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RESOLUTION NO. 1115

**A RESOLUTION SETTING THE TERMS, CONDITIONS, AND
AMOUNT OF THE STORM SEWER UTILITY FEE**

WHEREAS, Ordinance No. 606-94, codified as Chapter 12.06 of the Troutdale Municipal Code, established a Storm Sewer Utility Fee to be paid by the responsible party for each developed property within the City; and

WHEREAS, the amount of the Fee is to be determined by resolution of the Council based upon the amount of impervious surface per location; and

WHEREAS, the amount of the fee should be sufficient to meet projected needs for operations, maintenance, repair, and a portion of new construction costs based upon the projected capital improvement needs of the City; and

WHEREAS, Ordinance No. 606-94 also provided for a reduction in the Storm Sewer Utility Fee if measures are taken to mitigate the effect of the storm water flow from a business or residence, and the procedures for such reduction are provided for herein.

**NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF TROUTDALE THAT:**

Section 1. The monthly Storm Sewer Utility Fee is hereby set at \$0.00111 per square foot of impervious surface. All residential users are deemed to have 2,700 square feet of impervious surface and therefore have a monthly Storm Sewer Utility Fee of \$3.00.

Section 2. In no case shall the monthly Storm Sewer Utility Fee exceed \$20.00.

Section 3. The monthly Storm Sewer Utility Fee is imposed effective October 1, 1994.

Section 4. The Storm Sewer Utility Fee shall not be imposed upon any impervious surface owned and maintained by the City nor upon the impervious surface of a public street, road, or highway nor upon the runways or taxiways of a public airport.

Section 5. The Storm Sewer Utility Fee may be reduced by individual mitigation efforts, as follows:

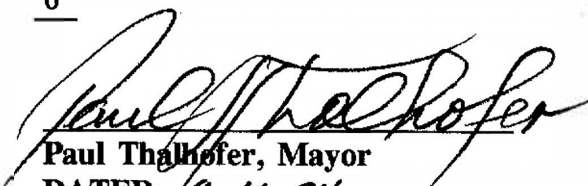
- A. The responsible party must request, in writing, a reduction in the Storm Sewer Utility Fee based upon mitigation actions taken to reduce the effect of storm water flow from the impervious surface.
- B. The request must include, under the stamp or seal of a professional engineer licensed in the State of Oregon, the following minimum information:

- (1) The calculated storm water run-off from the area in question prior to its development.
- (2) The calculated additional storm water run-off from the area in question after its development without mitigation.
- (3) The calculated additional storm water run-off from the area in question after its development with mitigation.
- (4) Engineer drawings or other suitable details of the mitigation method(s) employed.

- C. In determining storm water run-off, a 100-year event of 24-hour intensity shall be used.
- D. Upon review and approval of the user's request, the Public Works Director may grant a reduction in the Storm Sewer Utility Fee equal to the percent reduction in additional storm water runoff achieved by the mitigation effort but in no event shall the reduction be more than 70% of the fee without mitigation.
- E. The full amount of the Storm Sewer Utility Fee shall be charged until a request for reduction is received and approved.
- F. The decision of the Public Works Director may be appealed to the City Administrator. Such appeal must be in writing and submitted within 30 days after the decision is made by the Director. The appeal must state the particular matter in dispute, the reason(s) for differing with the Director, and the specific relief sought.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 9TH DAY OF AUGUST, 1994.

YEAS: 6
NAYS: 0
ABSTAINED: 0


Paul Thalhofer, Mayor
DATED: 8-11-94

ATTEST:

