

**RESOLUTION NO. 458**

A RESOLUTION ESTABLISHING WATER RATES, IMPACT FEES, FINANCE CHARGES, INSTALLATION CHARGES AND CONNECTION FEES FOR USERS OF THE CITY WATER SYSTEM OF AURORA, OREGON; AND REPEALING RESOLUTION NUMBERS ~~232, 232-2, 256, 269, 274, and 282.~~

**WHEREAS**, it is provided by City ordinances that the City of Aurora review all system development charges to determine compliance with state law and that such charges are equitably shared by new growth and development activities; and

**WHEREAS**, the City Council has provided for the establishment and collection of fees and policy for users of the City water system in the past; and

**WHEREAS**, many amendments have occurred and the efficiency necessitates a need to locate information in one format; and

**WHEREAS**, the City Council approved increases in the monthly domestic water user rates from \$0.03 to \$0.035 per cubic foot (see Table I); now therefore,

**BE IT RESOLVED**, the Aurora City Council hereby adopts the rates, fees, charges and methodologies as follows:

SECTION 1. DEFINITIONS Those definitions contained in Ordinance No. 346 and Ordinance No. 351 shall have the same meaning when used in this resolution.

SECTION 2. MONTHLY USER RATES FOR WATER SERVICE All domestic water consumption, excepting bulk water, whether it be for residential, commercial or industrial, shall be charged at the rate as indicated in TABLE I.

TABLE I

MONTHLY DOMESTIC WATER USER RATES

Size of Service	Minimum Charge	Residential S/F & M/F	Commercial Industrial
5/8" - 3/4"	\$ 9.00	\$.035 per cubic foot	\$.035 per cubic foot
1"	\$11.50	\$.035 per cubic foot	\$.035 per cubic foot
1 1/2"	\$11.50	\$.035 per cubic foot	\$.035 per cubic foot
2"	\$23.00	\$.035 per cubic foot	\$.035 per cubic foot

Monthly services outside the city limits shall be billed at double the normal rate as indicated in TABLE I.

SECTION 3. Standpipe services for fire protection shall be charged monthly at the rate of \$2.75 per inch of pipe in diameter. All services for fire protection shall have a detection meter with valves and vault to comply with city and/or fire district requirements.

SECTION 4. BULK WATER RATE All bulk water sold after the effective date of this resolution shall be at the rate of \$.035 per cubic foot. Full payment for all water purchased shall be made on a monthly basis, said payment due within seventy-two (72) hours of receipt of bill. The purchase of bulk water shall require a permit, which shall be located on the water hauling

equipment. The permit may be renewed at the completion of the permit period, after inspection of portable meter provided by the permittee. Permit fees are listed in TABLE II.

TABLE II

30 day permit	\$25.00
60 day permit	\$35.00
90 day permit	\$45.00

SECTION 5. MULTIPLE ACCOUNTS Multiple residential, commercial and industrial accounts shall pay the minimum charge per unit per month.

SECTION 6. NEW ACCOUNTS, RE-CONNECTION FEE A \$10.00 fee shall be charged to all new accounts, regardless of whether or not the water has been physically turned off. A \$10.00 fee shall also be charged to accounts which have requested a temporary discontinuance of service.

A re-connection fee in the amount of \$25.00 shall be charged to any account that has been disconnected for non-payment. No service shall be re-connected until all past due payments, together with the re-connection fee, have been paid in full.

SECTION 7. FINANCE CHARGES A finance charge of 1-1/2%, or a minimum of \$2.00, shall be charged to each account which remains unpaid on the twenty-fifth day of the month after bills are issued, and shall accrue for an additional thirty days at fifteen day intervals. Any account still unpaid at the end of fifty- five days shall be disconnected for non-payment.

SECTION 8. EFFECTIVE DATE The rates, fees and charges contained herein shall take effect immediately.

SECTION 9. WATER IMPACT FEES The purpose of this section is to impose the capital cost of municipal water service improvements upon those developments that create the need for or increase the demands for such capital improvements.

