



## MEMORANDUM

P.O. Box 4100 ♦ FRISCO, COLORADO 80443

**TO: MAYOR AND TOWN COUNCIL**  
**FROM: JEFF GOBLE - PUBLIC WORKS DIRECTOR**  
**RE: RESOLUTION 21-03: EXTRATERRITORIAL WATER SERVICE REQUEST: LOT 153, BILL'S RANCH, 0072 GOLDFINCH LN. OWNER, CRAIG MANSFIELD**  
**DATE: JANUARY 26, 2021**

**Summary and Background:** Last winter we received a request (attach. 1) from Craig Mansfield to provide water to a small cabin on Goldfinch Ln. in Bill's Ranch (attach. 2). At the time, we had just begun managing the pandemic and this became a lower priority issue. Mr. Mansfield reached out once more in December to ask if we can get this before Council for discussion at this meeting.

**Analysis:** Process Analysis:

- According to section 171-6E (attach. 3) of the Town Code all extraterritorial water service requests must be made to the Council and it is the Councils' sole discretion to approve or deny the request.
- The Town Attorney has determined that this can be done by Resolution of the Council.
- Pursuant to section 14 of Ordinance 19-07 (attach. 4) all out of town taps will be charged 1-1/2 times the rate of in town taps. Should Council approve this service the tap fee would amount to \$8,250.00 (\$5,500x1.5).
- The nearest water main to tap into is on S.7<sup>th</sup> Ave which is over 300 feet away from the subject property. This distance would require a water main rather than a service line as the line would need to be 2 inches or larger to provide sufficient flow and pressure. Any costs associated with the engineering, design, permitting, construction, testing and approvals would be the responsibility of the property owner.

**Historical Perspective:**

- In the past Town Council has granted water service to areas outside of town limits such as; County Commons area (including the housing and hospital that are located on that parcel), Evergreen Subdivision, Summit Middle School and the Summit County Church of Christ.
- The granting of service to the above mentioned examples was done by recorded agreements and water rights were included in many of the agreements to offset the depletion of the Towns' historical rights.
- In the past 5 years there have been several requests for town water service from private property owners outside of town but once those requesting service had knowledge of the cost and effort needed to get water to their property, they withdrew their requests.

**Water Rights Analysis:**

- If Council was to grant this request, one "tap" on the water system would be dedicated to this property which equates to about one third of an acre-foot of water. This 1/3 of an

acre foot of Town water would forever be dedicated to this property, making unavailable for future need or use within the town limits. While this is small amount in comparison to the amount of acre-feet in the Town's portfolio, it will be a deduction in available water nonetheless.

**Financial Impact:** The Town will not incur any costs whichever way the Council decides on this issue.

Should the Council approve this request and the owner decides to proceed there will be staff time needed for design review, permitting, inspections and approvals.

Should the Council approve this request and the owner proceeds, the Water Enterprise Fund will realize revenue in the form of a tap fee paid and then quarterly billing revenue. The Town may also see some revenue through permitting and inspection fees.

**Alignment with Strategic Plan:** This agenda item relates to the Quality Core Services section of the Strategic Plan by providing dependable and safe drinking water to the community.

**Environmental Sustainability:** This section is not applicable to this agenda item.

**Staff Recommendation:** Staff recommends Council discuss this request and vote to approve the Resolution or deny the request.

**Attachments:**

Attachment 1: Property Owners request

Attachment 2: Location of subject property

Attachment 3: Excerpt of section 171-6E

Attachment 4: Excerpt of Ord. 19-07,14

Attachment 5: Resolution 21-03