

ORDINANCE NO. 2023-08-031

**AN ORDINANCE AMENDING SECTION 24-172 OF THE URBANA CITY CODE
AND THE SCHEDULE OF FEES PERTAINING TO
THE STORMWATER UTILITY FEE**

WHEREAS, the City of Urbana is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, Chapter 24 of the Urbana City Code (UCC) sets forth the provisions concerning the stormwater utility fee; and,

WHEREAS, a schedule of fees is adopted by the City Council pursuant to Section 14-7 of the UCC that establishes the fees for various licenses, permits, fines and other fees required under the UCC, including the stormwater utility fee; and,

WHEREAS, the City of Urbana, Illinois seeks to increase the frequency of stormwater infrastructure inspections and maintenance activities; add more resources for compliance with the National Pollutant Discharge Elimination System permit; complete data collection on the characteristics of the storm sewer system; and increase funding levels for stormwater infrastructure repairs and capital improvement projects; and

WHEREAS, the City Council, after due consideration, finds that amending Section 24-172 pertaining to the stormwater utility fee structure will more equitably distribute the costs of its stormwater utility among stormwater utility fee payers;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF URBANA, ILLINOIS**, as follows:

Section 1.

Urbana City Code Chapter 24, "Utilities," Section 24-172(d)(2), "Stormwater utility fee rate structure/responsibility for payment," is hereby amended to read as follows (added language is underlined):

(2) Single-family residential and duplex parcels shall be billed ~~one (1.0) ERU each~~ as all other parcels are billed as described in Section 24-172(d)(3) beginning January 1, 2024 and continuing thereafter unless and until amended by action of the City Council.

Section 2.

Urbana City Code Chapter 14, "Licenses and Permits," Section 14-7, "Schedule of fees," is hereby amended, to read as follows:

(P) Stormwater Utility

Equivalent Residential Unit (ERU): ~~\$5.82 per month~~ \$8.00 per month beginning January 1, 2024 and continuing thereafter unless and until amended by action of the City Council.

Section 3.

Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

Section 4.

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 5.

The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect from and after its passage and publication in accordance with Section 1-2-4 of the Illinois Municipal Code.

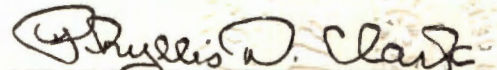
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED BY THE CITY COUNCIL this 28th day of August, 2023.

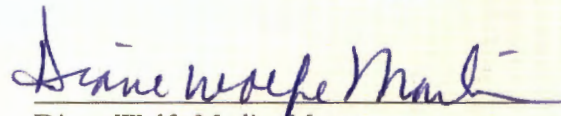
AYES: Wu, Evans, Hursey, Kolisetty, Wilken, Quisenberry

NAYS: None

ABSTENTIONS: None


Phyllis D. Clark, City Clerk

APPROVED BY THE MAYOR this 8th day of September, 2023.


Diane Wolfe Marlin, Mayor