

RESOLUTIONS OF THE CITY OF HELENA, MONTANA

RESOLUTION NO. 20488

A RESOLUTION ESTABLISHING FEES FOR EQUIPMENT PURCHASES FROM AND SERVICES PERFORMED BY THE UTILITY MAINTENANCE DIVISION, A MONTHLY CURBSIDE RECYCLING CHARGE, DAMAGE DEPOSITS FOR PERMITS TO CONSUME ALCOHOL ON PUBLIC PLACES, AND ENCROACHMENT PERMIT AGREEMENTS AND REPEALING RESOLUTION NOS. 20359, 20360, and 20397

WHEREAS, the City Commission passed Resolution No. 20003 on June 10, 2013, which re-established various fees previously charged by the City of Helena;

WHEREAS, Resolution No. 20003 included fees previously set by ordinance that are also covered in other resolutions; and

WHEREAS, the City Commission passed Resolution No. 20305 on September 12, 2016, which amended Resolution No. 20003;

WHEREAS, the City Commission passed Resolution No. 20397 on August 21, 2017, which reestablished various fees charged by the city and which repealed Resolution Nos. 20003 and 20305;

WHEREAS, Resolution Nos. 20359 and 20360, passed on July 24, 2017, established water and wastewater service charges for equipment purchases and various services performed by the Utility Maintenance Division;

WHEREAS, section 4-2-11 of Helena City Code was amended on January 22, 2018, and previously required the payment of a \$50.00 damage deposit for a permit to consume alcohol in public places;

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WHEREAS, the City contracts with Helena Recycling for curbside recycling pickup and places the subscriber cost for such service on the property owner's monthly water and wastewater utility;

WHEREAS, the City desires to subsidize a portion of the subscriber charge by Helena Recycling;

WHEREAS, section 7-13-3, Helena City Code, provides for the granting of encroachment permits for objects or fixtures placed upon the right of way;

WHEREAS, the Public Works and City Attorney's Office processes approximately twenty (20) applications for encroachment permits each year;

WHEREAS, it appears to be in the best interests of the City of Helena, Montana, and the inhabitants thereof, that the above mentioned fees and charges be established in a consolidated fee resolution; and

WHEREAS, a public hearing was held by the Commission on August 27, 2018, in the City Commission Chambers, 316 North Park Avenue, in Helena, Montana.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF HELENA,

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MONTANA:

Section 1. The City of Helena hereby re-establishes fees and charges for water and wastewater equipment purchases from and services performed by the Utility Maintenance Division; and establishes a monthly curbside recycling charge, a damage deposit for permits to consume alcohol on public places in the city, and a charge for the review and processing of encroachment permit agreements, as shown on Exhibit "A" attached hereto.

Section 2. Resolution Nos. 20359, 20360 and 20397 are hereby repealed.

PASSED AND EFFECTIVE BY THE COMMISSION OF THE CITY OF HELENA, MONTANA, THIS 27th DAY OF AUGUST, 2018.

/S/ WILMOT J. COLLINS
MAYOR

ATTEST:

/S/ DEBBIE HAVENS
CLERK OF THE COMMISSION

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Establishing Fees and Charges Previously Set by Ordinance

City Code References	Dept. Ref.	Fee
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Department References:

Administrative Services	ASD
City Attorney	Atty
Community Development	CD
Community Facilities	CF
Municipal Court	court
Fire	Fire
Park & Recreation	P&R
Police	Pol
Public Works	PW
Engineering	Eng
Helena Parking Commission	HPC

Title 1 General Provisions

Chapter 1-5	Taxation and Revenue					
	Special Assessment Split Application	1-5-10 (C)	Eng	\$	50.00	base fee
	Over 5 parcels in proposed split	1-5-10 (C)	Eng	\$	5.00	additional per parcel over 5

