

**HARRISVILLE CITY
ORDINANCE 536**

UTILITY FEES

AN ORDINANCE OF HARRISVILLE CITY, UTAH, UPDATING SANITARY SEWER UTILITY FEES; UPDATING STORM WATER UTILITY FEES; AMENDING SECTION 1.85.060 RELATING TO A STREET LIGHT UTILITY FEE; MAKING TECHNICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Harrisville City (hereafter referred to as "City") is a municipal corporation, duly organized and existing under the laws of the State of Utah;

WHEREAS, *Utah Code Annotated* §10-8-84 and §10-8-60 authorizes the City to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being, peace and good order for the inhabitants of the City;

WHEREAS, *Utah Code Annotated* §10-8-13 allows municipalities to regulate conduits, drains, and the like;

WHEREAS, *Utah Code Annotated* §10-8-38 empowers municipalities to construct, reconstruct, maintain, operate, control, and charge for the use of culverts, drains, catch basins, and all systems and facilities necessary for proper drainage;

WHEREAS, the City is adopting increased sewer fee due to increasing costs for providing such services; increasing the storm water fee to maintain compliance with Phase II of the Federal Clean Water Act; and amending the street light utility fee to support the costs relating to the operation and maintenance of such infrastructure;

WHEREAS, the City deems it to be in the best interest of public health, safety, and welfare to update and impose certain utility fees to meet the challenge of providing sustainable services for the same as set forth in this Ordinance;

NOW, THEREFORE, be it ordained by the City Council of Harrisville City as follows:

Section 1: **Repealer.** Any word other, sentence, paragraph, or phrase inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.

Section 2: **Reenact.** Sections 1.85.060, 1.85.070, and 10.12.030 of the *Harrisville Municipal Code* are hereby re-enacted to read as follows:

1.85.060 **Fire Hydrant/Street Light Utility Fee**

Any prior utility fee already being collected by the City are hereby reclassified for the "fire hydrant/street light utility fee" as provided in this part. A monthly utility fee for City operated fire hydrants and street

lighting installation, operation, and maintenance, per lot/unit, is hereby imposed not to exceed the amounts as follows:

Residential	.50¢ <u>\$2.50</u>
Commercial/Manufacturing	<u>\$1-\$3.00</u>

1.85.070 Sanitary Sewer Utility Fee.

1. Residential. A monthly residential sanitary sewer utility fee is hereby imposed in the amount of ~~\$24.05~~ \$27.05, per unit.
2. Commercial. A monthly commercial sanitary sewer utility fee is hereby imposed in the amount of ~~\$24.05~~ \$27.05 per Equivalent Residential Unit (ERU) for each commercial use based upon industry standards.

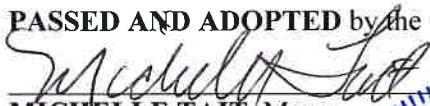
10.12.030 Storm Water Utility Fee.

- 4) Fee. The monthly storm water utility fee is ~~\$8.50~~ \$9.00, per ERU, unless another fee per ERU or fee schedule is established by ordinance or resolution.

Section 3: Severability. If a court of competent jurisdiction determines that any part of this ordinance is unconstitutional or invalid, then such portion of the ordinance, or specific application of the ordinance, shall be severed from the remainder, which shall continue in full force and effect.

Section 4: Effective date. This Ordinance shall be effective immediately upon posting after final passage, approval, and posting.

PASSED AND ADOPTED by the City Council on this 14th day of June, 2022.


MICHELLE TAIT, Mayor
Harrisville City

ATTEST:


MARIA DEVEREUX, City Recorder



RECORDED this 14th day of June, 2022.

PUBLISHED OR POSTED this 15th day of June, 2022.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provision of U.C.A. §10-3-713, 1953 as amended, I, the municipal recorder of Harrisville City, hereby certify that foregoing ordinance was duly passed and published, or posted at 1) City Hall 2) 2150 North and 3) Harrisville Cabin on the above referenced dates.


City Recorder

DATE: 6.15.2022