RESOLUTION NO. 15 FOR 2008

A RESOLUTION SETTING RATES AND FEES FOR STORMWATER DRAINAGE UTILITY SERVICES.

WHEREAS, the City of Sweet Home provides a valuable public service by providing Stormwater Drainage facilities for the collection and disposal of Stormwater discharged from properties and public right-of-ways within the City; and

WHEREAS, the utility exists for the benefit of any person within the City who wants to have the public Stormwater Drainage facilities available for the diversion, collection and/or disposal of Stormwater Drainage and other runoff water from the person's property and represents a municipal service in a developed urban environment which is essential to the public health, safety and welfare; and

WHEREAS, Persons who use the public Stormwater Drainage facilities need the appropriate charges and/or fees that reflect the cost of the management, maintenance, extension and construction of the public Stormwater Drainage facility as a public utility in the City; and

WHEREAS, the Sweet Home City Council has provided that Stormwater Drainage Utility Fees shall be established by resolution in accordance with Ordinance No. 1196; and

WHEREAS, the City Council shall annually review Stormwater Drainage Utility fees in conjunction with the Water and Wastewater Sewer User Rates before May of each year.

NOW, THEREFORE, BE IT RESOLVED BY THE SWEET HOME CITY COUNCIL that effective July 1, 2008, the Stormwater drainage utility fees shall be as follows:

Section 1 The fees for Stormwater drainage utility to be charged for each billing period are as follows:

Equivalent Dwelling Unit (EDU): The amount of impervious surface that shall constitute One (1) EDU is 3,200 square feet, Two (2) EDU's equal 6,400 square feet, Three (3) EDU's equal 9,600 square feet, etc.

Each single-family "Residential" property shall equal One (1) EDU regardless of actual amount of impervious surface.

All properties other than single-family "Residential", (i.e. multi family properties such as duplex and/or tri-plex, commercial properties, industrial properties, schools, government, etc.) shall be assigned EDU's equal to the actual amount of impervious surface with a minimum of 3,200 square feet. Impervious surfaces shall be calculated in increments of no less than 100 square feet.

Customer Charge: The monthly base charge per EDU for the cost of draining rights-of-way and providing other common surface water programs shall be $0.20 per EDU.

Commodity Charge: The monthly charge per each EDU of impervious surface that drains directly or indirectly to public infrastructure shall be $0.80 per EDU.

Charges for properties Outside the City Limits: Monthly charges as described above shall be computed at 1.5 times the rates as stated above for properties outside the City limits that are served with City water and/or wastewater sewer service.

Section 2 Miscellaneous Stormwater Drainage Utility fees to be established as follows:

A) Interest Rate: 1 ½% outstanding delinquent account balance including all interest, service charge, or other relevant fee/charges.

B) Refunds will not be made for amounts less than $10.00

It has been determined that these rates and fees are classified as not being subject to Oregon Constitution, Article XI, Section 11b limitations.

This resolution supersedes any/all prior resolutions on Stormwater drainage utility fees, if applicable.

PASSED by the Council and approved by the Mayor this 24th day of June, 2008.

Craig Stanton

Mayor

ATTEST:

City Manager - Ex Officio City Recorder

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