

ORDINANCE 23-09

AN ORDINANCE AMENDING TITLE 1, CHAPTER 1.15 OF THE MORGAN CITY CODE BY ENACTING A CULINARY WATER IMPACT FEE AND PROVIDE FOR THE COLLECTION OF SUCH FEES; AMENDING ELECTRIC FEES OF THE CONSOLIDATED FEE SCHEDULE; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Morgan City (hereinafter the "City") is a public subdivision of the State of Utah, authorized and organized under the provisions of Utah law; and

WHEREAS, the City is authorized pursuant to the Impact Fee Act, Utah Code Ann. § 11-36a-101 et seq. to adopt and impose impact fees as a condition of development approval; and

WHEREAS, after the public hearing on June 27, 2023, the City Council adopted by Ordinance 23-06 the Culinary Water Impact Fee Facilities Plan and approved the Analysis; and

WHEREAS, Ordinance 23-06 provided for the calculation and collection of the Culinary Water Impact Fees; and

WHEREAS, the City posted notice of the public hearing with respect to the proposed Culinary Water Impact Fee on June 30, 2023; and

WHEREAS, the City posted the notice of such public hearing on the Public Notice Website, the City Website, at the Morgan City Offices, County Library, and post office on June 30, 2023; and

WHEREAS, the Morgan City Council (hereinafter the "Council") held a public hearing on July 11, 2023 regarding the enactment of the Culinary Water Impact Fee; and

WHEREAS, Morgan City charges various fees which are collected by different departments and divisions of the City; and

WHEREAS, these fees are collected to offset the expense of providing certain municipal services and to pay the cost of regulating certain businesses; and

WHEREAS, some additions and changes need to be made to the Consolidated Fee Schedule regarding the monthly Electric Service Charge Fee; and

WHEREAS, after careful consideration and review of the comments at the public hearing, the Council has determined that it is in the best interest of the health, safety, and welfare of the inhabitants of the City to enact new culinary water impact fees and amend the monthly electric service charge fee.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MORGAN, UTAH:

SECTION 1. Repealer. If any provisions of the Morgan City Code heretofore adopted are inconsistent herewith, they are hereby repealed.

SECTION 2. Enactment. Title 1, Chapter 1.15 – Consolidated Fee Schedule of the Morgan City Code is hereby amended as set forth below:

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ELECTRIC

SERVICE				FEE
RATE SCHEDULE #1 – RESIDENTIAL SERVICE				
AVAILABILITY: At any point on the City's interconnected system where there are facilities of adequate capacity.				
APPLICATION: This schedule is for alternating current electric service supplied at approximately 120 or 240 volts through one kilowatt-hour meter at a single point of delivery for all service required on the premises for residential purposes.				
When conditions are such that service is supplied through one meter to more than one dwelling or apartment unit the charges for such service will be computed by multiplying the number of kWh's by the appropriate rate plus the appropriate customer charges by the maximum number of dwelling or apartment units that may be served.				
	Residential Monthly:			
	R1 – City Residential			
		Customer Service Charge		~~\$2.50~~ 5.00
		First 1,000 kWh		0.1337 cents per kWh
		All kWh over 1,000		0.1537 cents per kWh
	R2 – County Residential			
		Customer Service Charge		~~\$2.50~~ 5.00
		First 1,000 kWh		0.1417 cents per kWh
		All kWh over 1,000		0.1617 cents per kWh
RATE SCHEDULE #2 – GENERAL SERVICE – NON-RESIDENTIAL				
AVAILABILITY: At any point on the City's interconnected system where there are facilities of adequate capacity.				
APPLICATION: This schedule is for alternating current, single or three-phase electric service supplied at the City's available voltage through one electric service meter at a single point of delivery for all service required on the premises.				
	City Commercial Non Demand			
		Customer Service Charge		~~\$2.50~~ 5.00
		Energy	First 1,000 kWh	0.1337 cents per kWh
		Energy	All kWh over 1,000	0.1537 cents per kWh
	County Commercial Non Demand			
		Customer Service Charge		~~\$2.50~~ 5.00
		Energy	First 1,000 kWh	0.1417 cents per kWh
		Energy	All kWh over 1,000	0.1617 cents per kWh
	Small Commercial City – 30 kW and less – 1P / 3P			
		Customer Service Charge		~~\$5.00~~ 10.00
		Energy	First 3,000 kWh	0.1225 cents per kWh

