

ORDINANCE NO. 221-02

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AMENDING THE TOWN CODE CHAPTER 16, UTILITIES, ARTICLE 4, SANITARY SEWER REGULATIONS, SECTION 16-4-10 SEWER SERVICE FEES BY REPEALING THE EXISTING SECTION 16-4-10 AND ADOPTING A NEW SECTION 16-4-10, ENTITLED "SEWER SERVICE FEES".

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AS FOLLOWS:

Section 1. That the Town Code, Chapter 16 Utilities, Article 4 Sanitary Sewer Regulations, Section 16-4-10 Sewer Service Fees is hereby repealed upon the effective adoption of this ordinance.

Section 2. That the Town Code is hereby amended by the inclusion of a new Chapter 16 Utilities, Article 4 Sanitary Sewer Regulations, Section 16-4-10, entitled "Sewer Service Fees" and that the entire text of the new section is set forth as follows:

16-4-10: SEWER SERVICE FEES

- (A) The Council shall at least biennially by separate ordinance set the fees to be made for sewer service.
- (B) Sewer service fees shall be apportioned to include a user charge relating to the volume of effluent contributed by each user, a collection system maintenance and operation charge that includes all costs associated with maintenance of the collection system, customer billing and administration, and a capital reserve charge relating to the volume of effluent contributed. Sewer service fees shall be allocated in such a manner that is proportionate to the cost of providing wastewater service to each user or user class insofar as those costs can reasonably be determined.
- (C) The volume portion of the sewer service fee shall be determined for residential users from the average monthly water use during the winter months of December, January and February. For other users the monthly volume shall be used.
- (D) If a user can demonstrate that the volume portion of their service fee is significantly in error, they can appeal to the Town Engineer for an adjustment of their sewer service fee. The decision of the Town Engineer shall be final.

(E) The following sewer user classes are established:

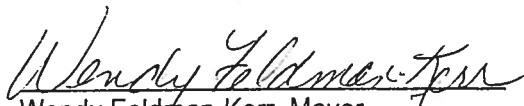
CLASS

- R1 Residential I – (With an individual water meter such as single family detached).
- R2 Residential II – (Other, with landscaping on a separate meter, such as condominiums).
- R3 Residential III – (new customers prior to establishing an average winter use)
- C1 Commercial and Industrial I (landscaping on a separate meter and no pretreatment - includes apartments – office buildings- restaurants – retail stores – schools - employment etc.)
- C2 Commercial and Industrial II (landscaping on the same meter and no pretreatment – includes canyon state academy – Q.C. middle school – some town center residential to office conversions)
- C3 Commercial and Industrial III (C1 with pretreatment)
- B1 Builder prior to certificate of occupancy

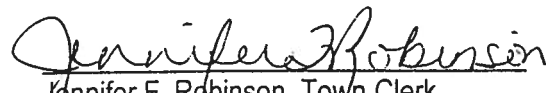
(F) In addition to the sewer service charges listed in (B) and (E) the Council may set other sewer service classes, fees or charges as desired.

PASSED AND ADOPTED by the Mayor and common Council of the Town of Queen Creek, Arizona, this 21st day of August, 2002.

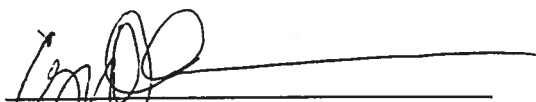
FOR THE TOWN OF QUEEN CREEK:


Wendy Feldman-Kerr, Mayor

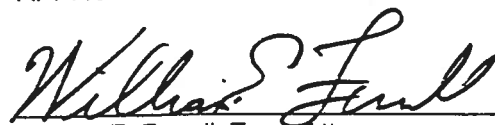
ATTESTED TO:

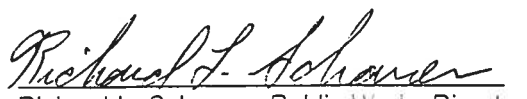

Jennifer F. Robinson, Town Clerk

REVIEWED BY:


Cynthia Seelhammer, Town Manager

APPROVED AS TO FORM:


William E. Farrell, Town Attorney


Richard L. Schaner, Public Works Director