George Martinez
Deputy City Recorder

EXHIBIT A: MONTHLY FEE OF \$3.00 PER RESIDENCE, COSTS SHARED BY JURISDICTIONS								
STORM DRAINAGE CASH FLOW								
FISCAL YEAR	BEGINNING BALANCE	SDC INCOME	UTILITY FEE INCOME	CAPITAL COSTS	MAINTENANCE AND REPAIR	ADMIN COSTS	ENDING BALANCE	PROJECTS
1994-95	300,000	55,000	124,200	158,000	12,500	10,000	298,700	P1-3
1995-96	298,700	55,000	129,960	406,500	14,113	10,000	53,048	N1
1996-97	53,048	55,000	135,720	56,800	15,533	10,000	171,435	N4-5, S1
1997-98	171,435	55,000	141,480	79,380	17,517	10,000	271,018	S2
1998-99	271,018	55,000	147,240	0	17,517	10,000	455,741	
1999-00	455,741	55,000	153,000	0	17,517	10,000	646,224	
2000-01	646,224	55,000	158,760	0	17,517	10,000	842,467	
2001-02	842,467	55,000	164,520	0	17,517	10,000	1,044,470	
2002-03	1,044,470	55,000	170,280	1,033,500	43,355	10,000	192,896	N7
2003-04	192,896	55,000	176,040	0	43,355	10,000	380,581	
2004-05	380,581	55,000	181,800	343,000	51,930	10,000	222,452	N8
2005-06	222,452	55,000	187,560	0	51,930	10,000	413,082	
2006-07	413,082	55,000	193,320	0	51,930	10,000	609,473	
2007-08	609,473	55,000	199,080	598,050	66,881	10,000	198,622	S3,S4
2008-09	198,622	55,000	204,840	195,000	71,756	10,000	191,706	N7
2009-10	191,706	55,000	210,600	0	71,756	10,000	385,550	
2010-11	385,550	55,000	216,360	447,700	82,948	10,000	126,262	N10, S5-6
2011-12	126,262	55,000	222,120	67,500	84,636	10,000	251,246	S7
2012-13	251,246	55,000	227,880	213,250	89,967	10,000	230,909	N14-15, S8-9
2013-14	230,909	55,000	233,640	143,640	93,558	10,000	282,351	S10
TOTAL		1,100,000	3,578,400	3,742,320	933,729	200,000		
ASSUMPTIONS								
1. ANNUAL SDC INCOME WILL BE APPROXIMATELY ONE-HALF THE AMOUNT RECEIVED IN FY 1992-93.								
2. THE UTILITY FEE INCOME WOULD INCREASE ANNUALLY BY AN ESTIMATED 160 EQUIVALENT USERS.								
3. PROJECT COST ESTIMATES ARE REASONABLE AND WILL BE PAID BY JURISDICTIONS AS SUGGESTED DURING PREPARATION OF THE NORTH TROUTDALE STORM DRAINAGE MASTER PLAN.								
4. MAINTENANCE AND REPAIR (INCLUDING RENEWAL AND REPLACEMENT) COSTS WILL BE 2.5% OF COMPLETED CAPITAL IMPROVEMENTS.								
5. SDC RATES AND UTILITY FEES WILL BE ADJUSTED PERIODICALLY TO COMPENSATE FOR INCREASES IN CONSTRUCTION COSTS.								
6. ONE PROJECT ESTIMATED TO COST \$409,500 WILL REMAIN UNFUNDED.								

EXHIBIT B: List of Projects

<u>Project #</u>	<u>Project Title</u>	<u>Troutdale Share</u>	<u>(Total Cost)</u>
P 1	Beaver Creek Erosion Project	100,000	(100,000)
P 2	South Troutdale Drainage Study	50,000	(50,000)
P 3	Drywell at SW 7th & Kings ByWay	8,000	(8,000)
N 1	Marine Drive Diversion	406,500	(542,000)
N 2	Flood Storage Access Structure	0	(25,000)
N 3	Private Crossing Improvement	0	(14,000)
N 4	Columbia River Highway Control Structure	6,250	(12,500)
N 5	South Frontage Road Improvements	16,800	(42,000)
N 6	Marine Drive Culverts	0	(127,000)
N 7	Pump Station Upgrades (3 Phases)	1,638,000	(2,100,000)
N 8	Marine Drive/Sundial Road Culverts	343,000	(480,000)
N 9	Reynolds Spur Culvert	0	(42,000)
N10	Sundial Road Culverts	40,000	(40,000)
N11	Gas Line Ditch	0	(10,000)
N12	Railroad Spur Culverts	0	(41,000)
N13	West Interchange Storm Drain	0	(111,000)
N14	Columbia River Highway Underpass ByPass	57,500	(57,500)
N15	Wood Village Bypass	14,000	(56,000)
S 1	Beaver Creek Gaging Station	33,750	(33,750)
S 2	Jackson Park Interceptor	79,380	(79,380)
S 3	Beaver Creek Erosion Control	405,000	(405,000)
S 4	Stark Street Trunk	193,050	(193,050)
S 5	262nd Storm Drain	220,050	(220,050)
S 6	East County Farm Trunk Bypass	187,650	(187,650)
S 7	Halsey Street Diversion	67,500	(67,500)
S 8	Troutdale Road Detention	87,750	(87,750)
S 9	Columbia River Highway Culverts	54,000	(54,000)
S10	Sweetbriar Road Storm Drain	143,640	(143,640)

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