

**RESOLUTION #R-123-2023**

**A RESOLUTION APPROVING THE ANNUAL ADJUSTMENT TO THE  
CAPITAL EXPANSION FEES FOR 2024 OTHER THAN THE STREET  
CAPITAL FEE AND EMERGENCY SERVICES IMPACT FEE  
PURSUANT TO LOVELAND MUNICIPAL CODE SECTION 18.16.04.02**

**WHEREAS**, pursuant to Section 18.16.04.02 of the Loveland Municipal Code (the “City Code”), capital expansion fees (“CEFs”) are imposed on development within the City to provide a source of funding for new and expanded capital facilities associated with growth; and

**WHEREAS**, CEFs are intended to be adjusted annually effective January 1 of each year based on the percentage change in specified indices pursuant to City Code Section 18.16.04.02 F.1.a.; and

**WHEREAS**, in December 2019 City Council, pursuant to Ordinance No. 6362, adjusted the CEFs other than the Street Capital Fee and Fire-Rescue Fee now referred to as the Emergency Services Impact Fee to more accurately reflect the costs of funding new and expanded capital facilities associated with growth; and

**WHEREAS**, in October 2020, and October 2023, City Council pursuant to Resolutions #R-100-2020 and #R-79-2022 adjusted the CEFs for Fiscal Year 2021 and 2023, respectively, other than the Street Capital Fee and the Emergency Services Impact Fee to more accurately reflect such costs associated with growth; and

**WHEREAS**, the Emergency Services Impact Fee is set by the Loveland Fire Rescue Authority (“LFRA”) pursuant to that certain Intergovernmental Agreement for the Assessment, Collection, and Remittance of Emergency Services Impact Fee (the “IGA”) adopted by Resolution #R-116-2017; and

**WHEREAS**, City Council desires to adjust the CEFs other than the Street Capital Fee and the Emergency Services Impact Fee to more accurately reflect the costs of funding new and expanded capital facilities associated with growth.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:**

**Section 1.** That CEFs other than the Street Capital Fee and the Emergency Services Impact Fee shall be adjusted as set forth in **Exhibit “A”** attached hereto and incorporated by reference (the “2024 CEF Rates”) to reflect the percentage change in the construction cost index for the Denver area as set forth in the preceding year’s September issue of the Engineering News-Record published by McGraw Hill Companies pursuant to City Code Section 18.16.04.02 F.1.a.

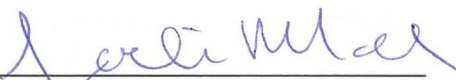
**Section 2.** That City Council finds that the adjustment of CEFs for 2024 as set forth in the 2024 CEF Rates will help ensure that new growth pays for itself in relation to capital facilities that

must be expanded or built to maintain the current level of services provided by the City to its residents.

**Section 3.** That for 2024 the Street Capital Fee shall remain as set forth in Resolution #R-125-2019 and the Emergency Services Impact Fee shall be determined by the LFRA pursuant to the IGA.

**Section 4.** That this Resolution shall be effective as of the date and time of its adoption.

ADOPTED this 3rd day of October, 2023.

  
\_\_\_\_\_  
Jacki Marsh, Mayor

ATTEST:

\_\_\_\_\_  
Delynn Coldiron, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Moses Garcia, City Attorney

A RESOLUTION APPROVING THE ANNUAL ADJUSTMENT TO THE CAPITAL EXPANSION FEES FOR 2024 OTHER THAN THE STREET CAPITAL FEE AND EMERGENCY SERVICES IMPACT FEE PURSUANT TO LOVELAND MUNICIPAL CODE SECTION 18.16.04.02

**EXHIBIT A  
2024 CEF RATES**

<b>Residential Single Family</b> per unit of housing	<b>2023 Current Fees</b>	<b>2024 Fees</b>	<b>Difference</b>
Law Enforcement	\$ 1,104.00	\$ 1,190.00	\$ 86.00
General Government	1,370.00	1,476.00	106.00
Library	913.00	984.00	71.00
Cultural Services	762.00	821.00	59.00
Parks	4,529.00	4,881.00	352.00
Recreation	1,987.00	2,141.00	154.00
Trails	666.00	718.00	52.00
Open Lands	<u>1,117.00</u>	<u>1,204.00</u>	<u>87.00</u>
<b>Total Fees per housing unit</b>	<b>\$ 12,448.00</b>	<b>\$ 13,415.00</b>	<b>\$ 967.00</b>

<b>Residential Multi-family</b> per unit of housing	<b>2023 Current Fees</b>	<b>2024 Fees</b>	<b>Difference</b>
Law Enforcement	\$ 769.00	\$ 829.00	\$ 60.00
General Government	953.00	1,027.00	74.00
Library	634.00	683.00	49.00
Cultural Services	530.00	571.00	41.00
Parks	3,100.00	3,341.00	241.00
Recreation	1,380.00	1,487.00	107.00
Trails	464.00	500.00	36.00
Open Lands	<u>777.00</u>	<u>837.00</u>	<u>60.00</u>
<b>Total Fees per housing unit</b>	<b>\$ 8,607.00</b>	<b>\$ 9,275.00</b>	<b>\$ 668.00</b>

<b>Commercial</b> per square foot	<b>2023 Current Fees</b>	<b>2024 Fees</b>	<b>Difference</b>
Law Enforcement	\$ 0.4891	\$ 0.5271	\$ 0.0380
General Government	<u>0.5267</u>	<u>0.5676</u>	<u>0.0409</u>
<b>Total Fees per square foot</b>	<b>\$ 1.0158</b>	<b>\$ 1.0947</b>	<b>\$ 0.0789</b>

<b>Industrial</b> per square foot	<b>2023 Current Fees</b>	<b>2024 Fees</b>	<b>Difference</b>
Law Enforcement	\$ 0.0627	\$ 0.0676	\$ 0.0049
General Government	<u>0.0752</u>	<u>0.0811</u>	<u>0.0058</u>
<b>Total Fees per square foot</b>	<b>\$ 0.1379</b>	<b>\$ 0.1486</b>	<b>\$ 0.0107</b>

\* The ENR CCI shows a 7.763% increase in construction costs in the Denver area from September 2022 to September 2023.