Title 2 Boards, Departments and Officers

Chapter 2-8	Municipal Court					
	Posting Bond	2-8-6 (A)	court	\$	5.00	in addition to the regular bond
	Court Fee	2-8-6 (B)	court	\$	20.00	in addition to regular fine and surcharges
	Civil Cases	2-8-7				
	Complaint Filing	2-8-7 (A)	court		as provided by law	City Code Section Deleted
	Defendant Appearance	2-8-7 (B)	court		as provided by law	City Code Section Deleted
	Prevailing Party	2-8-7 (C)	court		as provided by law	City Code Section Deleted
	Judgment by Confession Services	2-8-7 (D)	court		as provided by law	City Code Section Deleted
	Filing Notice of Appeal and Transcript	2-8-7 (E)	court		as provided by law	City Code Section Deleted
	Additional Surcharges	2-8-7 (F)	court		as provided by law	City Code Section Deleted

Title 3 Building Regulations

Chapter 3-6	Moving of Buildings					
	Moving of Buildings Application	3-6-2	CD	\$	25.00	
Chapter 3-14	Flood Plain Regulations					
	Flood Plain Permit Application	3-14-4-5	CD	\$	25.00	

Title 4 Business Regulations

Chapter 4-1	General Licenses					
	Billiard, Pool or Bagatelle	4-1-9	ASD			<i>no license required for exclusive family use</i>
	Billiard, Pool or Bagatelle License	4-1-9 (A)	ASD	\$	50.00	per year
	Auctioneer 72 hour License	4-1-9 (B)	ASD	\$	15.00	
	Auctioneer Annual License	4-1-9 (B)	ASD	\$	45.00	
	Denial of Business License Minimum	4-1-16-10	ASD	\$	20.00	or the license fee, whichever is less
	License Late Renewal Penalty	4-1-16-16	ASD			<i>equal to the fee in City Code 4-1-16-10</i>
	Additional License Late Renewal Penalty	4-1-16-16	ASD		2.00%	of the license fee per month
	Home Occupation	4-1-16-20	ASD	\$	10.00	
	Business License 1 - 4 FTEs	4-1-16-20	ASD	\$	25.00	Annually
	Business License 5 - 10 FTEs	4-1-16-20	ASD	\$	50.00	Annually
	Business License 11 - 20 FTEs	4-1-16-20	ASD	\$	100.00	Annually
	Business License 21 - 40 FTEs	4-1-16-20	ASD	\$	200.00	Annually
	Business License 41 or more FTEs	4-1-16-20	ASD	\$	400.00	Annually

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Establishing Fees and Charges Previously Set by Ordinance

