

TOWN OF TIMNATH
ORDINANCE NO. 15 -2007

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO, ESTABLISHING AND IMPOSING GRADING PERMIT FEES BY AMENDING CHAPTER 4, SECTION 4.102 OF THE TIMNATH MUNICIPAL CODE

WHEREAS, the Town Council ("Council") of the Town of Timnath, Colorado ("Town") has previously adopted the 2006 Edition of the International Building Code ("IBC") in Chapter 18 of the Timnath Municipal Code ("Code"); and

WHEREAS, Section 108.2 of the IBC delegates the setting of permit fees to the Town for permits needed pursuant to the IBC; and

WHEREAS, the Council has previously adopted certain fees in Chapter 4, Section 4.102 of the Code; and

WHEREAS, the Council wishes to amend Section 4.102 of the Code to include grading permit fees.

THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO, ORDAINS:

Section 1. Chapter 4, Section 4.102 of the Timnath Municipal Code ("Code") titled "Fee Schedule" is hereby amended to include the following language:

Grading Permit Fees	
Pursuant to the adoption of the adoption of the 2006 International Building Code in Chapter 18 of this Code, the following grading permit fees shall apply.	
For the purposes of this Section, the term <i>grading</i> shall include, but not be limited to, any excavating or filling or combination thereof.	
Separate permits and fees shall apply to retaining walls or major drainage structures. There shall be no separate charge for standard terrace drains and similar facilities.	
Description	Fee
50 cubic yards (38.2 m ³) or less	\$23.50
51 to 100 cubic yards (40 m ³ to 76.5 m ³)	\$37.50
101 to 1,000 cubic yards (77.2m ³ to 764.6m ³)	\$37.00 for the first 100 cubic yards (76.5m ³) plus \$17.50 for each additional 100 cubic yards (76.5m ³) or fraction thereof
1,001 to 10,000 cubic yards (765.3m ³ to 7645.5m ³)	\$194.50 for the first 1,000 cubic yards (764.6m ³) plus \$66.00 for each additional 1,000 cubic yards (764.6m ³) or fraction thereof
10,001 to 100,000 cubic yards (7646.3m ³ to 76455 m ³)	\$325.00 for the first 10,000 cubic yards (7645.5m ³) plus \$66.00 for each additional 10,000 cubic yards (7645.5 m ³) or fraction thereof

RECEPTION#: 20080037147, 06/10/2008 at
 12:10:46 PM,
 1 OF 3, R \$16.00 TD Pgs: 0
 Scott Doyle, Larimer County, CO

✓
 Town of Timnath
 Town Clerk
 4800 Goodman Street
 Timanth, CO 80547

100,001 cubic yards (76456 m ³) or more	\$919.00 for the first 100,000 cubic yards (76455 m ³), plus \$36.50 for each additional 10,000 cubic yards (7645.5 m ³) or fraction thereof
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Section 2. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one or parts be declared unconstitutional or invalid.

Section 3. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this Ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.


Section 4. Effective Date. This Ordinance shall take effect upon adoption at second reading, as provided by Section 3.5.5 of the Charter.

INTRODUCED, MOVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON FIRST READING, SET FOR PUBLIC HEARING AND SECOND READING AT 7:00 P.M. ON October 3, 2007, AT THE TIMNATH ELEMENTARY SCHOOL, 3909 MAIN STREET, TIMNATH, COLORADO AND ORDERED PUBLISHED BY TITLE THIS 3rd DAY OF OCTOBER, 2007.

TOWN OF TIMNATH, COLORADO


 Donna Benson, Mayor


ATTEST:


 Linda N. Salas, Town Clerk

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MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING
FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON THE 17th
DAY OF Oct, 2007.

TOWN OF TIMNATH, COLORADO



Donna Benson, Mayor

ATTEST:



Linda N. Salas, Town Clerk

