

Council Bill/General Ordinance No. 3041-2023

Sponsor: _____

AN ORDINANCE

AMENDING Chapter 34, “WATER AND SEWERS,” of the Moline Code of Ordinances, Section 34-4400, “IN GENERAL,” by repealing said section in its entirety and enacting in lieu thereof one new Section 34-4400, dealing with the same subject matter.

WHEREAS, Stormwater Utility is responsible for maintenance of the drainage system within the City as well as compliance with the Illinois Environmental Protection Agency’s Municipal Separate Storm Sewer System (MS4) NPDES permit; and

WHEREAS, this utility is exclusively funded by charges to Moline property owners related to size and character of their property and funds are used for O&M of the conveyance system as well as flood mitigation; and

WHEREAS, residential parcels (up to four dwelling units) are charged a flat rate based on acreage. Small parcels are those less than ¼ acre. Medium parcels are those between ¼ and ½ acre. Large parcels are those between ½ acre and 2 acres. Commercial/Industrial, and residential parcels larger than 2 acres, or 4 dwelling units, are charged based on a measurement of equalized hydrologic acreage (\$87.83/EHA); and

WHEREAS, a review of the Utility’s financial model, developed in 2022, as well as information related to operating, maintenance and capital planning for the Stormwater Utility, indicate that adjustments to stormwater rates are necessary to keep pace with the City’s aggressive street improvement program as costs related to construction and repair have continued to increase; and

WHEREAS, staff recommends amendments to Chapter 34 of the Moline Code of Ordinances to adjust stormwater rates for fiscal year 2024 as approved by Council during the Enterprise Fund roundtable discussion on September 19, 2023.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOLINE, ILLINOIS, as follows:

Section 1. The foregoing recitals are hereby incorporated into this Ordinance as though fully set forth in this Section 1.

Section 2. That Chapter 34, “WATER AND SEWERS,” of the Moline Code of Ordinances, Section 34-4400, “IN GENERAL,” is hereby amended by repealing said section in its entirety and enacting in lieu thereof one new Section 34-4400, dealing with the same subject matter, effective upon the first billing after January 1, 2024, which shall read as follows (additions in **bold and underlined** and deletions in **~~bold and strikethrough~~**):

“SEC. 34-4400. IN GENERAL.

(a) All owners of real property located within the City of Moline which property discharges into the stormwater system shall be charged for and shall pay the City of Moline for the use of the

Council Bill/General Ordinance No. 3041-2023

Page 2 of 3

stormwater system based on the relative amount and rate of flow of stormwater which is determined to be entering the stormwater system from and as a result of the owner's real property. The impact of the stormwater from the real property upon the stormwater system shall be determined on the basis of the flat rates or the measurements contained and set forth in this section.

(1) FLAT RATE CHARGES:

Owners of real property specified herein shall pay to the City of Moline a quarterly stormwater utility service charge for the following real property which discharges into the stormwater system:

A. The schedule of charges effective for bills issued after January 1, 2023 and thereafter shall be:

\$7.59 per quarter for residential parcels having a maximum of four (4) dwelling units on less than 0.25 acres of land;

\$14.61 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.25 to under 0.50 acres of land;

\$29.99 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.50 to 2.00 acres of land.

~~The schedule of charges effective for bills issued after January 1, 2005 to December 31, 2022, shall be:~~

~~A. The schedule of charges effective for bills issued after January 1, 2023 and thereafter shall be:~~

~~\$5.84 per quarter for residential parcels having a maximum of four (4) dwelling units on less than 0.25 acres of land;~~

~~\$11.24 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.25 to under 0.50 acres of land;~~

~~\$23.07 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.50 to 2.00 acres of land.~~

B. The schedule of charges effective for bills issued after January 1, ~~2024~~ 2023 and thereafter shall be:

~~\$9.87~~\$7.59 per quarter for residential parcels having a maximum of four (4) dwelling units on less than 0.25 acres of land;

~~\$18.99~~\$14.61 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.25 to under 0.50 acres of land;

~~\$39.00~~\$29.99 per quarter for residential parcels having a maximum of four (4) dwelling units on 0.50 to 2.00 acres of land.

(2) CHARGES BASED ON INDIVIDUALLY MEASURED LAND AREA:

Owners of nonresidential property or residential property measuring greater than 2 acres, shall pay to the City of Moline a quarterly stormwater utility service charge based on the impervious acreage of said property.

A. The effective rate per impervious acre for bills issued after January 1, 2023 and thereafter shall be \$162.00.

~~The effective rate per impervious acre for bills issued after January 1, 2005 to December 31, 2022 shall be \$124.62.~~

Council Bill/General Ordinance No. 3041-2023

Page 3 of 3

B. The effective rate per impervious acre for bills issued after January 1, 2024 ~~2023~~ and thereafter shall be \$210.60 ~~\$162.00~~.

(b) Notwithstanding any other provision contained herein, in no event shall any owner specified herein pay a quarterly charge less than the effective charge stipulated in Sec. 34-4400(1) for a residential parcel having a maximum of four (4) dwelling units on less than 0.25 acres of land.

(c) Properties which discharge to an approved stormwater detention or retention system, retain stormwater on site, reduce the amount of impervious areas as part of redevelopment, or are 100% vacant pervious property, or discharge directly to the Mississippi or Rock Rivers, may be eligible to receive up to a 100% discount from the quarterly stormwater utility service charge; said discount shall be incrementally granted by the director of utilities based on the percentage detention, retention, or reduction of the post-development discharge, pursuant to the BMP plan. Requests for discount shall be addressed to the director of utilities and submitted to code compliance. Requests shall include the percentage discount requested with numerical justification for the amount, a physical description of the property with topographic maps, aerial photos, drainage studies, and other relevant information upon which the request is based.”

Section 3. All ordinances, resolutions, and parts thereof in conflict with this Ordinance are hereby repealed to the extent necessary to give effect to the provisions of this Ordinance.

Section 4. This Ordinance and every provision thereof shall be considered severable. If any word, phrase, clause, sentence, paragraph, provision, section, or part of this Ordinance is found to be void, unconstitutional, or otherwise unenforceable, all remaining portions of this Ordinance not so declared void, unconstitutional, or unenforceable shall remain in full force and effect.

Section 5. That this Ordinance shall be in full force and effect from and after passage, approval, and if required by law, publication in the manner provided for by law.

CITY OF MOLINE, ILLINOIS

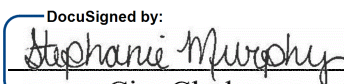
DocuSigned by:

Mayor

October 10, 2023
Date

Passed: October 10, 2023

Approved: October 24, 2023

Attest: 
Stephanie Murphy
City Clerk