

- A. Sanitary Sewer: connection fee, sewer availability charge, trunk fee, and sewer connection inspection fee.
- B. Water fees: water availability charge, water main connection fee, water trunk fee, water connection inspection fee and water meter fee.
- C. Electric service fees: electric service line fee, electric service territorial fee and electric capital recovery fee.

(All such sewer, water and electrical fees are hereafter referred to as the “Utility Fees.”)

**Subd. 2. Assessment Procedure.** The City will consider assessing the Utility Fees for payment over a period of time not to exceed 10 years, but only where the City receives, prior to Council consideration of an assessment resolution, a petition and assessment agreement, signed by all owners of the property to be assessed, which contains the following:

- A. A request by all such property owners for the City to assess the Utility Fees.
- B. Identification of the amount of all Utility Fees to be assessed.
- C. A waiver by all such property owners of all procedural and substantive rights afforded them by Minnesota Statute chapter 429 or otherwise, including but not limited to a waiver of any rights (i) to require the City to conduct a feasibility study, (ii) to receive notice of any kind, (iii) to require the City to conduct a public hearing, and (iv) to object to the assessment amount.
- D. A waiver of any rights to appeal or contest the assessment.
- E. Approval from the Commission.

Upon receipt of the appropriate petition and assessment agreement, the City of Delano may assess such property for the Utility Fees by Council resolution and certify such amount to the Wright County Auditor.

**Subd. 3. Authority to Assess by Other Means.** Nothing in this Section 614.01 shall prevent the City from collecting or assessing the Utility Fees in any other manner authorized by law.

## **SECTION 615.01 WATER DEFICIENCY AND SHUTOFF; DISCLAIMER.**

The City and Commission are not liable for any deficiency or failure in the supply of water to customers whether occasioned by shutting the water off for the purpose of making repairs or connections or by any other cause whatsoever. In case of fire, or alarm of fire, water may be shutoff to ensure a supply for firefighting. In making repairs or construction of new work, water may be shutoff at any time and kept off so long as may be necessary.