

# COPY

Passed: May 7, 2012  
Signed: May 8, 2012

ORDINANCE NO. 2012-04-043

**AN ORDINANCE ESTABLISHING A STORMWATER UTILITY  
AND A DEDICATED FUND FOR ITS OPERATION**

**WHEREAS**, the City of Urbana, Illinois is legally authorized to own, build, maintain, and operate a stormwater system to protect and preserve the public health, safety, and welfare and protection of the natural resources of the City of Urbana; and,

**WHEREAS**, over the years the City has experienced an increase in urbanized areas and impervious surfaces and state and federal regulations relating to the quality of stormwater runoff have been enacted; 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 System permit; reduce stormwater pollution; update the City's Stormwater Master Plan, implement sustainable stormwater management practices; and increase funding levels for stormwater infrastructure repairs and capital improvement projects; and,

**WHEREAS**, the City of Urbana, Illinois City Council approved the Stormwater Utility Fee Feasibility Study recommendations prepared by AMEC Earth and Environmental on October 10, 2011; and,

**WHEREAS**, the City of Urbana, Illinois has determined that it needs a dedicated source of funding to properly address its stormwater management program needs; and,

**WHEREAS**, the City of Urbana, Illinois wishes to equitably distribute the costs of its stormwater utility among its stormwater management customers; AND  
THUS

The purpose of this ordinance is to establish a stormwater utility to address the function of management of stormwater runoff in the City in compliance with the National Pollution Discharge Elimination Program of the United State Environmental Protection Agency. This ordinance also creates a fund dedicated to the support of the operation of the stormwater utility and prescribes stormwater utility fees to be levied on all parcels within the City.

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

1. That the attached is hereby enacted as Article VIII of Chapter 24 of the Urbana City Code.

2. Pursuant to Section 14-7 (b) of the Urbana City Code (limited amendment), Section 14-7 "Schedule of Fees" is hereby amended to add the following thereto:

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(P) Stormwater Utility  
Equivalent Residential Unit (ERU) \$4.94 per month.

3. This Ordinance shall be in full force and effect, and shall be controlling, on the first day of July, 2013.

4. The City Clerk is directed to publish this Ordinance in pamphlet form at least thirty (30) days prior to the effective date.

5. If any section, paragraph or provision of this ordinance is held to be invalid or unenforceable, such invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance, or the provision of the 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 7th day of May, 2012.

AYES: Bowersox, Jakobsson, Lewis, Marlin, Roberts, Smyth

NAYS: Stevenson

ABSTAINS:

*Phyllis O. Clark*  
Phyllis O. Clark, City Clerk

APPROVED by the Mayor this 8th day of May, 2012.

*Laurel Lynn Pruessing*  
Laurel Lynn Pruessing, Mayor