

TOWN OF EAGLE MOUNTAIN, UTAH

RESOLUTION NO. 26-98

**A RESOLUTION OF THE TOWN OF EAGLE MOUNTAIN
DEFINING COSTS OF CONNECTION FEE REQUIREMENTS,
ALL UTILITY SERVICES OFFERED BY THE TOWN OF EAGLE MOUNTAIN,
AND AMENDING CERTAIN MATTERS IN
RESOLUTIONS 97-52, 97-53, 97-54, 97-58 AND 97-60 OF THE
TOWN OF EAGLE MOUNTAIN**

WHEREAS, the Town of Eagle Mountain enacted Resolutions 97-52, 97-53, 97-54, 97-58 and 97-60, to define residential connection fees for power, natural gas, water, wastewater service and telecommunication service and the rates for such services; and

WHEREAS, Utah law requires that connection fees for such services not exceed the actual cost of such connections; and

WHEREAS, the Town has determined the actual cost of such connections and desires to amend Resolutions 97-52, 97-53, 97-54, 97-58 and 97-60 with respect to the stated residential connection fee defined therein; and

WHEREAS, the Town of Eagle Mountain on November 10, 1998, enacted an Impact Fee Ordinance which is Ordinance 98-12 which requires credit for the payment of Impact Fees or certain other fees paid by Developers; and

WHEREAS, certain lots platted prior to November 10, 1998, should be required to pay the subdivision impact fee imposed by the Ordinance of November 10, 1998.

NOW THEREFORE, be it resolved by the Town Council of the Town of Eagle Mountain, Utah, as follows:

1. The residential connection fee established in Resolution 97-52, for

connection to the power service, is hereby amended and the residential connection fee for power service from the Town of Eagle Mountain is \$225. The cost of connection for service other than a standard residential connection shall be determined by the actual cost of service and materials to make the connection. The Town will estimate the service and materials required to make the connection in the case of other than standard residential connections, advise the customer applicant and accept payment in the amount of the estimate prior to connecting the customer applicant property to the Town electrical system.

2. The residential connection fee established in Resolution 97-53, for connection to the natural gas system, is hereby amended and the residential connection fee for natural gas service from the Town of Eagle Mountain is \$275. The cost of connection for service other than a standard residential connection shall be determined by the actual cost of service and materials to make the connection. The Town will estimate the service and materials required to make the connection in the case of other than standard residential connections, advise the customer applicant and accept payment in the amount of the estimate prior to connecting the customer applicant property to the Town natural gas system.

3. The residential connection fee established in Resolution 97-54, for connection to the water system, is hereby amended and the residential connection fee for water service from the Town of Eagle Mountain is \$350. The cost of connection for service other than a standard residential connection shall be determined by the actual cost of service and materials to make the connection. The Town will estimate the service and materials required to make the connection in the case of other than standard residential connections, advise the customer applicant and accept payment in the amount of the estimate prior to connecting the customer applicant property to the Town water system.

4. The provision in Resolution 97-58 defining a connection fee for wastewater service is deleted. No connection fee is charged for wastewater service. All subdivisions are required to install service lateral stubs for connection to the wastewater collection system when the main collection system is constructed.

5. The residential connection fee established in Resolution 97-60, for connection to the telephone service, is hereby amended and the residential connection fee for telephone system from the Town of Eagle Mountain is \$50. The cost of connection for service other than a standard residential connection shall be determined by the actual cost of service and materials to make the connection. The Town will estimate the service and materials required to make the connection in the case of other than standard

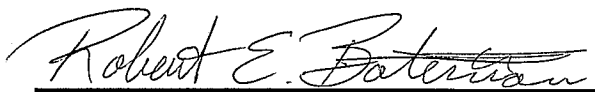
residential connections, advise the customer applicant and accept payment in the amount of the estimate prior to connecting the customer applicant property to the Town Telecommunication system.

6. Connection fees collected prior to November 11, 1998, in amounts which exceed the amounts established by this Resolution shall be credited to the payment of the impact fee due at the issuance of a building permit for construction on the lot for which the excess connection fee was paid. All impact fees required by the Impact Fe Ordinance to be paid at the time of subdivision plat approval which wee not paid on subdivisions approved prior to November 11, 1998, shall be collected with the building permit impact fee for each lot in the subdivision.

7. This Resolution shall take effect immediately upon the adoption of this Resolution by the Town Council of the Town of Eagle Mountain, Utah.

Upon motion of Council Member **Cyril Watt** and upon a second to the motion by Council Member **Diane Bradshaw** the foregoing Resolution was adopted by the Town Council of the Town of Eagle Mountain, Utah, by the following vote: 5 ayes, 0 no's on the 24th day of November 1998, at a regularly scheduled meeting of the Town Council of the Town of Eagle Mountain, Utah.

Town of Eagle Mountain, Utah



Mayor Robert E. Bateman

ATTEST:



Janet B. Valentine, Town Clerk