A circular splash of water, captured in a high-speed photograph, forms a ring shape against a clear blue background. The water is transparent and shows intricate details of its movement, with many small droplets and bubbles scattered around the main ring. The lighting is bright, creating highlights on the water's surface.

BMCC Chapter 26
Water and Wastewater Utilities
First Reading and Public Hearing

January 22, 2024

Why?



BMCC Chapter 26
and Water and Sewer
Rules and Regs

BMCC sets policy, Regs
set standards and
procedures
Should not be
repetitive



Rules and Regs June 2017



Reimbursement Agreements and
billing process

Cleanup

Stormwater

Annexation terminology

Definitions

Billing

Requested changes/clarifications

- Section 26-117. Prohibited Acts. (4) Bathe, swim or wade in any **finished** reservoir ~~or intake~~ to the city water supply within the corporate limits of the city
- Customer definition
- Backflow process
- Reimbursement payment conditions

Backflow Prevention

- Backflow prevention devices as required under applicable fire, building, plumbing codes, and/or the City's Cross Connection Control Manual must be installed, maintained, repaired, and replaced in accordance with the applicable uniform codes. Testing of backflow prevention devices must be performed at the time of installation and at least annually thereafter by a certified backflow prevention assembly tester.
- Question about annual testing
- Question about cost

Reimbursements

Every water or sewer connection will be checked

If City extended – require reimbursement

- Based on 2 year calculation

If privately funded extension – require reimbursement if:

- Agreement in place
- Based on 2 year calculation

No more reimbursement agreements

26-505.(a) Reimbursement Conditions

1. Must be extended by the developer at his expense.
2. Costs of any such facilities which are financed through special improvement districts shall not be reimbursed.
3. Total project costs for the extension of the special benefit facilities must be at least ten thousand dollars (\$10,000.00) and may include engineering costs in addition to construction costs.
4. Upon completion of the extension of the facilities, the developer must convey all right, title and interest in the facilities of the city.
5. Developer shall, at all times, provide to the city a current address for purposes of mailing reimbursement payments to developer. If the City does not have a current address on file at the time of reimbursement, the developer will not receive nor be due a reimbursement. If the developer has a right to reimbursement or reason to believe it is entitled to reimbursement that has not been received, the developer must make a request to the City for such reimbursement within five (5) years from date of connection to the main or its claim shall be waived. At no time does the city have an obligation to make reimbursement payments to developer's heirs, representatives, successors or assigns.
6. Extension of facilities must be done in compliance with all rules, regulations, resolutions and ordinances of the city, including but not limited to standards for design and construction of the facilities.
7. Violation of any of the conditions listed in this section or in the rules, regulations, resolutions and ordinances of the city may be grounds for denial of any reimbursement to developer.

26-505. (b) Reimbursement Payments

(1) Reimbursements are payable solely from revenues derived from payment of reimbursement fees as established in this article. Reimbursement payments are limited to reimbursement fees actually collected, less all administrative costs incurred by the city. ~~In no event will reimbursement payments exceed the actual cost to the developer of extending the facilities.~~

(2) Reimbursement fees paid to the city shall be accumulated and paid to developer annually on each November first following acceptance of the facilities by the city.

(3) Reimbursement payments shall not include any interest charges.

~~(4) Reimbursement payments to developer shall be limited to reimbursement fees paid to the city on or before the tenth (10th) anniversary of the date of acceptance of the facilities by the city.~~


(5) Any reimbursement fees paid to the city for facilities that were constructed by a developer whereby the developer does not meet all criteria of section 26-505 shall be retained by the city and used for construction of additional water and wastewater system facilities.

(6) All reimbursements made to the City that are part of an existing reimbursement agreement shall be paid to the developer in accordance with the terms of said agreement. Any reimbursements collected by the city that are not paid to a developer due to terms of the agreement shall be retained by the city and used for construction of additional water and wastewater system facilities.

Ditches

Sec. 26-702. Open irrigation ditches

- The city council deems it for the public interest and benefit of the city and the inhabitants thereof, and ordains that the use of all open irrigating ditches terminating within the corporate boundaries of the city shall be discontinued, except this chapter shall not prohibit the use of such ditch or ditches that are used by ten (10) percent or more of the abutting landowners on such ditch.

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- Budget and finance committee (December 2023)
 - City Council work session (January 2024)
 - Developers (January 18, 2024)
 - Public Hearing and First Reading (this meeting)
 - Second Reading (February 12, 2024)

A decorative graphic on the left side of the slide. It features a dark grey background with a cluster of 3D question marks. A white line and a blue line intersect at a point, creating a triangular shape that points towards the question marks. The blue line extends from the top left towards the bottom right, while the white line extends from the top left towards the bottom right, meeting the blue line at a vertex.

Questions and Discussion