

## WASTEWATER CAPACITY REPLACEMENT FEE ACKNOWLEDGMENT

I, \_\_\_\_\_, owner of the facility located at \_\_\_\_\_, obtaining Building Permit No. \_\_\_\_\_ acknowledge that Wastewater Capacity Replacement Fees paid for and assigned to the facility are based upon estimated flows, utilizing available and historic information for similar uses. Those fees will be adjusted accordingly, based upon actual wastewater flows, as determined by metered water usage, in accordance with City Ordinances.

Owner's signature below acknowledges that they have read and understand the following City Ordinance relative to establishment and reconciliation of wastewater capacity replacement fees, and to be bound by and comply with the terms and fees associated therewith.

In order for the owner to be relieved of its duties, obligations and responsibilities under this agreement the owner may substitute another party as the owner, but only upon transfer for the real property that the permit serves. The owner in whose name the billing is currently being sent shall be responsible to provide to the city the name and address of any new owner of the property when a transfer of ownership is made. Upon execution of an agreement with the new owner, the former owner will be relived of its obligations under this agreement.

### 13.16.040: CAPACITY REPLACEMENT FEES; REQUIRED FOR CONNECTION TO MUNICIPAL SYSTEM:

Every owner of property desiring to receive municipal sanitary sewer service shall pay a capacity replacement fee prior to being allowed to connect to the system. The capacity replacement fee is the owner's share of the replacement cost of the system that his use will displace. The capacity replacement fee may be set by resolution and in no case shall be less than that for the service unit minimum. When the initial capacity replacement fee has been underestimated by virtue of underestimating water use or wastewater flows, or has been overestimated at the time of building permit issuance or use approval and the estimated level of use has not been reached at least three (3) years after the fee has been calculated or the use of the property has changed, the City may charge the user an additional capacity replacement fee or reduce the capacity replacement fee amount for demonstrated usage of the system that differs from that estimated at the time of connection or change of use. This adjusted fee amount may be added to or deducted proportionately from the user's monthly sewer bill until paid as a

sewer surcharge or credit for a period not to exceed one year. Extended surcharge payment periods not to exceed

five (5) years may be granted with City Council approval. Increased flows beyond the estimates calculated at the time of the building permit or establishment of use shall perpetually serve as a basis for future capacity replacement fee responsibility with adjustments made no more frequently than annually.

- A. Residential Uses: For residential uses, any residence shall be calculated as a service unit minimum for water reclamation purposes unless evidence demonstrates substantially greater flows.
- B. Non-residential Uses: For non-residential uses, sewer flow measured or estimated for the highest one month or thirty (30) day period during a year shall be the basis for calculating the user fee, and the capacity replacement fee amount for the user. Annual adjustments may be made in accordance with subsequent increases in flow. (Ord. 1251,2013).

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Date:

\_\_\_\_\_  
Print Name: