

SUBSTITUTE NO. 1 TO ORDINANCE NO. 23-013

AN ORDINANCE TO AMEND CHAPTER 45 OF THE CITY CODE REGARDING SEWER SYSTEM RATES AND CHARGES, WATER RATES AND CHARGES, AND STORMWATER RATES AND CHARGES FOR FISCAL YEARS 2024, 2025, AND 2026

**Rev. 1
#0287**

Sponsor:

**Council
Member
Johnson**

WHEREAS, City Council enacted Chapter 45 of the Wilmington City Code, Article II of which includes provisions establishing a system of: (i) sewer system and sewage disposal rates and charges, such rates and charges being most recently increased by Ordinance No. 22-017; (ii) drinking water user rates and charges, such rates and charges being most recently increased by Ordinance No. 22-017; and (iii) stormwater rates and charges, such rates and charges being most recently increased by Ordinance No. 21-020; and

WHEREAS, City Council enacted Ordinance No. 23-020, which requires that water, sewer, and stormwater rates and charges be established for consecutive three-year periods rather than annually; and

WHEREAS, City Council deems it necessary and appropriate to establish the sewer, water, and stormwater rates and charges for Fiscal Year 2024 (i.e., the fiscal year beginning on July 1, 2023 and ending on June 30, 2024), Fiscal Year 2025 (i.e., the fiscal year beginning on July 1, 2024 and ending on June 30, 2025), and Fiscal Year 2026 (i.e., the fiscal year beginning on July 1, 2025 and ending on June 30, 2026).

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF WILMINGTON
HEREBY ORDAINS:**

SECTION 1. Chapter 45 of the City Code is hereby amended by amending Section 45-175 thereof by adding the underlined language and deleting the stricken language to read as follows:

Sec. 45-175. Monthly water rates and fire service charges.

(a) *General water rates, excluding residential.* Charges for water service shall be composed of a monthly facilities charge for each meter, based on meter size, and usage charges based on rates per 1,000 gallons of actual consumption. The monthly facilities charge for five-eighths-inch, three-fourths-inch and one-inch meters shall include a monthly allowance of 3,000 gallons of water. Facilities and usage charges for ~~all~~ each customer accounts in each classification of customers shall be ~~payable~~ charged monthly based on the account's meter size and monthly meter readings, respectively. The classification of customers, monthly facilities charges, and usage charges shall be as follows:

(1) For the fiscal year beginning on July 1, 2023 and ending on June 30, 2024:

Meter Size (Inches)	Monthly Facilities Charge \$		Inside City Usage Charges (\$ per 1,000 gallons)					
			Commercial		Industrial		Apartment	
5/8	24.77	<u>26.18</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
3/4	27.90	<u>29.49</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
1	30.98	<u>32.75</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
1½	30.98	<u>32.75</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
2	40.30	<u>42.60</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
3	130.12	<u>137.54</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
4	247.77	<u>261.89</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
6	334.50	<u>353.57</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
8	464.59	<u>491.07</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
10	464.59	<u>491.07</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
12	464.59	<u>491.07</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
14	464.59	<u>491.07</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>
16	464.59	<u>491.07</u>	10.143	<u>10.721</u>	8.112	<u>8.574</u>	9.572	<u>10.118</u>

Meter Size (Inches)	Monthly Facilities Charge \$		Outside City Usage Charges (\$ per 1,000 gallons)					
			Commercial		Industrial		Apartment	
<u>5/8</u>	<u>37.65</u>	<u>39.80</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>3/4</u>	<u>41.20</u>	<u>43.55</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>1</u>	<u>45.89</u>	<u>48.51</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>1½</u>	<u>43.54</u>	<u>46.02</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>2</u>	<u>58.82</u>	<u>62.17</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>3</u>	<u>200.04</u>	<u>211.44</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>4</u>	<u>388.28</u>	<u>410.41</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>6</u>	<u>517.67</u>	<u>547.18</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>8</u>	<u>735.77</u>	<u>777.71</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>10</u>	<u>735.77</u>	<u>777.71</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>12</u>	<u>735.77</u>	<u>777.71</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>14</u>	<u>735.77</u>	<u>777.71</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>
<u>16</u>	<u>735.77</u>	<u>777.71</u>	<u>13.217</u>	<u>13.970</u>	<u>11.168</u>	<u>11.805</u>	<u>14.261</u>	<u>15.074</u>

(2) For the fiscal year beginning on July 1, 2024 and ending on June 30, 2025:

Meter Size (Inches)	Monthly Facilities Charge \$		Inside City Usage Charges (\$ per 1,000 gallons)		
			Commercial	Industrial	Apartment
<u>5/8</u>	<u>27.67</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>3/4</u>	<u>31.17</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>1</u>	<u>34.62</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>1½</u>	<u>34.62</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>2</u>	<u>45.03</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>3</u>	<u>145.38</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>4</u>	<u>276.82</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>6</u>	<u>373.72</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>8</u>	<u>519.06</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>10</u>	<u>519.06</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>12</u>	<u>519.06</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>14</u>	<u>519.06</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>
<u>16</u>	<u>519.06</u>		<u>11.332</u>	<u>9.063</u>	<u>10.695</u>

<u>Meter Size (Inches)</u>	<u>Monthly Facilities Charge \$</u>	<u>Outside City Usage Charges (\$ per 1,000 gallons)</u>		
		<u>Commercial</u>	<u>Industrial</u>	<u>Apartment</u>
<u>5/8</u>	<u>42.07</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>3/4</u>	<u>46.03</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>1</u>	<u>51.28</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>1½</u>	<u>48.64</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>2</u>	<u>65.71</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>3</u>	<u>223.49</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>4</u>	<u>433.80</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>6</u>	<u>578.37</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>8</u>	<u>822.04</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>10</u>	<u>822.04</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>12</u>	<u>822.04</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>14</u>	<u>822.04</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>
<u>16</u>	<u>822.04</u>	<u>14.766</u>	<u>12.478</u>	<u>15.933</u>

(3) For the fiscal year beginning on July 1, 2025 and ending on June 30, 2026:

<u>Meter Size (Inches)</u>	<u>Monthly Facilities Charge \$</u>	<u>Inside City Usage Charges (\$ per 1,000 gallons)</u>		
		<u>Commercial</u>	<u>Industrial</u>	<u>Apartment</u>
<u>5/8</u>	<u>29.27</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>3/4</u>	<u>32.98</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>1</u>	<u>36.63</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>1½</u>	<u>36.63</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>2</u>	<u>47.64</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>3</u>	<u>153.81</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>4</u>	<u>292.88</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>6</u>	<u>395.40</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>8</u>	<u>549.17</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>10</u>	<u>549.17</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>12</u>	<u>549.17</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>14</u>	<u>549.17</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>
<u>16</u>	<u>549.17</u>	<u>11.989</u>	<u>9.589</u>	<u>11.315</u>

<u>Meter Size (Inches)</u>	<u>Monthly Facilities Charge \$</u>	<u>Outside City Usage Charges (\$ per 1,000 gallons)</u>		
		<u>Commercial</u>	<u>Industrial</u>	<u>Apartment</u>
<u>5/8</u>	<u>44.51</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>3/4</u>	<u>48.70</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>1</u>	<u>54.25</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>1½</u>	<u>51.46</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>2</u>	<u>69.52</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>3</u>	<u>236.45</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>4</u>	<u>458.96</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>6</u>	<u>611.92</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>8</u>	<u>869.72</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>10</u>	<u>869.72</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>12</u>	<u>869.72</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>14</u>	<u>869.72</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>
<u>16</u>	<u>869.72</u>	<u>15.622</u>	<u>13.202</u>	<u>16.857</u>

(b) *General water rates, residential only.* Charges for water service shall be composed of a monthly facilities charge for each meter, based on meter size, and usage charges based on rates per 1,000 gallons of actual consumption. The monthly facilities charge for five-eighths-inch, three-fourths-inch, and one-inch meters shall include a monthly allowance of 2,000 gallons of water. Facilities and usage charges for all each customer accounts in each classification of customers shall be payable charged monthly based on the account's meter size and monthly meter readings, respectively. The classification of customers, monthly facilities charges, and usage charges shall be as follows:

(1) For the fiscal year beginning on July 1, 2023 and ending on June 30, 2024:

Meter Size (Inches)	Monthly Facilities Charge \$ (1)(i)		Inside City Residential Customers Usage Charges (\$ per 1,000 gallons)			
			1st Block (2)(ii)		2nd Block (3)(iii)	
5/8	21.04	<u>22.24</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
3/4	23.73	<u>25.08</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
1	26.31	<u>27.81</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
1½	30.98	<u>32.75</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
2	40.30	<u>42.60</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
3	130.12	<u>137.54</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
4	247.77	<u>261.89</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
6	334.50	<u>353.57</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>
8	464.59	<u>491.07</u>	6.665	<u>7.045</u>	8.331	<u>8.806</u>

- (1) (i) Includes a monthly allowance of 2,000 gallons for five-eighths-inch, three-fourths-inch, and one-inch metered customers.
- (2) (ii) All usage between 2,001 gallons and 5,000 gallons per month for five-eighths-inch, three-fourths-inch, and one-inch metered customers. All usage up to 5,000 gallons per month for all other meter sizes.
- (3) (iii) All usage over 5,000 gallons per month.

Meter Size (Inches)	Monthly Facilities Charge \$ (1)(i)		Outside City Residential Customers Usage Charges (\$ per 1,000 gallons)			
			1st Block (2)(ii)		2nd Block (3)(iii)	
5/8	32.00	<u>33.82</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
3/4	35.01	<u>37.01</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
1	39.01	<u>41.23</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
1½	43.54	<u>46.02</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
2	58.82	<u>62.17</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
3	200.04	<u>211.44</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
4	388.28	<u>410.41</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
6	517.67	<u>547.18</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>
8	735.77	<u>777.71</u>	11.461	<u>12.114</u>	14.318	<u>15.134</u>

- (1) (i) Includes a monthly allowance of 2,000 gallons for five-eighths-inch, three-fourths-inch, and one-inch metered customers.
- (2) (ii) All usage between 2,001 gallons and 5,000 gallons per month for five-eighths-inch, three-fourths-inch, and one-inch metered customers. All usage up to 5,000 gallons per month for all other meter sizes.
- (3) (iii) All usage over 5,000 gallons per month.

(2) For the fiscal year beginning on July 1, 2024 and ending on June 30 2025:

<u>Meter Size (Inches)</u>	<u>Monthly Facilities Charge \$ (i)</u>	<u>Inside City Residential Customers Usage Charges (\$ per 1,000 gallons)</u>	
		<u>1st Block (ii)</u>	<u>2nd Block (iii)</u>
<u>$\frac{5}{8}$</u>	<u>23.51</u>	<u>7.447</u>	<u>9.308</u>
<u>$\frac{3}{4}$</u>	<u>26.51</u>	<u>7.447</u>	<u>9.308</u>
<u>1</u>	<u>29.40</u>	<u>7.447</u>	<u>9.308</u>
<u>1½</u>	<u>34.62</u>	<u>7.447</u>	<u>9.308</u>
<u>2</u>	<u>45.03</u>	<u>7.447</u>	<u>9.308</u>
<u>3</u>	<u>145.38</u>	<u>7.447</u>	<u>9.308</u>
<u>4</u>	<u>276.82</u>	<u>7.447</u>	<u>9.308</u>
<u>6</u>	<u>373.72</u>	<u>7.447</u>	<u>9.308</u>
<u>8</u>	<u>519.06</u>	<u>7.447</u>	<u>9.308</u>

- (i) Includes a monthly allowance of 2,000 gallons for five-eighths-inch, three-fourths-inch, and one-inch metered customers.
- (ii) All usage between 2,001 gallons and 5,000 gallons per month for five-eighths-inch, three-fourths-inch, and one-inch metered customers. All usage up to 5,000 gallons per month for all other meter sizes.
- (iii) All usage over 5,000 gallons per month.

<u>Meter Size (Inches)</u>	<u>Monthly Facilities Charge \$ (i)</u>	<u>Outside City Residential Customers Usage Charges (\$ per 1,000 gallons)</u>	
		<u>1st Block (ii)</u>	<u>2nd Block (iii)</u>
<u>$\frac{5}{8}$</u>	<u>35.75</u>	<u>12.804</u>	<u>15.997</u>
<u>$\frac{3}{4}$</u>	<u>39.12</u>	<u>12.804</u>	<u>15.997</u>
<u>1</u>	<u>43.58</u>	<u>12.804</u>	<u>15.997</u>
<u>1½</u>	<u>48.64</u>	<u>12.804</u>	<u>15.997</u>
<u>2</u>	<u>65.71</u>	<u>12.804</u>	<u>15.997</u>
<u>3</u>	<u>223.49</u>	<u>12.804</u>	<u>15.997</u>
<u>4</u>	<u>433.80</u>	<u>12.804</u>	<u>15.997</u>
<u>6</u>	<u>578.37</u>	<u>12.804</u>	<u>15.997</u>
<u>8</u>	<u>822.04</u>	<u>12.804</u>	<u>15.997</u>

