

**CITY OF CHAMPLIN
COUNTY OF HENNEPIN
STATE OF MINNESOTA**

ORDINANCE AMENDING CHAPTER 58, ARTICLE V. STORMWATER UTILITY

ARTICLE V. STORMWATER UTILITY SYSTEMS

DIVISION 1. – STORMWATER UTILITY

Sec. 58-261. Statutory authority.

Minnesota Statute § 444.075 authorizes cities to impose just and equitable charges for the use and availability of storm sewer facilities. By this section the city elects to exercise such authority.

(Ord. No. 676, 12-8-2008)

Sec. 58-262. Purpose.

It is the intent of this article to establish a stormwater utility to collect charges to finance costs associated with the operation and maintenance of the city's storm sewer system and implementation of stormwater management programs, and stormwater improvements.

(Ord. No. 676, 12-8-2008)

Sec. 58-263 Rate Structure

The rate structure shall be as set forth in chapter 22, fees.

(Ord. No. 676, 12-8-2008; Ord. No. 730, 12-10-2012 ; Ord. No. 766, 12-14-2015 ; Ord. No. 778 , 4-24-2017)

Sec. 58-264. Exemptions.

The following land uses are exempt from the stormwater utility fee:

- (1) Public rights-of-way
- (2) Delineated wetlands, lakes, and rivers
- (3) Land outside of the city

(Ord. No. 676, 12-8-2008)

Sec. 58-265. Billing.

These charges shall be included on the utility accounts of each property and are payable in accordance with the provision for filing and payment of water and sanitary sewer bills.

(Ord. No. 676, 12-8-2008)

Sec. 58-266. Certification of past due fees.

Penalties for late payment or nonpayment of billings for charges shall be the same as those applicable for water and sanitary sewer billings. The city may certify delinquent and unpaid charges to be certified to the Hennepin County Auditor with taxes against the property served for collection as other taxes and collections.

(Ord. No. 676, 12-8-2008)

Sec. 58-267. Rate appeal.

Property owners may appeal their stormwater utility fee by providing data demonstrating that the actual stormwater runoff volume from their site is substantially different from that of the assigned land uses. These appeals shall be made to the city engineer who may make adjustments to individual parcels based on the information provided. No adjustments to the utility fee shall be made retroactive.

(Ord. No. 676, 12-8-2008)

Secs. 58-268—58-269. Reserved.

DIVISION 2. – STORMWATER DISCHARGES AND CONNECTIONS

Sec. 58-270. Sump pump/drain tile discharge and storm sewer connection

(a) Sump pump and drain tile discharge shall be directed to lawn areas outside of the right of way or connected to drain tile or storm sewer systems.

(b) Sump pump and drain tile discharge is prohibited from directly entering the public sidewalk or street. Water from any sump pump or drain tile discharge line shall not create a nuisance affecting public health or safety.

(c) A permit and fee shall be submitted to the city for approval to connect to the public storm sewer or drain tile system. The fee for the permit shall be as set forth in chapter 22.

(d) Responsibility. Property owners shall be responsible for the cost and coordination of connecting any sump pump or drain tile discharge to the city storm sewer. Connections must follow building code and city standards.

(e) Liability. Property owners are responsible for any condition caused by their sump pump, drain tile, or storm sewer connection. Property owners are responsible for their

connection to the storm sewer, however made, including any effects that freezing flooding or blockage of either the city subsurface connection, or the property owner's connection to it, may have on the property owners' structure or property. As a condition of connecting to the city storm sewer, property owners acknowledge that the city shall not be liable for any flooding, freezing, or other damages that may result.

Secs. 58-271—58-280. Reserved.

Additions: Add

Deletions: Delete

This ordinance shall become effective following its passage and publication as required by law.

First Reading: November 28, 2022

Second Reading: December 12, 2022

Adoption: December 12, 2022