



Legislation Details (With Text)

File #: 21-0012 **Version:** 1 **Name:** FY22 Stormwater Fee Increase
Type: Ordinance-Coded **Status:** Passed
File created: 12/31/2020 **In control:** City Council Special Session
On agenda: 5/5/2021 **Final action:** 5/12/2021
Title: Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 33.2, Titled "Stormwater Management," Article IV, Titled "Service Charges and Revenues," Section 33.2-35, Titled "Same-Billing, Payment, Interest, Fee and Lien"

Sponsors:

Indexes: , Annual Budget Appropriations

Code sections:

Attachments: 1. Stormwater ERU increase 4.21.21

Date	Ver.	Action By	Action	Result
5/12/2021	1	City Council Legislative Session	approved	Pass
5/5/2021	1	City Council Special Session		

Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 33.2, Titled "Stormwater Management," Article IV, Titled "Service Charges and Revenues," Section 33.2-35, Titled "Same-Billing, Payment, Interest, Fee and Lien"

PURPOSE/BACKGROUND:

See Discussion.

Discussion:

The City of Hampton is authorized pursuant to Code of Virginia Section 15.2-2114, as it may be amended from time to time, to establish a utility or enact a system of service charges to support a local stormwater management program. That section further provides that the City may charge and collect compensation for such services. The proposed increase to the Stormwater User Fee will enable the City's Stormwater Management Fund to continue to operate efficiently and address flooding issues city-wide.

Pursuant to Hampton City Code Section 33.2-34, the service charge for (i) each residential property shall equal the rate for one equivalent residential unit ("ERU"); and (ii) each developed nonresidential property (commercial property) shall be the ERU rate multiplied by fraction that is the total impervious surface area square footage divided by 2,429 (the square footage contained in one ERU).

Notice of this fee increase was included in the advertisements for the public hearings for the City Manager's Recommended Budget for Fiscal Year 2022 that ran in the Daily Press on April 18, 2021 and April 25, 2021.

Impact: The net increase is approximately \$1,000,000.

Recommendation:

May 5, 2021: No Action.

May 12, 2021: Final Approval

BE IT ORDAINED by the City Council of the City of Hampton, Virginia, that Section 33.2-35(c) of the City Code of the City of Hampton, Virginia be amended and restated to read as follows with an effective date of July 1, 2021:

Title 33.2 - Stormwater Management

...

Article IV - Service Charges and Revenues

...

Sec. 33.2-35. - Same-Billing, Payment, Interest, Fee and Lien.

...

- (c) The service charge due the city from property owners for stormwater management shall be based on the rate of \$129.96 per ERU per year. When applicable, the service charge shall be prorated at \$10.83 per ERU per month or any part thereof.

This ordinance shall be effective as of July 1, 2021.