

ORDINANCE NO. 2004-06

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AMERICAN CANYON
APPROVING REVISIONS TO MUNICIPAL CODE, TITLE 14, CHAPTER 14.04
UPDATING THE CITY'S
WASTEWATER CONNECTION DEVELOPMENT IMPACT FEES**

WHEREAS, pursuant to section 66000 of the government code, in 2001 the City Council adopted Ordinance 2001-03 amending chapter sections 14.04.060 to 14.04.120 of the Municipal Code and establishing a Wastewater Connection Impact Fee Schedule to recover costs associated with projected impacts that development will have on the City's wastewater infrastructure and services; and

WHEREAS, in accordance with the regulations established in the government code, adjustments to the impact fees may be made from time to time to ensure that the fees reflect realistic construction costs; and

WHEREAS, it is common practice and equitable to tie a City's Development Impact Fee construction costs to the Engineering News Record 20-City Construction Cost Index (ENR Index) to ensure that any increases in construction costs can be accurately tracked by a nationally recognized benchmark; and

WHEREAS, the ENR Index in January 2001 was 6,281 and the ENR index as of November 2003 was 6,794, representing an increase in construction costs of 8.2%; and

WHEREAS, in order to ensure that the City's Development Impact Fees are keeping up with current construction costs, the City's fees need to be increased by 8.2% above the fees in Ordinance 2001-03; and

WHEREAS, in accordance with Section 66016 of the Government Code the City of American Canyon has held a duly noticed Public Hearing to consider the recommendations of City Staff; and

WHEREAS, the City Council considered all testimony given at the Public Hearing on March 18, 2004 regarding proposed Ordinance 2001-04 regarding amendments to the City of American Canyon Municipal Code Section 14.04.060 thru 14.04.100

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AMERICAN CANYON DOES HEREBY ORDAIN THE FOLLOWING:

Section 1: Section 14.04.060 of the American Canyon Municipal Code is amended to read as follows:

14.04.060 Wastewater Connection Charge – Residential Service

At the time of submission of application for building permit for connection to the City of American Canyon wastewater collection system, an applicant shall pay a sanitary sewer connection charge of three hundred and nine dollars (\$309) per fixture unit in the Uniform Plumbing Code as set forth in this Municipal Code or as determined by the City Engineer. A single-family dwelling unit shall include

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each unit in single-family homes, condominiums town houses, mobile homes and other multi-family residential uses including a second unit attached or detached from an existing dwelling unit. Said charges shall be subject to adjustment in accordance with Section 14.04.100.

Section 2: Section 14.04.070 of the American Canyon Municipal Code is amended to read as follows:

14.04.070 Wastewater Connection Charge – Commercial Service

At the time of submission of application for building permit for connection to the City of American Canyon wastewater collection system, an applicant shall pay a sanitary sewer connection charge for non-residential uses of three hundred and nine dollars (\$309) per fixture unit in the Uniform Plumbing Code as set forth in this Municipal Code or as determined by the City Engineer. Said charges shall be subject to adjustment in accordance with Section 14.04.100.

Section 3: Section 14.04.080 of the American Canyon Municipal Code is amended to read as follows: The formula for “sanitary sewer connection charge for industrial users” is amended to read:

$$\text{Connection Fee} = \$35.11 * (\text{flow (in gpd)} * (0.85 + (.09 * \text{BOD (in mg/l)} \div 236) + (0.6 * \text{TSS (in mg/l)} \div 238)))$$

Section 4: Section 14.04.090 of the American Canyon Municipal Code is amended to read as follows: The formula for temporary connection fees shall be changed to read:

$$\text{Temporary connection fee} = \$4.20/\text{unit of wastewater} * (0.85 + (.09 * \text{BOD (in mg/l)} \div 236) + (0.6 * \text{TSS (in mg/l)} \div 238))$$

Section 5: Section 14.04.100 Paragraph A of the American Canyon Municipal Code is amended to read as follows:

- A. The City of American Canyon at its sole discretion may adopt revised wastewater connection fees based on the proportionate effects of inflation or changes to the cost of living. For purposes of calculation, the Engineering News Record 20-City Construction Cost Index shall be used for adjusting said fees. Said adjustments in accordance with this section may be approved by a resolution of the City Council.

