

COUNCIL ACTION FORM

Admin Item

Meeting Date: August 15, 2013
Staff Contact: Fred Sherman, City Clerk

Agenda Item: Consideration of a resolution to establish an Equivalent Residential Unit Rate (ERU Rate) and an Equivalent Non-Residential Unit Rate (ENRU Rate) for the Storm Water Management Utility.

Background / Description of Item:

The proposed new Storm Water Utility calls for the establishment by resolution of a storm water management service fee that will be charged for each Equivalent Residential Unit Rate (ERU Rate) and an Equivalent Non-Residential Unit Rate (ENRU Rate) for the Storm Water Management Utility.

An "Equivalent Residential Unit" (ERU) means a unit of measure that is equal to 500 square feet of impervious surface area of residential property with a residential dwelling, or a detached dwelling unit, detached garage and/or accessory structures, athletic courts, swimming pools and any paved or hard surface driveways located thereon within the City's limits.

An "Equivalent Non-Residential Unit" (ENRU) means a unit of measure that is equal to 500 square feet of impervious surface area on non-residential properties.

A fee of \$1.00 per month for each ERU and ENRU is proposed and is the basis for the FY 2014 Storm Water Utility Fund expenditures in the proposed FY 2014 Budget.

Each property will pay an annual fee based on the total amount of calculated area. The larger residential structures and those properties with extensive driveways and patios will be charged a higher rate than properties with houses that have a smaller footprint and/or minimally sized driveways.

Any residential property in Westwood with 5 ERU's, or a property with between 2,000 and 2,500 sq. ft. of calculated surface area will be assessed a \$60.00 annual Storm Water Service Management Fee. The non-residential properties are calculated on the amount total amount of impervious surface area.

Of the 738 total residential parcels in Westwood, 161 would be assessed a \$60.00 annual Storm Water Service Management Fee based on initial calculations. 146 other parcels will be assessed \$72.00 annually, and 120 will be assessed \$48.00 annually. A breakdown listing of the different ERU assessments of the residential parcels is provided in the following table. Based on the initial calculations, a total of \$96,144.00 will be assessed prior to any appeals of the calculations based on the recommended \$1.00 rate.

Residential Parcels	
ERU	Count
0	4
1	5
2	6
3	28
4	120
5	161
6	146
7	117
8	82
9	31
10	24
11	7
12	3
14	1
15	2
20	1

Staff Recommendation:

Pass Resolution No. _____ establishing an Equivalent Residential Unit Rate (ERU Rate) and an Equivalent Non-Residential Unit Rate (ENRU Rate) of \$1,00 per month for the Storm Water Management Utility.

CITY OF WESTWOOD, KANSAS

RESOLUTION NO. 36-2013

**A RESOLUTION OF THE CITY OF WESTWOOD, KANSAS,
ESTABLISHING THE EQUIVALENT RESIDENTIAL UNIT RATE AND THE
EQUIVALENT NON-RESIDENTIAL UNIT RATE**

WHEREAS, pursuant to the Code of the City of Westwood at Section 15-511, the Council has the authority to establish the Equivalent Residential Unit Rate and the Equivalent Non-Residential Unit Rate used to determine the storm water service management fees for each residential developed property and nonresidential developed property, respectively.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD, KANSAS:

1. That the Equivalent Residential Unit Rate is established at one dollar (\$1.00) per month per Equivalent Residential Unit, as defined in the Code of the City of Westwood at Section 15-502(11).

2. That the Equivalent Residential Unit Rate is established as one dollar (\$1.00) per month per Equivalent Non-Residential Unit, as defined in the Code of the City of Westwood at Section 15-502(13).

This resolution shall take effect and be in force from and after its adoption by the Governing Body.

PASSED by the Governing Body of the City of Westwood, Kansas and approved by the Mayor this 15th day of August, 2013.

/s/ John M. Yé
John M. Yé, Mayor

ATTEST:

/s/ Frederick L. Sherman
Frederick L. Sherman, City Clerk

APPROVED AS TO FORM:

/s/ Ryan B. Denk
Ryan B. Denk, City Attorney