

ORDINANCE NO. 418

TOWNSHIP OF STILLWATER

Washington County, Minnesota

AN ORDINANCE PROVIDING FOR THE COLLECTION OF SERVICE AVAILABILITY CHARGE IMPOSED UPON STILLWATER TOWNSHIP BY THE METROPOLITAN SEWER BOARD.

The Township of Stillwater ordains as follows:

SECTION 1. Whereas the Metropolitan Sewer Board, an agency of the Metropolitan Council of the Twin Cities Area, has adopted an operating budget for the period January 1 through December 31, 1973, and as a part of said budget has adopted a policy of collecting Reserve Capacity and Deferment Charges from the various units of government having territory within the Metropolitan Sewer Service Region by imposition of a Service Availability Charge based upon building permits issued subsequent to January 1, 1973, and also upon connections made from buildings, the construction permits for which were issued prior to January 1, 1973, to the Metro Sewer System; and Whereas Stillwater Township is situated so as to incur such liability; and Whereas the Township intends to collect such sums for which it shall be liable from the owners of the property to which such charges are applicable, the Township adopts this Ordinance, which may be known as the S. A. C. Ordinance.

SECTION 2. There is hereby imposed as an additional charge upon each building permit issued after January 1, 1973, the sum of money provided below, to be paid to the Town Clerk before any building permit is issued:

- (a) for each building permit issued for the construction of a single family house, \$275.00
- (b) for each family unit covered by a building permit issued for the construction of townhouses and duplexes, \$275.00

(c) for each family unit covered by a building permit for the construction of condominiums and apartments, \$220.00

(d) for each building permit issued for the construction of any other building, the sum \$275.00 for each 100,000 gallons of sewer flow which it is estimated by the Town Building Inspector will be generated by such building when fully used for the purpose for which the permit is issued, but not less than \$275.00. Before any change of use is permitted which would have resulted in a higher sum if such changed use had been included in the building permit, an additional sum equal to the difference between such higher sum and the sum actually paid at the time of issuance of the building permit shall be paid to the Township.

(e) Public housing units and housing units subsidized under any federal program for low and moderate income housing shall be counted as 75% of the unit equivalent for that type of housing.

SECTION 3. There is hereby imposed upon the owner and upon the occupant of every structure for which a building permit was issued prior to January 1, 1973, an obligation to pay to the Township a sum of money equal to one-half of the charges for the equivalent building permit listed in Section 2, at the time such building shall be connected to the Metro Sewer System.

SECTION 4. This ordinance shall not apply to building permits for units constructed in any portion of the Township outside of any Metropolitan Sewer Service Region.

SECTION 5. The charges imposed by this ordinance shall be paid before any building permit is issued or any connection is made. Violation of this ordinance shall constitute a misdemeanor. Any sum due the Township hereunder may be recovered in a civil action.

SECTION 6. This ordinance shall be in effect from the date of its publication.

Enacted and ordained this _____ day of December, 1972.

THE TOWNSHIP OF STILLWATER

By William A. Voelker
WILLIAM VOELKER, Chairman

ATTEST:

LOREEN J. CLAYTON, Clerk