

RESOLUTION NO. 2023-14

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF
ADOPTING THE 2023 REVISED STORMWATER CREDIT MANUAL FOR THE
CITY OF FLAGSTAFF**

RECITALS:

WHEREAS, on March 18, 2003, the City of Flagstaff ("City") enacted the Stormwater Management Utility regulations as Division 12-02-001 of the City Code ("Stormwater Regulations"), thereby establishing the Stormwater Management Utility and, among other matters, establishing the Stormwater Management Utility Service Charge ("Service Charge"); and

WHEREAS, Section 12-02-001-0001 of the Stormwater Regulations recognizes that credits are an appropriate means of adjusting fees, rentals, charges, fines and penalties; and

WHEREAS, Section 12-02-001-0008(c) of the Stormwater Regulations requires the provision of credits against Service Charges and/or other methods of funding stormwater management; and

WHEREAS, on November 2, 2004 the City Council adopted Ordinance No. 2004-22, which established and Interim Stormwater Utility Credit Manual ("Interim Credit Manual") as authorized by Section 12-02-001-0001 and 10-02-001-0008(c) of the Stormwater Regulations; and

WHEREAS, on July 18, 2006 the City Council adopted Ordinance No. 2006-17 to increase Service Charges and adopt a revised Interim Credit Manual under the Stormwater Regulations with a new fee structure which was implemented incrementally; and

WHEREAS, on June 2, 2015 the City Council adopted Ordinance No. 2015-07 to adjust Service Charges and also adopted Resolution No. 2015-17 setting forth the updated 2015 Revised Stormwater Utility Credit Manual under the Stormwater Regulations; and

WHEREAS, on November 15, 2022 the City Council adopted Resolution No. 2022-54 to update the 2023 Stormwater Utility Credit Manual under the Stormwater Regulations; and

WHEREAS, the Stormwater Division has again prepared and proposes that the Council adopt a newly revised and updated Stormwater Credit Manual; and

WHEREAS, having read and considered the Staff Summary Report submitted in support of this Resolution, the Council finds that adoption of the new 2023 Revised Stormwater Credit Manual by resolution is in the best interests of the citizens of the City of Flagstaff.

ENACTMENTS:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. The *2023 Revised Stormwater Credit Manual* attached hereto and hereby incorporated herein is hereby adopted.

SECTION 2. The Water Services Division and the City Clerk are authorized and directed to edit and correct clerical errors or typographical and/or grammatical errors of wording and punctuation.

SECTION 3. Effective Date.

This resolution shall be immediately effective upon adoption.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 16th day of May, 2023.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Exhibits:
Exhibit A – 2023 Revised Stormwater Credit Manual