

TITLE 13 – WATER AND SEWAGE

BILL NO. 2764

INTRODUCED BY COUNCIL

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTIONS 13.24.020 AND 13.24.030 OF THE SPARKS MUNICIPAL CODE TO CORRECT THE SEWER AND STORM DRAIN CONNECTION FEES; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

THE CITY COUNCIL OF THE CITY OF SPARKS DOES ORDAIN:

SECTION 1. Section 13.24.020, “Dwelling or residential unit,” is hereby amended as follows:

The sewer connection fee is at a flat rate for each residential unit and shall be in accordance with the following schedule:

<i>Type of Unit</i>	<i>Connection Fee effective January 1, 2019</i>
Single-family residential	\$7,356.48/unit
Multiple-family residential and mobile home	\$7,356.48/unit
Interval residential	\$7,356.48/unit
Roominghouse	\$7,356.48 plus \$3,666.27/rental room

Effective January 1, 2020, connection fees shall be adjusted annually based on the Engineering News Record Construction Cost Index. The measurement period shall end with the published index for November of each year and the resulting increases shall be implemented January of each year. Calculation of the change in the index is made by dividing the current index for November by the preceding index for November and subtracting one (1).

A supplemental river flood protection connection fee of two hundred dollars (\$200.00) will be charged to each dwelling or residential unit to which this ordinance applies, effective April 1, 2008.

SECTION 2. Section 13.24.030, “Industrial/commercial discharger,” is hereby amended as follows:

On January 1, 2019, the sewer connection fees will be based on the number of weighted fixture units which are being connected, times three hundred thirty-nine dollars and seventy-nine cents (\$339.79) per weighted fixture unit. Effective January 1, 2020, connection fees shall be adjusted annually based on the Engineering News Record Construction Cost Index. The measurement period shall end with the published index for November of each year and the resulting increases shall be implemented January of each year. Calculation of the change in the index is made by dividing the current index for November by the preceding index for November and subtracting one.

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If the wastewater discharge contains BOD, suspended solids, total phosphorus or total nitrogen concentrations more than three times higher than for the discharger categories listed in Section 13.09.030, the public works director may adjust the sewer connection fee to cover any additional capital costs required for treating and disposing of the wastewater. The public works director’s decision may be appealed to the city council.

A supplemental river flood protection connection fee of nine dollars and twenty-four cents (\$9.24) per weighted fixture unit will be charged to each industrial/commercial discharger to which this ordinance applies, effective April 1, 2008.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. The City Clerk is instructed and authorized to publish the title to this ordinance as provided by law.

SECTION 5. This ordinance shall become effective upon passage, approval and publication.

SECTION 6. The fees established by this ordinance shall apply retroactively to January 1, 2019, provided, however, that if a lesser connection fee was collected by the City between January 1, 2019, and the effective date of this ordinance, the City shall not collect the difference between the connection fee established by this ordinance and the lesser connection fee that was previously collected.

SECTION 7. The provisions of this ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare and convenience.

SECTION 8. If any subsection, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

PASSED AND ADOPTED this ____ day of _____, 20____, by the following vote of the City Council:

AYES: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

APPROVED this ____ day of _____, 20____, by:

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RONALD E. SMITH, Mayor

ATTEST:

LISA HUNDERMAN, City Clerk

APPROVED AS TO FORM AND LEGALITY:

CHESTER H. ADAMS, City Attorney