- (i) Includes a monthly allowance of 2,000 gallons for five-eighths-inch, three-fourths-inch, and one-inch metered customers.
- (ii) All usage between 2,001 gallons and 5,000 gallons per month for five-eighths-inch, three-fourths-inch, and one-inch metered customers. All usage up to 5,000 gallons per month for all other meter sizes.
- (iii) All usage over 5,000 gallons per month.

(3) For the fiscal year beginning on July 1, 2025 and ending on June 30, 2026:

<u>Meter Size (Inches)</u>	<u>Monthly Facilities Charge \$ (i)</u>	<u>Inside City Residential Customers Usage Charges (\$ per 1,000 gallons)</u>	
		<u>1st Block (ii)</u>	<u>2nd Block (iii)</u>
<u>$\frac{5}{8}$</u>	<u>24.87</u>	<u>7.879</u>	<u>9.848</u>
<u>$\frac{3}{4}$</u>	<u>28.05</u>	<u>7.879</u>	<u>9.848</u>
<u>1</u>	<u>31.11</u>	<u>7.879</u>	<u>9.848</u>
<u>1½</u>	<u>36.63</u>	<u>7.879</u>	<u>9.848</u>
<u>2</u>	<u>47.64</u>	<u>7.879</u>	<u>9.848</u>
<u>3</u>	<u>153.81</u>	<u>7.879</u>	<u>9.848</u>
<u>4</u>	<u>292.88</u>	<u>7.879</u>	<u>9.848</u>
<u>6</u>	<u>395.40</u>	<u>7.879</u>	<u>9.848</u>
<u>8</u>	<u>549.17</u>	<u>7.879</u>	<u>9.848</u>

- (i) Includes a monthly allowance of 2,000 gallons for five-eighths-inch, three-fourths-inch, and one-inch metered customers.
- (ii) All usage between 2,001 gallons and 5,000 gallons per month for five-eighths-inch, three-fourths-inch, and one-inch metered customers. All usage up to 5,000 gallons per month for all other meter sizes.
- (iii) All usage over 5,000 gallons per month.

<u>Meter Size (Inches)</u>	<u>Monthly Facilities Charge \$ (i)</u>	<u>Outside City Residential Customers Usage Charges (\$ per 1,000 gallons)</u>	
		<u>1st Block (ii)</u>	<u>2nd Block (iii)</u>
<u>$\frac{5}{8}$</u>	<u>37.82</u>	<u>13.547</u>	<u>16.925</u>
<u>$\frac{3}{4}$</u>	<u>41.39</u>	<u>13.547</u>	<u>16.925</u>
<u>1</u>	<u>46.11</u>	<u>13.547</u>	<u>16.925</u>
<u>1½</u>	<u>51.46</u>	<u>13.547</u>	<u>16.925</u>
<u>2</u>	<u>69.52</u>	<u>13.547</u>	<u>16.925</u>
<u>3</u>	<u>236.45</u>	<u>13.547</u>	<u>16.925</u>
<u>4</u>	<u>458.96</u>	<u>13.547</u>	<u>16.925</u>
<u>6</u>	<u>611.92</u>	<u>13.547</u>	<u>16.925</u>
<u>8</u>	<u>869.72</u>	<u>13.547</u>	<u>16.925</u>

