

RESOLUTION 24-_____

A RESOLUTION SPECIFYING STORM SEWER SYSTEM FEES FOR PROPERTIES WITHIN THE CITY OF BILLINGS

WHEREAS, § 7-13-4301, MCA authorizes the City of Billings to establish, build, construct, reconstruct, extend, operate, and maintain a storm sewer system for public use; and

WHEREAS, Title 7, Chapter 13, Part 43, MCA, and Article 22-800, BMCC, authorize the City of Billings to establish and adjust storm sewer rates and charges to provide for the sufficient collection of revenues adequate for the payment of the reasonable expense of said system; and

WHEREAS, The City's average single-family residential property has 3,751.22 square feet of impervious surface area. Therefore, the establishment of an Equivalent Residential Unit (ERU) value of 3,751.22 square feet for stormwater is deemed appropriate; and

WHEREAS, the City Council of the City of Billings adopted Ordinance No. 24-5872 on the 25th day of March, 2024, providing for the billing of storm sewer system fees on a monthly basis.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA;

1. NOTICE OF HEARING. That on Monday, June 10, 2024, at 5:30p.m., or as soon thereafter as the matter could be considered on the agenda in the Council Chambers of the City Hall, Billings, Montana, the City Council heard objections to the adoption of this resolution. The City Clerk published notice twice, at least five (5) days prior to the hearing, in the Yellowstone County News, as provided in Section 7-1-4127, MCA.
2. EQUIVALENT RESIDENTIAL UNIT (ERU): An Equivalent Residential Unit (ERU) size of 3,751.22 square feet is hereby adopted.
3. INTEREST ON NON-PAYMENT. That any payment not received by the due date shall accrue interest at the rate of one-and-one-half percent (1.5%) per month from the due date until paid in full.
4. EFFECTIVE DATE. This resolution should be effective upon adoption.
5. STORM SEWER FEE. That the following rates, fees, and charges are found to be just, reasonable, and necessary for the continued operation of the Municipal Storm Sewer System Fund and that the proposed rates,

fees, and charges are approved and adopted as the rates, fees, and charges of the City of Billings, Montana Municipal Storm Sewer System Fund effective July 1, 2024.

- A. Regardless of actual size, each single-family residential property is assigned an ERU = 1.0.
- B. Regardless of actual size, each duplex is assigned an ERU = 1.5.
- C. Regardless of actual size, each undeveloped property is assigned an ERU = 0.75.
- D. Each commercial property will be assigned a number of ERUs by dividing the amount of impervious area by 3,751.22 square feet.
- E. At no point will any commercial property be assigned an ERU of less than 1.0.
- F. A fee of \$6.68 per ERU per month will be charged.

PASSED AND ADOPTED by the City Council of the City of Billings, Montana, this 10th day of June 2024.

Mayor

Attest:

City Clerk