

**ORDINANCE NO. 2021-06**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SEDONA, ARIZONA PROVIDING FOR THE ADOPTION OF A NEW SCHEDULE FOR INCREASES IN WASTEWATER CAPACITY FEES AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the revenue currently generated from those properties connected to the City of Sedona Wastewater System (hereinafter referred to as the "Wastewater System"), based upon the current Base Sewer User Rates, is insufficient to pay for the costs and expenses of operating and maintaining the Wastewater System; and

**WHEREAS**, the City Council has been obligated to subsidize the operation and maintenance of the Wastewater System from the Wastewater Fund and shall be obligated to continue subsidizing the Wastewater System notwithstanding a rate increase; and

**WHEREAS**, in order to develop a Wastewater Billing System that is fair and equitable to the wastewater customers, and is financially self-sufficient, changes to the capacity fee structure are deemed necessary. The changes to the capacity fee structure are justified by the rate study dated June 9, 2021 prepared by professional consulting firms, Willdan Financial Services and Pat Walker Consulting LLC; and

**WHEREAS**, on July 27, 2021, the City Council adopted a Notice of Intention to increase wastewater capacity fees pursuant to A.R.S. § 9-511.01 and set a public hearing date on which to consider the proposed increase in wastewater capacity fees; and

**WHEREAS**, pursuant to A.R.S. § 9-511.01, a copy of the Notice of Intention was published in the Sedona Red Rock News, a newspaper of general circulation in the City of Sedona; and

**WHEREAS**, on September 28, 2021, a public hearing was held pursuant to A.R.S. § 9-511.01; and

**WHEREAS**, it is the finding of the City Council that in order to impose more fair and equitable wastewater capacity fees that are just and reasonable, it is necessary to implement a water supply fixture unit (WSFU) system based on applicable defined ranges plus a per WSFU fee for WSFUs exceeding the maximum range.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SEDONA, ARIZONA, as follows:

Section 1. Adoption of New Wastewater Capacity Fees and Rate Table.

Those rates set forth in the Table attached hereto as Exhibit A, and incorporated herein by this reference, are hereby officially adopted. Said rates reflect increases in one-time wastewater capacity fees that are charged to developers connecting to the City wastewater system for the first time, or for customers seeking to increase the capacity of their existing sewer connection due to a facility expansion. Said Rate Table is hereby adopted as the official Wastewater Capacity Fee Rate Table for the City of Sedona. Said Rate Table shall become a part of the City's Consolidated Fee Schedule.

Section 2: Effective Date

All new and revised rates as set forth in the Rate Table attached hereto as Exhibit A shall become effective beginning on November 1, 2021.

PASSED AND ADOPTED by the Mayor and Council of the City of Sedona, Arizona this 28<sup>th</sup> day of September, 2021.

  
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Sandra J. Moriarty, Mayor

ATTEST:

  
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Susan L. Irvine, CMC, City Clerk

Approved as to form:

  
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Kurt W. Christianson, City Attorney

**EXHIBIT A**  
**WASTEWATER CAPACITY FEE RATE TABLE 2021**

<b>Total WSFUs</b>	<b>2021 Capacity Fee</b>
0 – 8 WSFUs	\$ 4,088.00
8.1 – 17 WSFUs	\$10,461.00
17.1 – 29 WSFUs	\$18,565.00
29.1 – 42 WSFUs	\$27,835.00
42.1 – 55 WSFUs	\$37,326.00
> 55 WSFUs (per WSFU)	\$730.01