



City of Harrisonburg, Virginia

Office of the City Manager

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G. Chris Brown
City Attorney

TO: Kurt Hodgen, City Manager
FROM: G. Chris Brown, City Attorney
DATE: August 1, 2016
RE: Stormwater Utility Fee Ordinance Amendment

Summary: This request is to Amend Sections 6-5-3, 6-5-5, 6-5-7, and 6-5-9 of the Harrisonburg City Code in regard to the Stormwater Utility Fee Ordinance to make several administrative changes.

Background: In March, 2015, council approved Chapter 5 of Title 6 of the Harrisonburg City Code to provide for a Stormwater Utility Fee. The proposed amendments make certain administrative changes in order to clarify certain aspects of the Stormwater Utility Fee and to reflect how the petitions for adjustments are being administered. The changes include clarifying that in certain situations the City's Director of Public Works may designate another individual in his office to administer certain aspects of the Stormwater Utility Fee; clarifying how the Stormwater Utility Fee is applied to condominium unit owners; changing the interest rate for delinquent payments to be consistent with the interest rate for delinquent tax payments; and clarifying how petitions for adjustments are handled, including specifically setting forth that the initial appeal is to the Stormwater Program Coordinator, and that the Stormwater Advisory Committee will make a recommendation to the Director on petitions appealed from the Stormwater Program Coordinator.

Key Issues: Amend Stormwater Utility Fee Ordinance for administrative clarity and to change the interest rate on delinquent fees.

Environmental Impact: n/a

Fiscal Impact: n/a

Prior Actions: Enact Stormwater Utility Fee Ordinance on March 15, 2015

Alternatives:

- (a) Adopt proposed amendments
- (b); Adopt some but not all of the amendments
- (c) Reject the amendments

Community Engagement: n/a

Recommendation: Staff recommends approval of the attached proposed amendments

Attachments: Current Ordinance reflecting recommended changes.

Review:
The initiating Department Director will place in Legistar, in sequence of transmittal, the names of each department that must initial their review in order for this item to be placed on the City Council agenda. The completion of review only addresses the readiness of the issue for Council consideration. This does not address the recommendation for approval or denial of the issue.

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