ORDINANCE NO. 17-30

AN ORDINANCE AMENDING CHAPTER 157 OF THE MARION CODE OF ORDINANCES REGARDING STORM WATER UTILITY FEES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARION, IOWA:

Section 1. Chapter 157 of the Code of Ordinances is amended by deleting Sections 157.09-6 and 157.10-1 in their entirety and replacing them with the following subsections:

157.09 CHARGE FORMULAS.

6. The maximum charges for any customer charged a fee shall be one ERU, multiplied by the numerical factor obtained by dividing the total square footage of impervious area of the property by the square footage of one ERU, rounded to the nearest one-tenth (0.1), plus a per account service charge, in the absence of a credit or adjustment approved by the City Engineer.

Five Year Phase-Out of Maximum Fee (Non-Residential). The following phase-out is to be in effect at the start of the next water billing cycle following the effective date of this subsection. Non-residential properties which consist of an ERU amount that does not exceed one of the five threshold amounts, will be charged based on their total ERU.

<table>
<thead>
<tr>
<th>Year</th>
<th>ERUs</th>
<th>Charge Formula</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY18</td>
<td>100</td>
<td>100 x $1.67 = $167 + $3.50 (Administrative Fee) = $170.50 Storm Water Utility</td>
</tr>
<tr>
<td>FY19</td>
<td>200</td>
<td>200 x $1.67 = $334 + $3.50 (Administrative Fee) = $337.50 Storm Water Utility</td>
</tr>
<tr>
<td>FY20</td>
<td>300</td>
<td>300 x $1.67 = $501 + $3.50 (Administrative Fee) = $504.50 Storm Water Utility</td>
</tr>
<tr>
<td>FY21</td>
<td>400</td>
<td>400 x $1.67 = $668 + $3.50 (Administrative Fee) = $671.50 Storm Water Utility</td>
</tr>
<tr>
<td>FY22</td>
<td>No Cap = Total ERU of parcel x $1.67 + $3.50 (Administrative Fee) = Storm Water Utility</td>
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</tbody>
</table>

157.10 FEES. The City Council shall set or adjust the ERU fee to reflect to costs of the storm water management program, and shall set the application fee for credit and adjustments to reflect the cost of application processing and review.

1. Storm Water Utility Charge Rate.
   A. ERU Rate. The storm water utility ERU charge rate is hereby established to be $1.67 per month per ERU.
B. Service Charge. The storm water utility service charge is hereby established to be $3.50 per month per account.

Section 2: That all ordinances and parts of ordinances in conflict with the same are hereby repealed.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval and publication, as provided by law.

Passed and approved this 21 day of November, 2017

Raleigh J. Spinks, Jr., Mayor pro tem

ATTEST:

I, Wesley A. Nelson, City Clerk of the City of Marion, Iowa hereby certify that at a meeting of the City Council of said City, held on the above date, among other proceedings the above was adopted.

Wesley A. Nelson, City Clerk