		City Code References	Dept. Ref.	Fee		
Chapter 4-2	Liquor, Beer and Wine Regulations					
	All Beverage License	4-2-2	ASD	5/8	of the State All Beverage License fee	
	Beer or Beer & Wine License	4-2-2	ASD	100%	of the State Beer or Beer & Wine License	
	Brewer License - less than 60,000 barrels/year	4-2-2	ASD	\$ 200.00		
	License Transfer Fee	4-2-2	ASD	\$ 10.00		
	Damage Deposit for Open Container Permits	4-2-11	ASD	\$ 50.00	per application	
	Temporary Permit - Alcoholic Beverage	4-2-13	ASD	5/8	of the corresponding State All Beverage License fee	
	Special Beer and Table Wine Permit	4-2-14 (B)	ASD	100%	of the State Beer or Beer & Table Wine License fee	
Chapter 4-3	Pawnbrokers, Junk Dealers and Secondhand Dealers					
	Pawnbrokers Application Fee	4-3-2(A)	ASD	\$ 100.00	initial application fee	Before July 1
	Pawnbrokers Application Fee	4-3-2(A)	ASD	\$ 50.00	initial application fee	After July 1
	Pawnbrokers Annual License	4-3-2(A)	ASD	\$ 100.00	per year	
	Secondhand and Junk Dealer Application Fee	4-3-2(B)	ASD	\$ 75.00	initial application fee	
	Secondhand and Junk Dealer Annual License	4-3-2(B)	ASD	\$ 75.00	per year	
Chapter 4-4	Peddlers and Solicitors					
	Peddler License - Immediate Delivery	4-4-3(A)	ASD	\$ 25.00	per two (2) week period	
	Peddler License - Delayed Delivery	4-4-3(B)	ASD	\$ 50.00	per two (2) week period	
Chapter 4-5	Sound Trucks and Amplifiers					
	Noncommercial Use of Sound Trucks Registration	4-5-2	ASD	\$ 15.00		
Chapter 4-6	Commercial Parking Lots					
	Commercial Parking Lot Quarterly License	4-6-3	ASD	\$ 0.50	per parking stall or space per month	
Chapter 4-9	Business Sales					
	Going Out of Business Sale License	4-9-4 (B)	ASD	\$ 10.00	Application Fee	
	Going Out of Business Sale License Renewal	4-9-4 (B)	ASD	\$ -	for each renewal	
	Relocation of Business Sale License	4-9-4 (B)	ASD	\$ 10.00	Application Fee	
	Relocation of Business Sale License Renewal	4-9-4 (B)	ASD	\$ -	for each renewal	
	Fire and Other Altered Stock Sale License	4-9-4 (B)	ASD	\$ 10.00	Application Fee	
	Fire and Other Altered Stock Sale License Renewal	4-9-4 (B)	ASD	\$ -	for each renewal	
Chapter 4-10	Coin Operated Amusements					
	Coin Operated Amusement Game or Machine License	4-10-2	ASD	\$ 50.00	per machine	
Title 5	Police Regulations					
Chapter 5-2	Animal Control					
	Dog License - Male Altered to be Infertile	5-2-3 (A)	ASD	\$ 15.00	each per year	
	Dog License - Spayed Female over the age of 6 months	5-2-3 (A)	ASD	\$ 15.00	each per year	
	Dog License - Unspayed Female over the age of 6 months	5-2-3 (A)	ASD	\$ 25.00	each per year	
	Dog License - Male Not Altered to be Infertile	5-2-3 (A)	ASD	\$ 25.00	each per year	
	Kennel License	5-2-6	ASD	\$ 50.00	per year or any part thereof	
	Dog or Kennel License Late Fee (after March 1st)	5-2-3 (A)	ASD	\$ 1.00		
	Duplicate Dog Tag Fee	5-2-3 (B)	ASD	\$ 0.25		
	Animal Impoundment Fee	5-2-20	ASD	\$ 25.00		
	Animal Shelter Daily Fee				determined by the L&C County Humane Society	
	Animal License Transfer Fee	5-2-32	ASD	\$ 1.00		
	Dangerous Dog Registration Fee	5-2-34 (B4)	ASD	\$ 25.00	each	
Chapter 5-3	Apiary License	5-3-7 (B)	ASD	\$ 15.00		

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Chapter 5-11	Alarm Monitoring Services					
	Alarm Monitoring Service Permit Application Fee	5-11-7 (F.)	ASD	\$	50.00	nonrefundable
	Alarm Monitoring Service Permit Renewal Fee	5-11-7 (F.)	ASD	\$	50.00	
	Alarm Monitoring Service Fee - Private Residence	5-11-7 (F.)	ASD	\$	70.00	per year
	Alarm Monitoring Service Fee - Other than Private Residence	5-11-7 (F.)	ASD	\$	100.00	per year
	False Alarm Service 1	5-11-20	ASD	\$	-	1st False Alarm per year
	False Alarm Service 2		ASD	\$	20.00	2nd False Alarm per year
	False Alarm Service 3		ASD	\$	30.00	3rd False Alarm per year
	False Alarm Service 4		ASD	\$	40.00	4th False Alarm per year
	False Alarm Service 5 and all subsequent		ASD	\$	50.00	5th and all subsequent False Alarms per year
Chapter 5-12	Covered Load Regulations					
	Uncovered Solid Waste Load Charge	5-12-5	PW	\$	10.00	per load

Title 6 Public Utilities

Resolution	Transfer Station - Recycling Fee					
	Curbside Pickup Fee		PW	\$	8.00	per month