The fee imposed by this section is separate from and in addition to any applicable taxes, assessments, charges including but not limited to system development charges or fees otherwise provided by or imposed as a condition of development.

Fees for connection to the water system shall be charged to the owner(s) of any building(s) in which a water connection is made. Said connection fees shall be a revenue source to the city and shall entitle the owner(s) to a service connection to the water system.

The water impact fee is determined by dividing the total cost of the capital improvement necessary to provide capacity for new development by the design service level of the municipal water system. In order to provide the water system capacity required to accommodate new development, water system capital improvements have been established in TABLE III. The design service level of the system is established in TABLE IV.

TABLE III  
WATER SYSTEM FACILITIES CAPITAL IMPROVEMENT SCHEDULE

ITEM	ESTIMATED COST
<u>1991-1993 Improvements</u>	
.3 mg steel reservoir	\$120,000
Booster pump station	\$122,000
Water mains, hydrants	<u>\$90,000</u>
	\$332,000
<u>1994-2000 Improvements</u>	
Pipeline upgrade & hydrants	
Main Street	\$103,000
Ottaway Road	\$65,000
Liberty Street	\$95,000
Park Avenue	\$65,000
Filbert Street	\$65,000
Highway 99E	<u>\$110,000</u>
	\$503,000
<u>2000-2010 Improvements</u>	
Well Development	\$300,000
.5 mg steel reservoir	<u>\$350,000</u>
	\$650,000
<u>TOTAL COSTS (1991)</u>	<u>\$1,356,000</u>
<u>TOTAL COSTS (1993) (+3.2%)</u>	<u>\$1,400,000</u>

TABLE IV  
SYSTEM CAPACITY (mgd)

	Average daily demand	Maximum month demand	Maximum day demand
1990	.67	1.31	2.35
1995	.94	1.52	2.85
2000	1.05	1.80	3.33
2010	1.52	2.05	3.80

COST \_\_\_\_\_ = \$0.37 per gallon

CAPACITY

The volume of municipal water service consumed by an individual water system connection is dependent upon the size of the meter and the type of land use.

TABLE V  
WATER DEMAND AND CONSUMPTION

<u>Land Use Type</u>	<u>Maximum gpd per meter</u>
Residential	885
Commercial	2,650
Industrial	9,200

The value of the Impact Fee for each water service connection is obtained by multiplying the maximum gpd per meter (based on the land use) times the cost per gallon of the extra capacity capital improvements.

GPD x \$0.37 = Impact fee

TABLE VI  
IMPACT FEES

<u>Land Use Type</u>	<u>Impact Fee</u>
Residential	\$1,327.45
Commercial	\$1,980.50
Industrial	\$4,404.00

The total cost of a municipal water service connection is obtained by adding the Impact Fee plus the water meter installation cost.

TABLE VII  
WATER METER INSTALLATION COST

- A. Cost of materials and equipment:
  - 1. Meter
  - 2. Fittings, pipe
  - 3. Excavation, back fill, repaving.
- B. Cost of labor for installation.
- C. Cost for overhead, administration and replacement.

<u>Meter Size (inches)</u>	<u>Total Installation Cost</u>
5/8" x 3/4"	\$630.00
3/4" x 3/4"	\$660.00
1" x 1"	\$853.16
1 1/2" x 1 1/2"	\$1,177.00
2" x 2"	\$1,500.00

For meter installations larger than 2 inches, charges shall be actual costs plus 30%.

The fee schedules presented in TABLE VI and TABLE VII shall be reviewed annually by the City Council to determine whether additional fee revenues should be generated to provide extra capacity improvements needed to address new development or to ensure that revenues do not exceed identified demands. In so doing, the Council shall consider construction of facilities by federal, state or other revenue sources, and receipt of any unanticipated funds from other sources for construction of facilities. Upon completion of this review, the Council shall consider such amendments, including adjustments to the fees imposed herein, as are necessary to address changing conditions.

