

RESOLUTION NO. 24-04

**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, the City Council adopted Resolution No. 23-21 approving an Intergovernmental Agreement to transfer ownership, maintenance and responsibility of parks and related assets from the Castle Pines North Metro District (the "District" or "CPNMD") to the City ("Parks IGA"); and,

WHEREAS, the City Council adopted Resolution No. 23-17 to adopt fees for the transferred parks at the same rates that were previously charged by CPNMD for the rental of parks and pavilions in those parks; and,

WHEREAS, the fees adopted by Resolution No. 23-17 are different than the fees charged for other City parks and the City wishes to adopt consistent fees for all City-owned parks; 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 January 1, 2024, 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 4 IN FAVOR, 1 AGAINST AND 2 ABSENT THIS 9th DAY OF JANUARY, 2024.



ATTEST:

Tobi Duffey

Tobi Duffey, MMC, City Clerk

Tracy Engerman
Tracy Engerman (Jan 11, 2024 09:13 MST)

Tracy Engerman, Mayor

APPROVED AS TO FORM:

Linda C. Michow

Linda C. Michow, City Attorney