Chapter 6-2	Water Regulations							
	Sewer Mains - Tapping Fee	6-2-4 (A)	PW	\$	10.00			
	Water System Development Fee (SDF)					<table border="1"><tr><th>capacity units</th><th>charge /unit</th></tr></table>	capacity units	charge /unit
capacity units	charge /unit							
	SDF 3/4 inch or smaller water meter	6-2-9 (A)	PW	\$	483.75	1.50 \$ 322.50		
	SDF 1 inch water meter	6-2-9 (A)	PW	\$	806.25	2.50 \$ 322.50		
	SDF 1 1/2 inch water meter	6-2-9 (A)	PW	\$	1,612.50	5.00 \$ 322.50		
	SDF 2 inch water meter	6-2-9 (A)	PW	\$	2,580.00	8.00 \$ 322.50		
	SDF 3 inch water meter	6-2-9 (A)	PW	\$	4,837.50	15.00 \$ 322.50		
	SDF 4 inch water meter	6-2-9 (A)	PW	\$	8,062.50	25.00 \$ 322.50		
	SDF 6 inch water meter	6-2-9 (A)	PW	\$	16,125.00	50.00 \$ 322.50		
	SDF 8 inch water meter	6-2-9 (A)	PW	\$	29,025.00	90.00 \$ 322.50		

Fireline Fees

4" and smaller	6-2-9 (C)	PW	\$	182.00
6"	6-2-9 (C)	PW	\$	293.00
8"	6-2-9 (C)	PW	\$	513.00

Positive Displacement Disc Meters:

3/4" T-10 Complete	6-2-5 (B)(2)	PW	\$	270.00
3/4" T-10 Complete PIT	6-2-5 (B)(2)	PW	\$	312.00
1" T-10 Complete	6-2-5 (B)(2)	PW	\$	350.00
1" T-10 Complete PIT	6-2-5 (B)(2)	PW	\$	394.00
1 1/2" T-10	6-2-5 (B)(2)	PW	\$	635.00
1 1/2" T-10 PIT	6-2-5 (B)(2)	PW	\$	670.00
2" T-10	6-2-5 (B)(2)	PW	\$	770.00
2" T-10 PIT	6-2-5 (B)(2)	PW	\$	800.00

Compound Meters:

2" Tru/Flo	6-2-5 (B)(2)	PW	\$	2,235.00
3" Tru/Flo	6-2-5 (B)(2)	PW	\$	3,236.00
4" Tru/Flo	6-2-5 (B)(2)	PW	\$	4,161.00
6" Tru/Flo	6-2-5 (B)(2)	PW	\$	7,085.00

High Performance Turbine Meter:

1 1/2" HP Turbine	6-2-5 (B)(2)	PW	\$	1,170.00
2" HP Turbine	6-2-5 (B)(2)	PW	\$	1,336.00
3" HP Turbine	6-2-5 (B)(2)	PW	\$	1,977.00
4" HP Turbine	6-2-5 (B)(2)	PW	\$	2,582.00
6" HP Turbine	6-2-5 (B)(2)	PW	\$	4,707.00
8" HP Turbine	6-2-5 (B)(2)	PW	\$	7,145.00
12" HP Turbine	6-2-5 (B)(2)	PW	\$	11,165.00

Curb Box Turn Ons / Turn Offs:

Delinquent - Water Turn-off		PW	\$	75.00
Delinquent - Water Turn-on		PW	\$	50.00
User Request - Water Turn-off		PW	\$	50.00
User Request - Water Turn-on	6-2-5	PW	\$	25.00

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Water Hourly Rates:

Water Supervisor	PW	\$ 43.25
Utility Maintenance Worker	PW	\$ 36.00
Backhoe	PW	\$ 79.00
Pickup/Utility Truck	PW	\$ 26.00
Compressor	PW	\$ 20.00
Dump Truck	PW	\$ 67.00

Water Tapping Fee:

3/4 to 1 inch (includes corps)	6-2-4	PW	\$ 242.00
1.5 inch	6-2-4	PW	\$ 206.00
2 inch	6-2-4	PW	\$ 221.00
4 inch	6-2-4	PW	\$ 254.00
6 inch	6-2-4	PW	\$ 296.00
8 inch	6-2-4	PW	\$ 331.00
10 inch	6-2-4	PW	\$ 396.00
12 inch	6-2-4	PW	\$ 475.00
14 inch and up (market - minimum)	6-2-4	PW	\$ 550.00

