

## ORDINANCE NO. 5101

AN ORDINANCE to amend Section 5-6-233 (STORMWATER UTILITY FEE) of Article C (STORMWATER UTILITY) of Chapter 6 (WATER AND SEWER) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of the Code of the City of Alexandria, Virginia, 1981, as amended.

### THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 5-6-233 of Article C of Chapter 6 of Title 5 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended as follows, by deleting the language shown in strikethrough and adding the language shown as underlined:

#### ARTICLE C – Stormwater Utility

##### Sec. 5-6-233 - Stormwater utility fee.

- (a) A stormwater utility fee is hereby imposed on every parcel of real property in the city that appears on the real property assessment rolls as of January 1 of each year. All stormwater utility fees and other income from the fees shall be deposited into the stormwater utility enterprise fund for the sole purpose of funding the activities described in section 5-6-236.
- (b) The stormwater utility shall be in effect starting January 1, 2018.
- (c) The utility fee rate per billing unit for calculating the stormwater utility fee shall be set at \$140 annually. The fee shall be reviewed annually and set by the city council to be effective July 1 each year.
- (d) Except as otherwise provided in this chapter, the impervious surface of a parcel shall be determined by the city, including but not limited to, one or more of the following: aerial photography; as-built drawings; final approved site plans; building permits; field surveys; or other appropriate engineering and mapping analysis tools.
- (e) The stormwater utility shall be under the administration of the director.
- (f) Notwithstanding subsection (a), and consistent with Code of Virginia, § 15.2-2114, the stormwater utility fee shall be waived in its entirety for the following:
  - (1) a federal, state, or local government, or public entity, that holds a permit to discharge stormwater from a municipal separate storm sewer system in accordance with Code of Virginia, § 10.1-603.2 et seq.; except that the waiver of charges shall apply only to property covered by any such permit;

- (2) public roads and street rights-of-way that are owned and maintained by state or local agencies, including property rights-of-way acquired through the acquisition process; ~~and~~
- (3) property owned or operated by the city; and
- (4) cemeteries.

Section 2. That Title 5, Chapter 6, Article C, Section 5-6-233, as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the Code of the City of Alexandria.

Section 3. That this ordinance shall become effective upon the date and at the time of its final passage.

ALLISON SILBERBERG  
Mayor

Final Passage: January 20, 2018