

ORDINANCE NO. 2025-18

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING TITLE 7, HEALTH AND SANITATION, CHAPTER 7-03 CITY WATER SYSTEM REGULATIONS, OF THE FLAGSTAFF CITY CODE BY AMENDING SECTION 7-03-001-0011 WATER MAIN CAPACITY CHARGES; PROVIDING FOR PENALTIES, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, ARS §§9-511, 9-511.01 et. seq. provides authority for municipalities to adjust water utility service charges (rates), and fees, and

WHEREAS, water capacity charges are established for the purpose of charging the cost of additional system capacity to new customers; and; and

WHEREAS, the City of Flagstaff ("City") has found that it is necessary to update, adjust and increase water capacity fees in order to provide for the present cost of maintaining service levels and system capacity; and

WHEREAS, the City wishes to change language in the City Code, Title 7, Health and Sanitation, Chapter, Chapter 7-03 City Water System Regulations to water capacity charges in order to revise and update the City Code, and

WHEREAS, the City has finds that the updates, adjustments and increases to the water, water capacity charges are all just and reasonable.

ENACTMENTS:

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

SECTION 1. Title 7, Health and Sanitation, of the Flagstaff City Code is hereby amended as follows:

7-03-001-0011 WATER MAIN CAPACITY CHARGES

The water main capacity charges for all new service connections to be charged by the Customer Service Section is presented in the following schedule:

A. A capacity charge, as prescribed below, shall be assessed upon:

1. Initial connection to the municipal water system; or
2. Any increase in meter size.

B. The capacity charges for the various types of users are as follows:

**Schedule of Capacity Charges
Minimum Capacity Charge**

Meter Size	Effective 09/01/2024	Maximum Flow Rate (gpm)
3/4"	\$8,146	30
1"	\$13,604	50
1-1/2"	\$27,126	100
2"	\$43,418	160
3"	\$81,456 \$81,459	350
4"	\$84,459 \$135,791	500
6"	\$271,500	1,000
8"	\$434,417	1,600
10"	\$624,541	4,200

Meters will be sized using the American Water Works Association Manual, AWWA No. M22. Sizing will be submitted to the City Water Services Division by the developer or owner for City review.

When the fee schedule references “call,” capacity charges are based on a proration of maximum flow gallons per minute (gpm) of a three-fourths (3/4) inch meter divided into the maximum flow of the meter to be evaluated. The resulting number shall be used as a multiplier times the capacity fee for a three-fourths (3/4) inch meter to determine the large meter capacity fee. Meters will be sized using American Water Works Association Manual, AWWA No. M22. Sizing will be submitted to the City by the developer or owner for City review.

When the capacity charge results from an increase in meter size the charge shall be adjusted to the difference between the charge for the new size meter and the previous size meter based on the current capacity fees. No refund shall be made in the case of reduced volume of discharge from a change of use.

C. Capacity Fee Installment Payments. Capacity fees may be paid for by installment payments in accordance with the following conditions:

1. A capacity fee that totals an amount greater than one hundred thousand dollars (\$100,000.00) may be paid as follows:
 - a. No less than one-third (1/3) of the total capacity fee due is to be paid upon receipt of the application for connection to the water system.
 - b. The balance due of the capacity fee is to be paid in equal monthly installments over no more than thirty-six (36) months to include an interest rate calculated to be the prime rate plus one-half percent (1/2%) at the time of the application.
 - c. The customer may be required to secure the balance due to the city by a letter of credit drawn in favor of the City, or in any other form of security satisfactory to the City Manager, City Attorney and Management Services Director.

SECTION 2. Repeal of Conflicting Ordinances

All ordinances and parts of ordinances in conflict with the provisions of the code adopted herein are hereby repealed.

SECTION 3. Severability

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 4. Clerical Corrections

The City Clerk is hereby authorized to correct clerical and grammatical errors, if any, related to this ordinance, and to make formatting changes appropriate for purposes of clarity, form, or consistency with the Flagstaff City Code.

SECTION 5. Effective Date

This Ordinance shall be effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 2nd day of September, 2025.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY