

ORDINANCE NO. 2022- _____

AN ORDINANCE OF THE SOUTH SALT LAKE CITY COUNCIL AMENDING SECTION 3.11.100 OF THE SOUTH SALT LAKE CITY MUNICIPAL CODE TO MODIFY FEES IN SOUTH SALT LAKE CITY TO CREATE A STORMWATER MAINTENANCE FEE.

WHEREAS, the South Salt Lake City Council (the “City Council”) is authorized to enact and amend ordinances establishing regulations related to the health, safety, and welfare of the residents of the City of South Salt Lake (the “City”); and

WHEREAS, the City Council finds that, after a study of environmental issues in the City, effective stormwater management is a matter of serious public concern; and

WHEREAS, the City Council finds that additional funds are necessary for the City to manage stormwater in a safe and environmentally sound manner; and

WHEREAS, the City Council finds that, upon a fee study conducted by a qualified engineering consultant, other municipalities around the City charge between \$10.26 per month and \$6.00 per month, per equivalent residential unit, to fund the operation and maintenance of a storm drainage system as well as needed capital improvement projects associated with the storm drainage; and

WHEREAS, the City Council finds that a fee of \$6 per month per equivalent residential unit is sufficient to cover the costs of managing stormwater effectively and safely in the City; and

WHEREAS, the City Council hereby determines that amending section 3.11.100 of the South Salt Lake Municipal Code to enact a \$6 per month fee per equivalent residential unit for storm water management in the best interest of the health, safety, and welfare of the residents of South Salt Lake City;

NOW THEREFORE, BE IT ORDAINED, by the South Salt Lake City Council as follows:

SECTION 1. Enactment. Sections 3.11.100 is hereby amended, as attached hereto and incorporated by reference in “Exhibit A.”

SECTION 2. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION 3. Conflict with Existing Ordinances, Resolutions, or Policies. To the extent that any ordinances, resolutions, or policies of the City of South Salt Lake conflict with the provisions of this ordinance, this ordinance shall prevail.

SECTION 4. Effective Date. This ordinance shall become effective upon Mayor’s signature and publication, or after fifteen days of transmission to the office of the Mayor if neither approved nor disapproved by the Mayor, and thereafter, publication.

(signatures appear on separate page)

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DATED this _____ day of _____, 2022.

BY THE CITY COUNCIL:

Sharla Bynum, Council Chair

ATTEST:

Craig D. Burton, City Recorder

City Council Vote as Recorded:

| | |
|----------|-------|
| Huff | _____ |
| Thomas | _____ |
| Bynum | _____ |
| Mila | _____ |
| Siwik | _____ |
| Pinkney | _____ |
| Williams | _____ |

Transmitted to the Mayor's office on this _____ day of _____, 2022.

Craig D. Burton, City Recorder

MAYOR'S ACTION: _____

Dated this _____ day of _____, 2022.

Cherie Wood, Mayor

ATTEST:

Craig D. Burton, City Recorder

Exhibit A:

Fees Modifications

3.11.100 Utilities.

A. Water.

| Culinary water | |
|--|--------------------------|
| Meter size (5,000-gallon allowance for all meters) | Minimum monthly fee* |
| 0.75" meter | \$13.00 |
| 1" meter | \$21.00 |
| 1.5" | \$34.00 |
| 2" meter | \$49.00 |
| 3" meter | \$91.00 |
| 4" meter | \$138.00 |
| 6" meter | \$269.00 |
| Metered hydrant use | \$91.00 |
| Excess water (all meter sizes and uses) | |
| Usage between 5,000 and 30,000 gal. | \$2.25 per 1,000 gallons |
| Usage greater than 30,000 gal. | \$2.75 per 1,000 gallons |

| Storm water utility fee | |
|--|------------------|
| Per equivalent residential unit | \$6/month |

* Includes monthly \$2.00 fluoride charge

| | |
|--|----------------|
| Fire line | |
| 3" line | \$13.65/month |
| 4" line | \$18.15/month |
| 6" line | \$27.22/month |
| 8" line | \$36.29/month |
| 10" line | \$45.36/month |
| 12" line | \$54.44/month |
| 16" line | \$72.58/month |
| 22" line | \$99.80/month |
| 36" line | \$163.31/month |
| Tampered fire line fee | \$100.00 |
| Inspection of new fire line installation | \$50.00 |
| Fire flow test | \$50.00 |

| Other fees | |
|---|---------|
| Reconnection and new service reconnection | |
| Monday—Friday 8:00 a.m.—3:00 p.m. | \$25.00 |
| Monday—Friday after 3:00 p.m.; any time on weekends or holidays | \$65.00 |

| | |
|--|----------------------|
| Tenant water deposit | \$75.00 |
| Active deployment fee waiver | \$75.00/month waived |
| Bankruptcy deposits (based on prior 12 months' history) | 60-day usage |
| Service of disconnection notice w/in 12 months of prior notice | \$15.00 |

B. Sewer and Industrial Waste.

| User fee (all users) | Base fee |
|--|--------------------------|
| Base User Fee (calculated using average winter water usage or actual usage, whichever is greater)* | \$7.00 per 1,000 gallons |
| Beginning July 1, 2020, Base User Fee (calculated using average winter water usage or actual usage, whichever is greater)* | \$9.00 per 1,000 gallons |

* New residential accounts are charged based on actual usage or for 5,000 gallons per unit per month until an average winter water usage amount is determined, whichever is greater. New accounts for multi-family residential dwellings are calculated using previous average winter water usage or 5,000 gallons per unit per month, whichever is greater. New business accounts are charged based on the average winter consumption for the previous business or the actual monthly consumption if the business type has changed, until a winter average history can be obtained. Average winter water usage may be prospectively adjusted during the year if the customer provides proof of leakage, repair, and data supporting lower water usage.

C. Industrial Waste Fee.

Additional fees for industrial waste:

Sewer connections, which are included in the categories below, will be subject to an industrial waste fee based on a strength multiplier. The base user fee will be multiplied by the following multiplier based on category:

| | |
|---|------|
| Large grocery stores with meat/bakery functions | 1.22 |
| Nursing homes/care centers | 1.23 |
| Restaurants/fast food/food preparation facilities | 1.34 |

D. High Strength Contributors Fee.

Certain connections are considered high strength contributors and will be assessed a strength component based on individual samples and the information below:

| Additional fees for industrial waste | |
|--------------------------------------|---|
| Total suspended solids (TSS) | $(\text{Sample in mg/l} - 250) \times 8.34 \times (\text{sewer average in thousands of gals./1,000,000}) \times (\text{rate assessed by Central Valley})$ |
| Biochemical Oxygen Demand (BOD) | $(\text{Sample in mg/l} - 200) \times 8.34 \times (\text{sewer average in thousands of gallons/1,000,000}) \times (\text{rate assessed by Central Valley})$ |

* Classification and frequency of sampling is determined by the City.

E. Cost Recovery Fees.

| | |
|--------------|---------------------|
| Sample costs | As per cost to City |
| Labor charge | |
| Composite | \$154.00/sample |
| Grab | \$77.00/sample |

F. Household Waste and Recyclable Waste Containers.

| | |
|---|----------------------------------|
| Residential service (including one waste container, one recyclable) | \$10.00/month |
| Additional waste container (waste or recycling) | \$10.00/month per additional can |
| New can delivery fee/redelivery fee after nonpayment | \$25.00/trip |
| Late payment fee | \$10.00 |
| Special permit inspection fee | \$25.00 |
| Glass recycling fee | \$8.00 per customer per month |
| Glass recycling container fee, initial service or reinstatement | \$25.00 |