

**RESOLUTION NO. 23-17**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES,  
COLORADO, AMENDING THE CITY OF CASTLE PINES FEE SCHEDULE**

**WHEREAS**, pursuant to Section 10.3 of Article X of the City of Castle Pines Home Rule Charter, the City Council shall determine, by resolution, the amount of any new City-imposed fee or change in the amount of any existing City-imposed fee for any service rendered by the City (specifically excluding franchise fees), based on the direct and indirect costs of providing services; and

**WHEREAS**, it is the intent of the City of Castle Pines to charge appropriate fees and charges (Collectively, the "Fees") that are consistent with the services provided and to cover the public cost of providing these various services so that the public is not subsidizing individual benefits derived therefrom; and,

**WHEREAS**, it is the intent of the City of Castle Pines to enter into an Intergovernmental Agreement with the Castle Pines North Metro District (the "District" or "CPNMD") to transfer ownership, maintenance and responsibility of parks and related assets from the District to the City ("Parks IGA"); and,

**WHEREAS**, CPNMD currently charges fees for the rental of CPNMD's parks and pavilions in those parks, which the City intends to assume responsibility for upon the effective date of the Parks IGA; and,

**WHEREAS**, the City will adopt the CPNMD's park/pavilion rental fees as is until such time it is able to further study and determine the cost of service assumed by the City under the Parks IGA; and,

**WHEREAS**, the City has further determined that the building permit, plan review, and inspection fees are based on the 1997 UBC guidelines and do not adequately fund the cost of providing such services; and,

**WHEREAS**, the City Council wishes to establish by this Resolution the amounts of certain fees, rates, and charges, commencing with the effective date of this Resolution commensurate with the increase in costs of service.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Castle Pines, Colorado, as follows:

**Section 1.** Pursuant to authorization in the Castle Pines Municipal Code, the Castle Pines City Council hereby establishes or changes certain fees, rates, and charges (collectively, "Fees") attached as Exhibit A to this resolution and made a part hereof, and to incorporate these Fees into the City's Fee Schedule.

**Section 2.** **Effective Date.** The Fees established by this Resolution shall be effective April 1, 2023, and may thereafter be amended from time to time by resolution of the City Council.

**Section 3.** The Fees set by this Resolution shall supersede and replace any Fees previously set or adopted by the City Council for the same purpose. However, the same shall not be deemed to release, extinguish, alter, modify, or change in whole or in part any liability which shall have been previously incurred, and any superseded or replaced Fee shall be treated and held as remaining in force

for the purpose of sustaining any and all proper actions, suits, and proceedings thereon, as well as for the purpose of sustaining any judgment, decree, or order.

**Section 4.** If any portion of this Resolution is held to be invalid for any reason, such decision shall not affect the validity of the remaining portions hereof.

**INTRODUCED, READ AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES BY A VOTE OF 5 IN FAVOR, 0 AGAINST AND 2 ABSENT, THIS 28TH DAY OF MARCH, 2023.**



ATTEST:

Tobi Duffey, CMC, City Clerk

  
Tracy Engerman (Apr 6, 2023 11:51 MDT)

Tracy Engerman, Mayor

APPROVED AS TO FORM:

Linda C. Michow, City Attorney