Water Station Card	PW	\$ 10.00
Fire Hydrant Meter Charge	PW	\$ 25.00
Freezing Machine Service Charge	PW	\$ 75.00

Chapter 6-3 Wastewater Regulations

Wastewater System Development Fee (SDF)				capacity units	charge /unit
SDF	3/4 inch or smaller water meter	6-3-7 (A)	PW	\$ 750.00	1.00 \$ 750.00
SDF	1 inch water meter	6-3-7 (A)	PW	\$ 1,252.50	1.67 \$ 750.00
SDF	1 1/2 inch water meter	6-3-7 (A)	PW	\$ 2,497.50	3.33 \$ 750.00
SDF	2 inch water meter	6-3-7 (A)	PW	\$ 3,997.50	5.33 \$ 750.00
SDF	3 inch water meter	6-3-7 (A)	PW	\$ 8,002.50	10.67 \$ 750.00
SDF	4 inch water meter	6-3-7 (A)	PW	\$ 12,502.50	16.67 \$ 750.00
SDF	6 inch water meter	6-3-7 (A)	PW	\$ 24,997.50	33.33 \$ 750.00
SDF	8 inch water meter	6-3-7 (A)	PW	\$ 39,997.50	53.33 \$ 750.00

Septic Dumping Fees	6-3-5 (C)	PW	\$ 80.00 per 1,000 gallons
Industrial Pretreatment Application Fee	6-4-14 (F)	PW	\$ 75.00 each
Industrial Pretreatment Permit Fee	6-4-14 (F)	PW	\$ 75.00 each
TV-ING Sewer Lines	6-3-3	PW	\$ 1.20 per foot
Jetting Sewer Lines	6-3-3	PW	\$ 180.00 per hour
Vac Sewer Lines	6-3-3	PW	\$ 180.00 per hour

Title 7 Public Ways and Property

Chapter 7-1	Streets				
	Street Closure or Vacation Application Fee	7-1-7	PW	\$ 250.00	
Chapter 7-2	Excavations				
	Street & Alley Opening Application Fee	7-2-5	PW	\$ 70.00	
	Street & Alley Opening Permit (Private Service Lines)	7-2-5	PW	\$ 295.00	
	Street & Alley Opening Permit (Private Utilities)	7-2-5	PW	\$2.00	per square foot
Chapter 7-5	Construction of Curb Cuts and Driveways				
	Alley and/or Drive Approach Inspection Testing	7-5-5	PW	\$ 30.00	for up to Two (2)
	Alley and/or Drive Approach Inspection Testing	7-5-5	PW	\$ 15.00	per extra approach
Chapter 7-8	Snow and Ice Removal From Sidewalks				
	Snow Removal Fee	7-8-1 (E)	PW	\$0.18	per square foot of sidewalk cleared
	Penalty	7-8-1 (E)	PW	\$50 or 30%	of billed costs, whichever is greater
Chapter 7-13	Encroachment Permits	7-13-3 (B)	PW	\$200	per permit

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Title 8 Traffic Regulations

Resolution	Police Services Extra Work for Special Events	by resolution	Pol	\$	60.00	per hour
Chapter 8-8	Traffic Regulations Bicycle License Bicycle License Transfer	8-8-601	ASD	\$	1.00	
Chapter 8-14	Parking, Special Use Facilities and Permits Loading or Unloading by Backing Permit On Street Commercial Loading Zone Permit Bus and Taxicab Zone Permit Privately Owned Parking Annual Enforcement Fee	8-14-2 8-14-5 8-14-6 8-14-11	HPC HPC HPC HPC	\$ \$ \$ \$	5.00 43.00 60.00 1.50	per year per year per year per space per parking stall per month
Chapter 8-21	Impoundment, Towing or Immobilization of Vehicles Vehicle Storage on City Property Charge Vehicle Impoundment Notice Charge Vehicle Immobilization	8-21-1 (A) 8-21-1 (B) 8-21-3 (B)	Pol Pol HPC	\$ \$ \$	15.00 5.00 50.00	per day