- (i) Includes a monthly allowance of 2,000 gallons for five-eighths-inch, three-fourths-inch, and one-inch metered customers.
 - (ii) All usage between 2,001 gallons and 5,000 gallons per month for five-eighths-inch, three-fourths-inch, and one-inch metered customers. All usage up to 5,000 gallons per month for all other meter sizes.
 - (iii) All usage over 5,000 gallons per month.
- (c) *Charges for certain elderly homeowners.* All property owners including the disabled who are eligible for and have been granted exemptions from municipal taxation of real property in the city pursuant to the provisions of section 44-64 shall be charged monthly for all meters servicing exempt properties and shall ~~pay be charged~~ the monthly facilities charge of \$14.46 \$15.28 for the monthly allowance of 2,000 gallons for the fiscal year beginning on July 1, 2023 and ending on June 30, 2024, \$16.15 for the monthly allowance of 2,000 gallons for the fiscal year beginning on July 1, 2024 and ending on June 30, 2025, and \$17.09 for the monthly allowance of 2,000 gallons for the fiscal year beginning on July 1, 2025 and ending on June 30, 2026. All usage between 2,001 gallons and 5,000 gallons per month shall be charged at ~~\$2.502~~ \$2.645 per 1,000 gallons for the fiscal year beginning on July 1, 2023 and ending on June 30, 2024, \$2.796 per 1,000 gallons for the fiscal year beginning on July 1, 2024 and ending on June 30, 2025, and \$2.958 per 1,000 gallons for the fiscal year beginning on July 1, 2025 and ending on June 30, 2026. All usage above 5,000 gallons per month shall be charged at ~~\$3.129~~ \$3.307 per 1,000 gallons for the fiscal year beginning on July 1, 2023 and ending on June 30, 2024, \$3.495 per 1,000 gallons for the fiscal year beginning on July 1, 2024 and ending on June 30, 2025, and \$3.698 per 1,000 gallons for the fiscal year beginning on July 1, 2025 and ending on June 30, 2026.

SECTION 2. Chapter 45 of the City Code is hereby amended by amending Section 45-53 thereof by adding the underlined language and deleting the stricken language to read as follows:

Sec. 45-53. - Sanitary and storm water rates and charges.

- (a) *Definitions.* The following words, terms and phrases as used in this section shall mean the following:

Equivalent storm water ~~monthly~~ unit monthly rate or ESU rate means the storm water charge rate imposed monthly on the non-vacant, non-exempt parcels of the first tier impervious area, of the single-family residential storm water class.

(d) *Storm water charge.* The storm water charge represents an equitable system for recovering costs related to all aspects of storm water management, including but not limited to: capital improvements including debt service; operation and maintenance costs including routine replacements; combined sewer overflow mitigation and long term control plan creation and implementation; compliance with all current and future storm water and surface water regulatory requirements; surface water quality monitoring, inspection, management and improvement projects; flooding mitigation; inspections of storm water management facilities; billing and administration; plan review and inspection of sediment control and storm water management plans and practices; acquisition of interests in land including easements; and watershed planning and protection initiatives. All parcels that are within the city’s corporate boundaries, shall be assessed a monthly storm water charge as per the provisions of this article. In the event that the owner of a parcel and the user of a parcel are not the same, the owner shall be liable for the storm water charge.

The storm water charge shall be determined as per the provisions of this article, based on the equivalent storm water unit (“ESU”) and the ESU rate. The ESU, the ESU rate and the single family residential tiers may be amended by city council from time to time as necessary. The storm water charge for the various storm water classes shall be determined as follows:

(1) *Single-family residential storm water classes.* For the single-family residential storm water classes, a four-tiered storm water charge is established to accommodate the wide range of impervious area square footage that exists among the single-family residential parcels in the city. The four tiers of impervious area and the storm water charge for each tier are as shown in Table 1:

(i) For the fiscal year beginning on July 1, 2023 and ending on June 30, 2024:

Table 1: Single-Family Residential Parcels

Tier	Impervious Area (square feet)	Equivalent Storm Water Unit Ratio (ESU ratio)	Monthly Storm Water Charge*
Tier 1	0 to 799	1.00	\$5.05 <u>\$5.35</u>
Tier 2	800 to 1,299	1.45	\$7.32 <u>\$7.76</u>
Tier 3	1,300 to 2,399	2.48	\$12.52 <u>\$13.27</u>
Tier 4	2,400 and over	4.40	\$22.21 <u>\$23.54</u>

*The monthly storm water charge, rounded to two decimals, is calculated by multiplying the assigned ESU ratio, by the ESU rate.

