

ORDINANCE NO. 2024-60

AN ORDINANCE ESTABLISHING A CITY SEWER AVAILABILITY CHARGE, THEREBY AMENDING CHAPTERS 11, 15, AND APPENDIX A OF THE CITY CODE

The City Council for the City of Bloomington, Minnesota, ordains:

Section 1. That Chapter 11 of the City Code is hereby amended by deleting those words within brackets and ~~[stricken through]~~ and adding those words that are underlined, to read as follows:

CHAPTER 11: Water, Wastewater, Solid Waste and Refuse Utility Services

Article VI: Fees and Rates for Utility Services

§ 11.65 WASTEWATER SERVICE.

(g) City Sewer Availability Charge (City SAC)

(1) Purpose and Intent. To protect the public health, safety and welfare, a City Sewer Availability Charge (City SAC) is established. The City SAC provides a method of funding future capacity expansions within the City's sanitary sewer system that is both an equitable charge for the use and availability of facilities, and proportionate to the impact of the payor's use as reflected in the level of additional sewer flow generated by various types of development or redevelopment. To ensure at least rough proportionality, the asset renewal portion of capacity enhancing sewer projects is calculated separately to be covered by utility rates rather than the City SAC. An essential nexus exists between the City SAC, the demands placed on the system by individual development or redevelopment projects, and the need to provide a sewer system that can accommodate future flows without surcharge.

(2) When Required. A City SAC, established in Appendix A, must be paid prior to issuance of a building permit for any development or building modification generating additional sewer flow. The City SAC for each building or structure is based on the additional sewer flow generated as calculated by Metropolitan Council Environmental Services in its determination of the Metropolitan SAC (see subsection (e) above).

(3) Calculation Methodology. City SAC rates will be reviewed annually by staff in conjunction with the annual review of utility rates. Amendments to the City SAC rate must be reviewed and approved by the City Council. City SAC rates are established by:

(A) Calculating the costs of all sewer capacity enhancing projects needed over the next capacity forecasting period. The capacity forecasting period will be

determined by staff, based on development forecasts and planning-level data for sewer capacity enhancing projects.

_____ (B) Subtracting from the number in (A) above the portion of those sewer capacity enhancing projects that contribute to asset renewal based on an analysis of average remaining useful life across the projects.

_____ (C) Dividing the number in (B) above by the number of SAC units the City forecasts within the same capacity forecasting period.

Section 2. That Chapter 15 of the City Code is hereby amended by deleting those words within brackets and [~~stricken through~~] and adding those words that are underlined, to read as follows:

CHAPTER 15: Buildings and Structures

Article I: Building Code

§ 15.05 SEWER AND WATER SERVICE.

Plans for water service and sewer service shall be prepared and submitted to the Utility Division for the Department of Public Works. No building permit shall be issued for any building or structure requiring new sewer and water service, additional sewer and water service, or modification of sewer and water service until such plans have been approved by the Utility Division and all fees required by Chapter 11, Article VI have been paid.

Section 3. That Appendix A of the City Code is hereby amended by deleting those words within brackets and [~~stricken through~~] and adding those words that are underlined, to read as follows:


APPENDIX A: ADMINISTRATIVE RELIEF AND FEE SCHEDULE

<i>CODE SECTION</i>	<i>CROSS-REF</i>	<i>DESCRIPTION</i>	<i>FEE</i>
<i>Chapter 11: Water, Wastewater, Solid Waste and Refuse Utility Services</i>			

<u>11.65 (g)</u>		<u>City SAC</u>	<u>\$2,026 per SAC Unit</u>

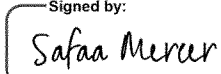
Section 4. Effective Date. This Ordinance shall be in full force and effect from and after January 1, 2025.

Passed and adopted this 2nd day of December, 2024.

DocuSigned by:

531490D391D44BF...

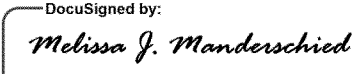
Mayor

ATTEST:

Signed by:

03AEB276ACA1454

Secretary to the Council

APPROVED:

DocuSigned by:

5664A00FA896406...

City Attorney