Section 6: Effective Date. In accordance with Government Code 66017, this ordinance shall take effect sixty (60) days after its adoption.


Section 7: Severability. This Ordinance shall be liberally construed to achieve its purposes and preserve its validity. If any provision of clause of this ordinance or application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are declared to be severable and are intended to have independent validity.

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The foregoing ordinance was introduced and read as a regular meeting of the City Council of American Canyon, State of California, held on the 18TH day of March 2004, and was passed and adopted at a regular meeting of the City Council of the City of American Canyon, State of California held on the 1ST day of April 2004, by the following vote:

AYES:	Luporini, Shaver, Anderson, Colcleaser, Shaver
NOES:	None
ABSENT:	None
ABSTAIN:	None


Lori Luporini, Mayor

ATTEST:


Kay Woodson, City Clerk

APPROVED AS TO FORM:


William Ross, City Attorney

Sewer Connection Fee Worksheet									
Fixture Type	Single Dwelling	3 or more Dwellings	General Use	Heavy Use	# of Fixtures	Units per Fixture	Units (F x G)	Cost/Unit \$309.00	Cost (H x I)
1 1/2" Bar Sink	1.0	1.0							
1 1/2" Bar Sink			2.0						
1 1/2" Bath tub or combination Bath/Shower	3.0	3.0							
1 1/4" Bidet	1.0	1.0							
3" Clinical Sink			6.0						
2" Clothes Washer, domestic, 2" standpipe	3.0	3.0	3.0						
1 1/4" Dental Unit, cuspidor			1.0						
1 1/2" Dishwasher, domestic, w/ independent drain	2.0	2.0	2.0						
1 1/4" Drinking fountain or water cooler			0.5						
2" Food-waste grinder, commercial			3.0						
Floor Drains, allowed in restrooms only			1.0						
3" Interceptors for grease, oil, solids etc									
3" Interceptors for sand, auto wash etc.									
1 1/2" Kitchen Sink, domestic	2.0	2.0	2.0						
1 1/2" Kitchen Sink, with food-waste-grinder	2.0	2.0	2.0						
1 1/2" Kitchen Sink, with dishwasher	3.0	3.0	3.0						
1 1/2" Kitchen Sink, w/grinder and dishwasher	3.0	3.0	3.0						
1 1/2" Laundry Sink, one or two compartments	2.0	2.0	2.0						
1 1/2" Laundry Sink, w/ discharge from clothes washer									
1 1/4" Lavatory, single	1.0	1.0	1.0	1.0					
1 1/2" Lavatory, insets of two or three	2.0	2.0	2.0	2.0					
3" Mop Basin			3.0						
1 1/2" Receptor, indirect waste			1						
2" Receptor, indirect waste			1						
3" Receptor, indirect waste			1						
2" Service Sink			3.0						
3" Service Sink			3.0						
2" Shower Stall	2.0	2.0	2.0						
2" Showers, group, per head (continuous use)			5.0						
1 1/2" Sink, commercial with food waste			3.0						
3" Sink, service, flushing rim			6.0						
1 1/2" Sink, general	2.0	2.0	2.0						
2" Sink, general	3.0	3.0	3.0						
3" Sink, general			5.0						
Urinal, 1.0 GPF			4.0	5.0					
Urinal, greater than 1.0 GPF			5.0	6.0					
1 1/2" Urinal			4.0	5.0					
1 1/2" Wash fountain			2.0						
2" Wash fountain			3.0						
Wash Sink, each set of faucets			2.0						
3" Water Closet, 1.6 GPF Gravity Tank	3.0	3.0	4.0	6.0					
3" Water Closet, 1.6 GPF Flushmeter Tank	3.5	3.5	5.0	8.0					
3" Water Closet, 1.6 GPF Flushmeter Valve	3.0	3.0	4.0	6.0					
3" Water Closet, 3.5 GPF Gravity Tank	4.0	4.0	6.0	8.0					
3" Water Closet, 3.5 GPF Flushmeter Valve	4.0	4.0	6.0	8.0					
2" Whirlpool Bath or Combination Bath/Shower	3.0	3.0							