



Agenda Item Executive Summary

Title: R-4-2014 - Establishing Stormwater Utility Fees and Charges - Introduction

Presenter: Katherine S. Janega, Village Attorney

Agenda Date: 02/18/2014

Consent: YES NO

<input type="checkbox"/>	Ordinance
<input checked="" type="checkbox"/>	Resolution
<input type="checkbox"/>	Bid Authorization/Award
<input type="checkbox"/>	Policy Direction
<input type="checkbox"/>	Informational Only

Item History:

May 14, 2013 Study Session
October 1, 2013 Council Meeting, Agenda pp. 35 - 62
February 4, 2014 Council Meeting, Agenda pp. 27 - 59
February 11, 2014 Study Session, Agenda pp. 22 - 120

Executive Summary:

Resolution R-4-2014 furthers the implementation of the Stormwater Utility established by Ordinance MC-2-2014.

The fee, which was discussed with the Council at the February 11, 2014, Study Session, was developed with the assistance of the Village's stormwater utility consultant, Municipal & Financial Services Group (MFSG). As provided in new Chapter 13.16, the stormwater fee is based on the amount of impervious surface on any given parcel, measured in Equivalent Runoff Units (ERUs), which Section 13.16.020 of new Chapter 13.16 defines as equal to 3,400 square feet. MFSG has also calculated that there are 6,613 ERUs in the Village.

Based on these numbers, on the outstanding debt, and on the revenue requirements for the new stormwater utility, the annualized charge per ERU for fiscal year 2014 is \$262, which translates into a monthly charge of \$21.83 per ERU. As directed by the Council, the Resolution provides that charges will be billed beginning July of 2014.

As with all of the Village's utility fee resolutions, Resolution R-4-2014 will be introduced at one meeting and adopted at the next. It is anticipated that, in the future, stormwater rates will be set in conjunction with the annual budget process, as is done with the Village's other utilities.

Recommendation / Suggested Action:

Consider a motion to introduce Resolution R-4-2014, titled "A Resolution Establishing Rates and Fees for Stormwater Utility Service."

Attachments:

Resolution R-4-2014, "A Resolution Establishing Rates and Fees for Stormwater Utility Service"

**A RESOLUTION
ESTABLISHING RATES AND FEES
FOR STORMWATER UTILITY SERVICE**

WHEREAS, the Village of Winnetka is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970, pursuant to which it has the authority, except as limited by said Section 6 of Article VII, to exercise any power and perform any function pertaining to the government and affairs of the Village, including, but not limited to, the powers (i) to regulate for the protection of the public health, safety, morals and welfare, (ii) to license, (iii) to tax, and (iv) to incur debt; and

WHEREAS, the Village of Winnetka (“Village”) operates and maintains a public stormwater utility to provide stormwater management services to all properties within the Village; and

WHEREAS, the Council finds that all matters pertaining to the operation and maintenance of the Village’s stormwater system, including but not limited to establishing rates for sewer service, are matters pertaining to the affairs of the Village.

NOW, THEREFORE, be it resolved by the Council of the Village of Winnetka as follows:

SECTION 1: Stormwater Service Fee. The fee for stormwater utility service provided in the Village of Winnetka pursuant to Chapter 13.16 of the Winnetka Village Code is hereby established at \$21.83 per month per Equivalent Runoff Unit (ERU), as defined in Section 13.16.04 of the Winnetka Village Code.

SECTION 2: Fee for Returned Payments. A fee of \$30.00 shall be charged for any payment that is returned to the Village for any reason, including, but not limited to, insufficient funds, account closed, or referred to maker.

SECTION 3: Payment Period; Late Fees. All bills issued for stormwater utility service shall be paid in full within the payment period specified in the bill. The payment period shall be established by the Director of Finance, and shall be no less than 21 nor more than 30 days from the date of the issuance of the bill. Pursuant to Section 13.16.090.A of the Winnetka Village Code, if any bill for stormwater utility service is not paid within the specified payment period, a late payment penalty of 5% of the amount due shall be added to the bill and collected from the user.

SECTION 4: Home Rule. This Resolution is adopted by the Council of the Village of Winnetka in the exercise of its home rule powers pursuant to Section 6 of Article VII of the Illinois Constitution of 1970.

SECTION 5: Effect of Resolution. The rates established herein shall apply to all bills issued for stormwater utility service on or after July 1, 2014.

[Remainder of this page intentionally left blank.]

SECTION 6: Effective Date. This resolution shall be in full force and effect immediately upon its adoption.

ADOPTED this ____ day of _____, 2014, pursuant to the following roll call vote:

AYES: _____

NAYS: _____

ABSENT: _____

Signed:

Village President

Countersigned:

Village Clerk

Introduced:

Adopted: