/12/2025

SECTION 4: Severability. If any section, subsection, sentence, clause, or phrase of this amendment is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this amendment.

SECTION 5: Effective Date. This ordinance being for the health, safety, and welfare of the Town's residents shall become effective immediately.

PASSED AND ADOPTED by Laketown Town Council, this **6th day of May, 2026**.

Brandon Willis
BRANDON WILLIS, Mayor
Laketown Town

Attest:

Lisa Johnson
Lisa Johnson, Clerk
Laketown Town

| Town Council Vote As Recorded: | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------------|-----------|-------|---------|--------|
| Burdette Weston | <u>BW</u> | _____ | _____ | _____ |
| Kirsten Gash | <u>KG</u> | _____ | _____ | _____ |
| Denise Johnson | <u>DJ</u> | _____ | _____ | _____ |
| Kris Hodges | <u>KH</u> | _____ | _____ | _____ |

RECORDED this 05-07-2026.

PUBLISHED OR POSTED this 05-07-2026.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with §10-3-713 of Utah State Code, as amended, I, the Clerk of Laketown Town, hereby certify that the foregoing Amendment was duly passed and published or posted at:

- 1) Laketown Town Office
- 2) Laketown United States Post Office
- 3) Dee's Super Service
- 4) Laketown Town Website

on the above referenced dates.

Lisa Johnson
LISA JOHNSON, Clerk
Laketown Town