Any citizen or other interested person may challenge an expenditure of impact fee revenues as being in violation of this resolution provided a written petition for review is filed with the Aurora City Council within two years of the expenditure. The petition shall identify with reasonable certainty the expenditure, the relevant facts and the specific provisions alleged to have been violated.

The Council shall order an investigation and direct that within 60 days of receipt of the petition a written report be filed recommending appropriate action. Within 30 days of receipt of said report, the Council shall conduct a hearing to determine whether the expenditure was proper. At least 10 days before the hearing, a notice, including a copy of the report, shall be mailed to the petitioner. The petitioner shall have a reasonable opportunity to present his or her position at the hearing.

The petitioner shall have the burden of proof. Evidence and argument shall be limited to grounds specified in the petition. The Council shall issue a written decision stating the basis for its conclusion and directing appropriate action to be taken.

SECTION 10. WATER CONSERVATION PROGRAM The city shall establish a water conservation program, the purpose of which is to indicate the means of creating efficiencies of existing city water use and the measures which the city may implement to ensure that inefficiencies are not build into the city's future uses.

The city's water conservation program shall be guided by the following elements:

- A. An ongoing program of regularly scheduled water system leak detection, repair and maintenance in order to establish a water distribution efficiency of at least 85 percent.
- B. A program for increasing customer awareness of the value of water and the benefits of water conservation through a public information system.
- C. A voluntary plan for using even/odd addresses to regulate nonessential residential, commercial and industrial water uses on an alternate day basis from July 1 to October 1 (i.e., even numbered addresses may engage in nonessential water usage on even numbered days of the calendar.)

The following residential water uses are determined to be nonessential:

- 1. To wash any motorbike, motor vehicle, boat, trailer, airplane, or other vehicle except at a fixed commercial washing facility.
- 2. To wash down any sidewalks, walkways, driveways, parking lots, tennis courts or other hard surfaced area, or building or structure.
- 3. To fill, refill or add to any indoor or outdoor swimming pools or Jacuzzi pools except for neighborhood fire control, where the pools have recycling water systems and evaporative covers, or where the use of the pool is required by a medical doctor's prescription.
- 4. A fountain or pond for aesthetic or scenic purposes, except where necessary to support fish life.

The following commercial or industrial water uses are determined to be nonessential:

- 1. To serve a customer in a restaurant, unless requested by the customer.
  - 2. For scenic and recreational ponds and lakes, except for the minimum amount required to support fish life.
  - 3. For irrigation of any portion of the grounds of a golf course, except those areas designated as tees and greens.
- D. An incentive program to encourage the use of water saving devices in household plumbing fixtures (i.e., toilet tank water dam, low-flow faucet aerator, shower line flow reducer).

E. In all new construction and in all repair and/or replacement of fixtures or trim, only fixtures or trim not exceeding the following flow rates and/or water usage shall be installed. (These rates are based on a pressure at the fixture of 40 to 50 PSI).

Water closet, tank type	3.5 gal. Per flush
Water closet, flushometer type	3.5 gal. Per flush
Urinals, tank type	3.0 gal. Per flush
Shower heads	3.0 GPM
Lavatory, sink faucets	4.0 GPM

Faucets of lavatories located in restrooms intended for public use shall be of the metering or self-closing type.

SECTION 11. REPEAL Upon adoption of this resolution by the City Council, Resolutions No. 232, 232-2, 256, 269, 274 and 282 are repealed.

SECTION 12. VALIDITY The invalidity of any section, clause, sentence or provision of this resolution shall not affect the validity of any other part or section of this resolution which can be given effect without such invalid part(s).

SECTION 13. EFFECTIVE DATE This resolution shall take effect immediately upon its adoption by the Aurora City Council and signature by the Mayor.

ADOPTED by the Aurora City Council at the regularly scheduled meeting on Tuesday, February 10, 2004.

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Jonathan S Gibson – Mayor

ATTEST:

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Laurie Boyce - City Recorder