

Council Bill/Resolution No. 3042-2022

Sponsor: \_\_\_\_\_

AN ORDINANCE

AUTHORIZING the Mayor and City Clerk to execute and attest to an Ordinance amending Chapter 34, "WATER and SEWERS", of the Moline Code of Ordinances, Section 34-4400, "IN GENERAL" by repealing said sections in their entirety and enacting in lieu thereof new Sections 34-4400, dealing with the same subject matter.

\_\_\_\_\_  
WHEREAS, Staff proposes amendments to Chapter 34 of the code of ordinances that adjust stormwater rates for fiscal year 2023 as presented during the enterprise fund round table discussion on September 20, 2022; and

WHEREAS, As directed during budget deliberations of 2021, a financial model of the fund was created in 2022 with a look forward over 15 years and in order to comply with the city's fund reserve policy, modeling indicates that a thirty percent rate adjustment is necessary in 2023; and

WHEREAS, Adjustments are necessary to keep pace with the city's aggressive street improvement program and Stormwater rates have not been adjusted since 2005, while cost related to construction and repair have continued to increase; and

WHEREAS, Stormwater utility is responsible for maintenance of the drainage system within the city as well as compliance with the Illinois Environmental Protection Agency's Municipal Separate Storm Sewer System (MS4) NPDES permit; and

WHEREAS, This utility is exclusively funded by charges to Moline property owners related to size and character of their property and funds are used for O&M of the conveyance system as well as flood mitigation; and

WHEREAS, Residential parcels (up to four dwelling units) are charged a flat rate based on acreage. Small parcels are those less than ¼ acre. Medium parcels are those between ¼ and ½ acre. Large parcels are those between ½ acre and 2 acres. Commercial/Industrial, and residential parcels larger than 2 acres, or 4 dwelling units, are charged based on a measurement of equalized hydrologic acreage (\$87.83/EHA).; and

WHEREAS, Staff recommends, based on feedback during roundtable discussion, to only charge the commercial parcels based on impervious acreage, rather than EHA and implementing these adjustments to begin for first bills issued in January of 2023, respectively; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

That the Mayor and City Clerk are hereby authorized to execute and attest to an Ordinance amending Chapter 34, "WATER and SEWERS", of the Moline Code of Ordinances, Section 34-4400, "IN GENERAL" by repealing said sections in their entirety and enacting in lieu thereof new Sections 34-4400, dealing with the same subject matter; provided, however, that said contract is in substantially similar form and content to that attached hereto and incorporated herein by this reference thereto as Exhibit A.

CITY OF MOLINE, ILLINOIS

DocuSigned by:

*S. Kaypato*

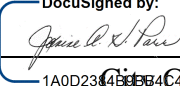
Mayor 3P16AB8EFE254D4...

October 25, 2022

Date

Passed: October 25, 2022

Approved: November 1, 2022

Attest:    
 1A0D23443E974C3   
 City Clerk

**SEC. 34-4400. IN GENERAL.**

(a) All owners of real property located within the City of Moline which property discharges into the stormwater system shall be charged for and shall pay the City of Moline for the use of the stormwater system based on the relative amount and rate of flow of stormwater which is determined to be entering the stormwater system from and as a result of the owner's real property. The impact of the stormwater from the real property upon the stormwater system shall be determined on the basis of the flat rates or the measurements contained and set forth in this section.

(1) **FLAT RATE CHARGES:**

~~Commencing on January 1, 2005, and continuing thereafter, the owners~~ Owners of real property specified herein shall pay to the City of Moline a quarterly stormwater utility service charge for the following real property which discharges into the stormwater system:

A. The schedule of charges effective for bills issued after January 1, 2005 to December 31, 2022, shall be:

\$5.84 per quarter for residential parcels having a maximum of four (4) dwelling units on less than 0.25 acres of land;

\$11.24 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.25 to under 0.50 acres of land;

\$23.07 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.50 to 2.00 acres of land.

B. The schedule of charges effective for bills issued after January 1, 2023 and thereafter shall be:

\$7.59 per quarter for residential parcels having a maximum of four (4) dwelling units on less than 0.25 acres of land;

\$14.61 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.25 to under 0.50 acres of land;

\$29.99 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.50 to 2.00 acres of land.

(2) **CHARGES BASED ON INDIVIDUALLY MEASURED LAND AREA:**

~~Commencing on January 1, 2005, and continuing thereafter, the owners~~ Owners of nonresidential property or residential property measuring greater than 2 acres, shall pay to the City of Moline a quarterly stormwater utility service charge ~~computed in the following manner~~ based on the impervious acreage of said property.

A. The effective rate per impervious acre for bills issued after January 1, 2005 to December 31, 2022 shall be \$124.62.:

B. The effective rate per impervious acre for bills issued after January 1, 2023 and thereafter shall be \$162.00.

~~—\$87.83 per acre multiplied by the following factors for the acreage of the following types of land area:~~

~~—A. A factor of 0.95 for Impervious Area~~

~~—B. A factor of 0.15 for Pervious Area~~

(b) Notwithstanding any other provision contained herein, in no event shall any owner specified herein pay a quarterly charge less than \$5.84 per quarter the effective charge stipulated in 34-4400(1) for a residential parcel having a maximum of four (4) dwelling units on less than 0.25 acres of land.

(c) Properties which discharge to an approved stormwater detention or retention system, retain stormwater on site, reduce the amount of impervious areas as part of redevelopment, or are 100% vacant pervious property, or discharge directly to the Mississippi or Rock Rivers, may be eligible to receive up to a 100% discount from the quarterly stormwater utility service charge; said discount shall be incrementally granted by the city engineer based on the percentage detention, retention, or reduction of the post-development discharge, pursuant to the BMP plan. Requests for discount shall be addressed to the city engineer and submitted to code compliance. Requests shall include the percentage discount requested with numerical justification for the amount, a physical description of the property with topographic maps, aerial photos, drainage studies, and other relevant information upon which the request is based.