

ORDINANCE NO. 2017-16

AN ORDINANCE ESTABLISHING CHAPTER 923-STORMWATER MANAGEMENT FEE, WITHIN THE STREETS, UTILITIES, AND PUBLIC SERVICE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF HURON, AND DECLARING AN EMERGENCY

WHEREAS, the management of storm water runoff and infrastructure related to stormwater is managed through cooperative resources within the Erie County Health Department, the City Engineer and the Street Department pursuant to mandated practices under the Ohio EPA NPDES Small MS4 General Permit, and;

WHEREAS, the City has not dedicated a revenue stream to address expenses specifically related to stormwater management, and;

WHEREAS, establishment of a Stormwater Management Fee will generate revenue that will be used to support a variety of services including catch basin cleaning and repair, street cleaning, storm sewer installation, inspection and repair, and provide funding related to leaf pick-up equipment or service commencing in 2018, and;

WHEREAS, the Council Finance Committee, during their regular meeting of May 9, 2017 supported and made recommendation to City Council to establish a Storm Water Fee schedule: \$5 (single family), \$7 (multi-family), and \$10 (commercial/industrial) accounts to be collected quarterly and reflected on the quarterly billing in addition to Water rate fees, and Refuse/Recycling/Yard Waste fees.

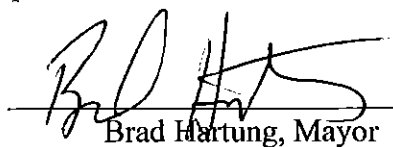
NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE CITY OF HURON, OHIO:

SECTION 1. That Chapter 923–Stormwater Management Fee of the Streets, Utilities and Public Service Code within of the Codified Ordinances of the City of Huron, Ohio is hereby established to read as follows: (refer to Exhibit “A”)

SECTION 2. That this Council hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of the Council and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including O.R.C. § 121.22

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare; **WHEREFORE** this Ordinance shall take effect immediately upon its adoption.

ATTEST: 
Clerk of Council


Brad Hartung, Mayor

ADOPTED: MAY 23 2017

CHAPTER 923
Stormwater Management Fee

- 923.01** **Creation of a Stormwater Management Fee.**
- 923.03** **Definitions**
- 923.05** **Stormwater Management Fee.**
- 923.07** **Stormwater Fee Classification and Collection.**

923.01 CREATION OF STORMWATER MANAGEMENT FEE.

It is hereby declared necessary for the protection of the public health, safety, welfare and convenience of the City and its inhabitants to establish just and equitable rates or charges to be paid to the City for the use of such services which shall be used for the payment of the cost of stormwater management, maintenance, operation, repair, construction, reconstruction, and related costs associated with stormwater regulations and requirements.

(Ord. 2017-16. Passed 5-23-17.)

923.03 DEFINITIONS.

For the purpose of this chapter, and unless otherwise defined, words used in the singular shall include the plural, and the plural, the singular; words used in the present tense shall include the future tense. The word "shall" is mandatory and not discretionary. The word "may" is permissive. Words not defined specifically within this Chapter shall be construed utilizing the definitions cited within the Huron Codified Ordinances, and if not defined therein, shall be construed to have the meaning given by common and ordinary use as defined in the latest edition of Webster's Dictionary.

(Ord. 2017-16. Passed 5-23-17.)

923.05 STORMWATER MANAGEMENT FEE.

A quarterly service charge is imposed upon all real property in the City to fund stormwater management programs. This service charge shall be known as the Stormwater Management Fee.

(Ord. 2017-16. Passed 5-23-17.)

923.07 STORMWATER FEE CLASSIFICATION AND COLLECTION.

- (a) For purposes of determining the Stormwater Management Fee, all properties in the City are classified into one of the following classes:
 - (1) Single Family Residential Property
 - (2) Multi-Family Residential Property
 - (3) Commercial and Industrial Property

- (b) Single Family Residential Fee. The Council finds that the intensity of development of most parcels of real property in the City classified as single family residential is similar and that it would be excessively and unnecessarily expensive to determine precisely the square footage of the improvements (such as buildings, structure, and other impervious

area) on each such parcel. Therefore, all single family residential properties in the City shall be charged a flat Stormwater Management Fee, of \$5.00 (five dollars) per quarter equal the base rate, regardless of the size of the parcel or the improvements.

- (c) Multi-Family Residential Property. For the same reasons as stated in subsection (b) the fee charged shall be \$7.00 (seven dollars) per quarter.
- (d) Commercial/Industrial Property. For the same reasons as stated in subsection (b) the fee charged shall be \$10.00 (ten dollars) per quarter.
- (e) The Stormwater Fee shall be billed and collected quarterly with the monthly City's services utility bill for those properties within the corporate limits of the City utilizing the City utilities. The Stormwater Fee for those properties utilizing City utilities is part of a consolidated statement for utility customers which is generally paid by a single payment. The payments received by the City from each consumer shall be applied first to the charge for garbage, refuse, recyclables and yard waste, then to the charge for water service and the balance to be applied towards the stormwater fee.

(Ord. 2017-16. Passed 5-23-17.)