

RESOLUTION NO. _____

A RESOLUTION AMENDING RESOLUTION NO. 2012-031 BY ADDING A NEW SUBSECTION TO CHAPTER 106 - UTILITIES FOR THE STORMWATER USER'S FEE RATES; ESTABLISHING THE SINGLE FAMILY UNIT SIZE; SETTING THE BASE RATE STORMWATER USER'S FEES; ESTABLISHING THE METHOD OF CALCULATING STORMWATER USER'S FEES AND RATES FROM THE SINGLE FAMILY UNIT; ESTABLISHING SINGLE-FAMILY UNIT TIERS AND RATES; AND SETTING THE EFFECTIVE DATE FOR BILLING SUCH FEES

WHEREAS, the board of mayor and alderman has established a stormwater utility that includes a stormwater utility fund known as the Kingsport Stormwater Management Fund; and

WHEREAS, the board sets the rates and charges for such fund by resolution; and

WHEREAS, the single-family unit (SFU) is the average square footage of the impervious surface area for a single-family residential property in the city; and

WHEREAS, the stormwater user's fee rate the user will be charged is determined by reference to the SFU, and

WHEREAS, the city manager has recommended the rates as set forth herein derived from the recommendation of the city's stormwater advisory committee and city staff; and

WHEREAS, the board of mayor and aldermen has evaluated the recommendations and has determined that the fees and charges set forth herein are reasonably necessary to provide funding for the stormwater utility and to protect the public health and safety of the citizens; and

WHEREAS, it is now deemed advisable to amend Resolution No. 2012-031 to establish stormwater user's fee rates as part of Chapter 106 – Utilities.

Now therefore,

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION I. That Resolution No. 2012-031 is amended by adding the following stormwater user's fee to Chapter 106-Utilities:

M. Stormwater User's Fee Rates

The the terms used in this subsection M shall have the same meaning ascribed to such terms in Ordinance No. ____.

The single-family unit (SFU) is hereby established as 3,794 square feet of impervious surface area.

The rate for the stormwater user's fee rate for single-family residential property is as set forth in the chart below.

The base rate for the stormwater user's fee for non-single family residential property and other developed property is \$3.50 per month for each SFU or portion of a SFU on the property. For such property the stormwater user's fee is determined by dividing the total impervious surface area of the property by the SFU rounded to the nearest tenth.

The stormwater user's fee rate for single-family residential property, non-single family residential property, and other developed property is shown as follows:

Description	Fee
Rate - Single Family Residential Property	
<u>Tier (square foot)</u> 0 to 1,912 1,913 to 6,269 6,270 and beyond	70% of base rate or \$2.80 per month 100% of base rate or \$3.50 per month 140% of base rate or \$4.90 per month
Rate - Non-Single Family Residential Property	
Charge Per Each Dwelling Unit	60% of base rate or \$2.10 per month per dwelling unit
Rate - Other Developed Property	
The number of SFU's rounded to the nearest tenth, provided, that in no event shall the minimum value be less than one SFU, unless otherwise designated	\$3.50 per SFU per month

The stormwater user's fee shall be implemented to the stormwater utility users effective February 1, 2012. The fee will become due at the end of the month in which it is charged, and it will be payable in the following month.

SECTION II. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 6th day of December, 2011.

 DENNIS R. PHILLIPS, MAYOR

ATTEST:

 JAMES H. DEMMING, CITY RECORDER

APPROVED AS TO FORM:

 J. MICHAEL BILLINGSLEY, CITY ATTORNEY