

**A RESOLUTION AMENDING AND ADOPTING A REVISED DIRECTORY OF CITY
FEES AND CHARGES, SPECIFICALLY MODIFYING ROAD IMPACT FEES
AND DRAINAGE IMPACT FEES**

NO. 2023-019

WHEREAS, the City Council previously adopted and subsequently amended the Directory of City Fees and Charges, which include drainage and road fees for certain new developments in the City;

WHEREAS, the Directory of City Fees and Charges has been reviewed by City staff and recommendations for setting fees thereof have been made to this City Council based on recent studies related to the need for new development to pay the costs associated with the drainage impacts and road impacts of such new development;

WHEREAS, the City desires to internalize the fee that would be charged to the development of certain commercial uses in order to promote and incentive that commercial development, and in doing so, desires to not increase or effect in any way other fee amounts in the City or to other classes of development; and

WHEREAS, the City Council finds it is in the best interest of the City to amend the Directory of City Fees and Charges.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The City Council finds that this resolution is reasonable, necessary, and appropriate to offset and defray the drainage and road costs associated with new development, not for the purpose nor will the funds generated by it be used as revenue for the general expense of the City, and in the best interests of the public.

SECTION 2. Waiver of Fees. The City Council finds that in concurrently amending and adopting updated impact fees for roads and drainage in the Land Development Code, it is also necessary to avoid actions that will deter commercial development and therefore waives the application of the newly revised and adopted impact fees upon certain commercial uses and development as set forth in Exhibit A, to be universally applied throughout the City.

SECTION 3. Adoption. The Directory of City Fees and Charges is hereby amended and replaced in the form attached as Exhibit A.

SECTION 4. Repealer. Any and all other resolutions inconsistent herewith is hereby repealed or modified to the extent of such inconsistency.

SECTION 5. Effective Date. This resolution shall be effective on May 1, 2023.

RESOLVED AND PASSED THIS 6TH DAY OF MARCH 2023.

CITY OF COMMERCE CITY, COLORADO

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk