

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
NORMAN, OKLAHOMA, AMENDING SECTION 21-107(B) OF
CHAPTER 21 OF THE CODE OF THE CITY OF NORMAN
INCREASING WATER LINE CONNECTION CHARGES; AND
PROVIDING FOR THE SEVERABILITY THEREOF.

- § 1. WHEREAS, connection charges set forth in Section 21-107 of the City Code are fees associated with new connections to the City's water and sewer system intended to capture costs associated with providing additional water and sewer capacity associated with new connections; and
- § 2. WHEREAS, the portion of the connection charge set forth in Section 21-107 attributable to water connections were last increased by the City effective August 1, 2016; and
- § 3. WHEREAS, the adequacy of the connection charges has been reviewed at least biennially since the last effective rate increase in 2016; and
- § 4. WHEREAS, the City engaged Raftelis Financial Consultants, Inc. ("Raftelis") to update its 2015 Study of the City's connection charges to determine whether the current fee captured the cost of additional capacity required to serve new development; and
- § 5. WHEREAS, Raftelis has examined the portion of the connection charge set forth in Section 21-107 that is attributable to capacity needs for new sewer connections is adequate and not in need of an increase; and
- § 6. WHEREAS, in light of 68 O.S. §895, Raftelis has evaluated an increase in the portion of the connection charge set forth in Section 21-107 attributable to water connections and provided three different fee alternatives based on different supply sources that may be accessed to support capital projects that increase water system capacity; and
- § 7. WHEREAS, after presentation and discussion with the City Council, Staff was directed to bring forward an ordinance amendment that would implement a 25% increase in the portion of the connection charge attributable to new water connections; and
- § 8. WHEREAS, a 25% increase in the portion of the connection charge attributable to new water connections does not exceed any of the three fee alternatives presented by Raftelis.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

- § 9. That Section 21-107 of Chapter 21 of the Code of the City of Norman, Oklahoma, **Fees and Charges**, shall be amended read as follows:
- (a) *Capital improvement charge.* The City Controller shall increase, charge, and collect for sewer or water service furnished by the City, to all consumers and users for such service the following monthly rates or charges, which shall be in addition to the rates of sections 21-111, 21-112, and 21-113 of this Code; to wit:

- (1) Two dollars (\$2.00) per each residence, apartment or mobile home to be applied fifty cents (\$0.50) to sewer line maintenance and one dollar and fifty cents (\$1.50) to water line maintenance.
- (2) Sixty (60) percent of the sewer rate as calculated per section 21-112 of this Code, for all rooming, boarding, or fraternal housing institutions, industrial users, and commercial establishments.
- (b) *Connection charge.* The following charges shall be assessed based upon the size of the water service line leading into and to be utilized for the furnishing of water to any use or structure:

(1) *Multi-family residential structures:*

<i>Water Service Size</i>	<i>Connection Charge</i>
¾" 1-4 living units 1" 5-8 living units	Effective May 11, 2007 \$850 per living unit
1½" 9-16 living units	Effective August 1, 2015:
2" 17-28 living units	\$1,075 per living unit
3" 29-64 living units	Effective August 1, 2016:
4" 65-114 living units	\$1,275 per living unit
6" 115-257 living units	<u>\$1,525.00 per living unit</u>

(2) *Single family, commercial, industrial and other users not otherwise listed:*

<i>Water Service Size</i>	<i>Connection Charge Effective May 11, 2007</i>	<i>Connection Charge Effective August 1, 2015</i>	<i>Connection Charge Effective August 1, 2016</i>	<i>Connection Charge</i>
¾"	\$850	\$ 1,075	\$ 1,275	<u>\$ 1,525.00</u>
1"	\$1,420	\$ 1,883	\$ 2,217	<u>\$ 2,633.75</u>
1½"	\$2,840	\$ 3,767	\$ 4,483	<u>\$ 5,266.25</u>
2"	\$5,670	\$ 7,258	\$ 8,592	<u>\$10,258.75</u>
3"	\$13,600	\$16,358	\$19,292	<u>\$22,958.75</u>
4"	\$23,800	\$30,388	\$35,988	<u>\$42,988.13</u>
6"	\$52,140	\$64,514	\$76,048	<u>\$90,464.75</u>

These connection charges shall be collected prior to the furnishing of water or sewer service, or prior to the issuance of a building permit for the construction of or addition to any residential, commercial, or industrial structural unit located within five hundred (500) feet of any water or sewer line owned and operated by the City.

Should a request be made to connect a use, structure or group of structures to the water or sewer systems, by an applicant under conditions not requiring the issuance of a building permit, or if such connection is otherwise required by law or by this Code, and no charge

has theretofore been collected which is attributable to such use, structure or group of structures, then, and in that event, the charges herein authorized, based upon the size of the water service line leading into and furnishing water to such use, structure or group of structures, shall be paid and a separate receipt for each use, structure or group of structures will be issued which shall constitute the permit to make such connection by the applicant.

Where an addition is to be made to any use, structure or group of structures, and such addition will require the installation of a larger water service line to service the total structure after alteration, the charge for such addition, which shall be the difference between the rate set for the line originally installed to serve said structure and the rate for the larger line to be installed shall be paid.

The City Controller shall establish and create an appropriate account into which all connection charges shall be daily deposited. All funds deposited in such account shall be expended for the acquisition, construction, replacement and extension of the water and sewer systems of the City, including water and sewer plants, or for the payment of bonds issued for the same purposes, and for no other. The account shall be a special utility account, created on a revolving basis pursuant to the law, in such case made and provided, without the necessity of appropriation. However, no expenditures for the acquisition, construction, replacement or extension of the water and sewer systems shall be made without an appropriation having been made for the specific expenditures to be undertaken.

City Council shall begin reviewing the connection fees no later than November 1, 2016, and on a regular basis thereafter, to determine the appropriateness of the fees in accordance with Oklahoma Statutes, Title 62, Section 895.

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§ 10. SEVERABILITY. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

ADOPTED this _____ day of _____, 2022.

NOT ADOPTED this _____ day of _____, 2022.

Breea Clark, Mayor

Breea Clark, Mayor

ATTEST:
Brenda Hall, City Clerk