(ii) For the fiscal year beginning on July 1, 2024 and ending on June 30, 2025:

Table 1: Single-Family Residential Parcels

<u>Tier</u>	<u>Impervious Area (square feet)</u>	<u>Equivalent Storm Water Unit Ratio (ESU ratio)</u>	<u>Monthly Storm Water Charge*</u>
<u>Tier 1</u>	<u>0 to 799</u>	<u>1.00</u>	<u>\$5.67</u>
<u>Tier 2</u>	<u>800 to 1,299</u>	<u>1.45</u>	<u>\$8.23</u>
<u>Tier 3</u>	<u>1,300 to 2,399</u>	<u>2.48</u>	<u>\$14.07</u>
<u>Tier 4</u>	<u>2,400 and over</u>	<u>4.40</u>	<u>\$24.95</u>

*The monthly storm water charge, rounded to two decimals, is calculated by multiplying the assigned ESU ratio by the ESU rate.

(iii) For the fiscal year beginning on July 1, 2025 and ending on June 30, 2026:

Table 1: Single-Family Residential Parcels

<u>Tier</u>	<u>Impervious Area (square feet)</u>	<u>Equivalent Storm Water Unit Ratio (ESU ratio)</u>	<u>Monthly Storm Water Charge*</u>
<u>Tier 1</u>	<u>0 to 799</u>	<u>1.00</u>	<u>\$6.01</u>
<u>Tier 2</u>	<u>800 to 1,299</u>	<u>1.45</u>	<u>\$8.72</u>
<u>Tier 3</u>	<u>1,300 to 2,399</u>	<u>2.48</u>	<u>\$14.91</u>
<u>Tier 4</u>	<u>2,400 and over</u>	<u>4.40</u>	<u>\$26.45</u>

*The monthly storm water charge, rounded to two decimals, is calculated by multiplying the assigned ESU ratio by the ESU rate.

The impervious area for each residential parcel is determined based on the actual main floor, attached area, and detached structure square footage data provided by the New Castle eCounty’s tax assessment system. Based on the impervious area determined, the residential parcels are assigned to one of the four tiers of impervious area. The department of public works shall assign a tier and apply the associated ESU ratio to each single-family residential parcel. A storm water charge will be assessed monthly based on the assigned ESU ratio and ESU rate. In the event of a newly constructed single-family residential dwelling, the department of public works shall assign a tier and ESU ratio upon issuance of the certificate of occupancy for that dwelling and upon recording of the parcel attributes in the New Castle eCounty’s tax assessment system.

* * * *

(8) *Equivalent storm water unit.* The equivalent storm water unit (ESU) is 789 square feet.

(9) *Equivalent storm water monthly unit monthly rate.* The equivalent storm water monthly unit monthly rate (ESU rate) is \$5.048 \$5.351 per ESU for the fiscal year beginning on July 1, 2023 and ending on June 30, 2024, \$5.672 per ESU for the fiscal year beginning on July 1, 2024 and ending on June 30, 2025, and \$6.012 per ESU for the fiscal year beginning on July 1, 2025 and ending on June 30, 2026.

* * * *

SECTION 3. This Ordinance shall become effective as of July 1, 2023.

First Reading.....March 16, 2023
Second Reading.....March 16, 2023
Third Reading.....

Passed by City Council,

President of City Council

ATTEST: _____
City Clerk

Approved this ____ day of _____, 2023.

Mayor

SYNOPSIS & FISCAL IMPACT: This Ordinance enacts water, sewer, and stormwater charges and rates for Fiscal Years 2024, 2025, and 2026. The charges and rates for water and sewer services will increase by 5.7 percent for Fiscal Year 2024, 5.7 percent for Fiscal Year 2025, and 5.8 percent for Fiscal Year 2026. The charges and rates for stormwater will increase by 6.0 percent for Fiscal Year 2024, 6.0 percent for Fiscal Year 2025, and 6.0 percent for Fiscal Year 2026. This Ordinance does not amend the unit charges for sewer service contained in City Code Section 45-58.

The projected fiscal impact for Fiscal Year 2024 is an annual increase of \$3.6 million in revenue (net of bad debt) to the Water/Sewer Fund. The projected fiscal impacts for Fiscal Years 2025 and 2026 will likely be substantially similar to the projected fiscal impact for Fiscal Year 2024.

Finally, as a housekeeping matter, this Ordinance makes some minor revisions to the text of City Code Sections 45-175 and 45-53 for accuracy and consistency of terminology.

W0120932