



1 ~~c~~. If a fee payer requests an increase in rate class, voltage, phase, or panel amps,  
2 the ECIF shall be the difference between the ECIF amount associated with the  
3 existing panel and the ECIF for the new panel size. LPC shall not grant a credit or  
4 refund for a later request of decrease in rate class, voltage, phase, or panel amps.

5 ~~d~~e. After the timeframe specified in table 14.32.150, the director or designee shall  
6 adjust the fees annually in the same proportion as changes in construction costs,  
7 according to the Engineering News Record 20-City Construction Cost Index.

8 D. Payment of fees.

9 . . .

10 2. A fee payer for residential or nonresidential development within the municipal  
11 boundaries must pay the ECIF to the city at the time set in chapter 4.78 *or, if*  
12 *applicable, at the time specified in section 14.32.240.*

13 3. A fee payer for residential or nonresidential development ~~outside the~~  
14 ~~municipal boundaries~~ must pay the ECIF to the city with the payment request for  
15 the project before LPC will issue a work order release for the fee payer's  
16 development.

17 . . .

18 F. Refund of fees paid. The city shall *return the collected ECIF* ~~electric~~  
19 ~~community investment fees~~ *to the fee payer, provided the project has been*  
20 *canceled, construction has not been initiated, and the fee payer submits to the*  
21 *director a written request for a refund of the electric community investment fee.*  
22 ~~expend or appropriate each electric community investment fee it collects, with~~  
23 ~~accrued interest, no later than the end of the calendar quarter immediately~~

1 ~~following nine years from the date of payment or it shall return the fee, with~~  
2 ~~accrued interest, to the fee payer, provided the fee payer submits a written request~~  
3 ~~for a refund to the director within 180 days of the expiration of the nine year~~  
4 ~~period.~~

5 . . .

6 Section 3

7 The Council amends section 14.32.190. – Introduction of the Longmont Municipal Code,  
8 by adding italicized material and deleting stricken material, to read as follows:

9 Section 14.32.190 Introduction.

10 . . .

11 E. Liability.

12 . . .

13 6. The city shall not be liable for injury of persons, damage to property, monetary  
14 loss, or loss of business caused by accidents, acts of *nature*, ~~God~~, fires, floods,  
15 strikes, wars, authority or orders of government, interruption of its power supply,  
16 or any other causes and contingencies beyond its control.

17 . . .

18 Section 4

19 The Council amends section 14.32.195. – Establishment of service of the Longmont  
20 Municipal Code, by adding italicized material and deleting stricken material, to read as follows:

21 Section 14.32.195 Establishment of service.

22 Except as this chapter may otherwise provide, no person *or entity* other than the  
23 city shall furnish electric utility service within *Longmont Power &*



1 Section 6

2 The Council amends section 14.32.240. – Service modification policy Longmont  
3 Municipal Code, by adding italicized material and deleting stricken material, to read as follows:

4 Section 14.32.240 Service modification policy.

5 A. Residential service modifications.

6 . . .

7 d. ~~Payments shall be made as required to LPC.~~ *Payments of all fees pursuant to*  
8 *this section shall be made upon invoice by LPC or through the Building Services*  
9 *permitting process.*

10 . . .

11 B. Commercial/industrial service modifications.

12 . . .

13 d. ~~Payment shall be made as required to LPC.~~ *Payment of all fees pursuant to this*  
14 *section shall be made upon invoice by LPC or through the Building Services*  
15 *permitting process.*

16 . . .

17 Section 7

18 The Council amends section 4.78.020. – Fee collection at building permit or residential  
19 certificate of occupancy of the Longmont Municipal Code, by adding italicized material and  
20 deleting stricken material, to read as follows:

21 Section 4.78.020 Fee collection at building permit or residential certificate of  
22 occupancy.

1 The following fees for all new construction within the city, as defined in this  
2 Code, shall be paid at the time a building permit is issued, except that for  
3 residential construction they need not be paid until the time a permanent or  
4 temporary certificate of occupancy is issued:

- 5 A. The water system development fee;
- 6 B. The sewer system development fee;
- 7 C. The surcharge on water fees for payment of Windy Gap costs;
- 8 D. The electrical community investment fee, *unless previously paid to LPC*  
9 *pursuant to section 14.32.240;*

10 . . .

11 Section 8

12 To the extent only that they conflict with this ordinance, the Council repeals any  
13 conflicting ordinances or parts of ordinances. The provisions of this ordinance are severable, and  
14 invalidity of any part shall not affect the validity or effectiveness of the rest of this ordinance.

15 Introduced this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

17 Passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

18  
19  
20  
21 \_\_\_\_\_  
22 MAYOR

25 ATTEST:  
26  
27  
28 \_\_\_\_\_  
29 CITY CLERK

1 NOTICE: THE COUNCIL WILL HOLD A PUBLIC HEARING ON THIS ORDINANCE AT  
2 7:00 P.M. ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024, AT THE  
3 LONGMONT CITY COUNCIL MEETING.  
4

5  
6  
7  
8  
9

APPROVED AS TO FORM:

10 \_\_\_\_\_ DATE \_\_\_\_\_  
11 DEPUTY CITY ATTORNEY

12  
13

14 \_\_\_\_\_ DATE \_\_\_\_\_  
15 PROOFREAD

16  
17

APPROVED AS TO FORM AND SUBSTANCE:

18  
19  
20

21 \_\_\_\_\_ DATE \_\_\_\_\_  
22 ORIGINATING DEPARTMENT

23

CA File: 24-003061