			Energy	All kWh over 3,000	0.0955 cents per kWh
			Demand	kW for all kW in excess of 10 kW	\$8.50 per kW
	Small Commercial County – 30 kW and less – 1P / 3P				
			Customer Service Charge		~~\$5.00~~ 10.00
			Energy	First 3,000 kWh	0.1305 cents per kWh
			Energy	All kWh over 3,000	0.1035 cents per kWh
			Demand	kW for all kW in excess of 10 kW	\$8.50 per kW
	Large Commercial City – 1P / 3P (Demand Greater Than 30 kW)				
			Customer Service Charge		~~\$25.00~~ 50.00
			Energy	First 3,000 kWh	0.1225 cents per kWh
			Energy	All kWh over 3,000	0.0955 cents per kWh
			Demand	kW for all kW in excess of 10 kW	\$8.50 per kW
	Large Commercial County – 1P / 3P (Demand Greater Than 30 kW)				
			Customer Service Charge		~~\$25.00~~ 50.00
			Energy	First 3,000	0.1305 cents per kWh
			Energy	All kWh over 3,000	0.1035 cents per kWh
			Demand	kW for all kW in excess of 10 kW	\$8.50 per kW
Yard Lights Monthly – C8 (Morgan City Multiple Street Lights)					
	Service			Rate	
		Y1 / Residential 1YL		981	\$15.7516.50
		1YL – 3 People		982	\$5.2550 each
		2 YL		985	\$31.5033.00
		3 YL		983	\$47.3049.50
		1 YL / Tax Exempt		984	\$15.7516.50 tax exempt
		1 YL / Business		991	\$15.7516.50
		2 YL / Business		992	\$31.5033.00
Pump Rates Monthly					
	Customer Service Charge				~~\$2.50~~ 5.00
	Energy	All usage			0.1025 cents per kWh
	Demand	In excess of 5 kW			\$9.00 per kW
NET METERING					
	Residential Monthly				
		R1 – City Residential			
			Customer Service Charge		\$8.00
			First 1,000 kWh		0.13370.1023 cents per kWh
			All kWh over 1,000		0.15370.1223 cents per kWh
			Energy Purchases		0.07540.0440 cents per kWh
		R2 – County Residential			
			Customer Service Charge		\$8.00
			First 1,000 kWh		0.14170.1103 cents per kWh
			All kWh over 1,000		0.16170.1303 cents per kWh

		Energy Purchases	0.0754 ~~0.0440~~ cents per kWh
Small Commercial Monthly – 1P / 3P			
		Customer Service Charge	\$8.00
		Energy First 3,000 kWh	0.1225 ~~0.0911~~ cents per kWh
		Energy All kWh over 3,000 kWh	0.0955 ~~0.0641~~ cents per kWh
		Demand kW for all kW in excess of 10 kW	\$8.50 kW
		Energy Purchases	0.0754 ~~0.0440~~ cents per kWh

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INDOOR ~~CULINARY~~ WATER IMPACT FEES – 2023 - 2028						\$1,619.13- ~~Impact Fees~~ per ERC		
<u>Pursuant to the Water Impact Fee Analysis dated May 2023, the City has chosen to adopt maximum fees over a 3-5 year period for ease of collection. (See Table 4, Page 4.)</u>								
<u>Water Fees by Meter Size</u>	<u>AWWA Ratio</u>	<u>Adjusted AWWA Ratio</u>	<u>Max Fee 2023</u>	<u>Max Fee 2024</u>	<u>Max Fee 2025</u>	<u>Max Fee 2026</u>	<u>Max Fee 2027</u>	<u>Max Fee 2028</u>
¾”	1.00	0.60	\$4,172.48	\$4,203.25	\$4,234.68	\$4,266.81	\$4,299.71	\$4,332.84
1”	1.67	1.00	\$6,968.04	\$7,019.43	\$7,071.91	\$7,125.58	\$7,180.51	\$7,235.84
1.5”	3.33	1.99	\$13,853.79	\$13,996.82	\$14,101.48	\$14,208.49	\$14,318.03	\$14,428.35
2”	5.33	3.19	\$22,174.39	\$22,403.33	\$22,570.83	\$22,742.11	\$22,917.45	\$23,094.03
3”	10.00	5.99	\$41,602.97	\$42,032.51	\$42,346.78	\$42,668.13	\$42,997.09	\$43,328.39
4”	16.67	9.98	\$69,352.16	\$70,068.19	\$70,592.08	\$71,127.77	\$71,676.14	\$72,228.43
North Morgan Special Improvement District (SID) properties do not pay water impact fee.								
	SID Properties Pay — Project Improvement Fee					\$3,068.00		

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SECTION 3. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.

SECTION 4. Effective Date for Monthly Electric Service Charge Fee. The fee for the monthly electric service charge shall become effective August 1, 2023.

SECTION 5. Effective Date Culinary Water Impact Fees. The Culinary Water Impact Fees shall become effective ninety (90) days after the adoption of Ordinance 23-09.

PASSED AND ADOPTED by the City Council of Morgan, Utah, on the 11th day of July, 2023.

Steve Gale
STEVE GALE, Mayor

ATTEST:

Denise Woods
DENISE WOODS, City Recorder

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay	Excused
Councilmember London	—	—	<u>X</u>
Councilmember Wardell	<u>X</u>	—	—
Councilmember Turner	<u>X</u>	—	—
Councilmember Richins	—	—	<u>X</u>
Councilmember Alexander	<u>X</u>	—	—



(In the event of a tie vote of the Council):

Mayor Gale — —