

BOARD OF SUPERVISORS
COUNTY OF STAFFORD
STAFFORD, VIRGINIA

ORDINANCE

At a regular meeting of the Stafford County Board of Supervisors (the Board) held in the Board Chambers, George L. Gordon, Jr., Government Center, Stafford, Virginia, on the 1st day of June, 2021:

MEMBERS:	VOTE:
Crystal L. Vanuch, Chairman	Yes
Cindy C. Shelton, Vice Chairman	Yes
Tinesha O. Allen	Yes
Meg Bohmke	Yes
Thomas C. Coen	Yes
L. Mark Dudenhefer	Yes
Gary F. Snellings	Yes

On motion of Ms. Shelton, seconded by Mr. Snellings, which carried by a vote of 7 to 0, the following was adopted:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD
COUNTY CODE SEC. 25-98, "SEWER CHARGES GENERALLY" TO
ALLOW EVAPORATION CREDITS FOR NONRESIDENTIAL
SEWER CUSTOMERS

WHEREAS, Stafford County Code Sec. 25-98 "Sewer charges generally" stipulates, in subsection (c), that all sewer customers shall pay charges based on water consumption; and

WHEREAS, certain nonresidential users are charged sewer usage fees when a portion of the water used is lost through evaporation and not through return to the County's sanitary sewer system; and

WHEREAS, staff proposed an amendment to allow nonresidential customers to apply for a reduction in the sewer portion of their utility bill, if they are able to demonstrate that a measurable portion of their water use is not returned to the County's sewer system due to evaporation in their facility as proven by the installation of a water sewage meter to calculate the reduction in water flow; and

WHEREAS, the Board carefully considered the recommendation of the Utilities Commission and staff, and the public testimony, if any, received at the public hearing; and

WHEREAS, the Board desires to amend the County Code to permit sewer evaporation credits for nonresidential customers;

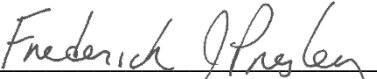
NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that Stafford County Code Sec. 25-98, "Sewer charges generally," be and it is hereby amended and reordained as follows with all other portions remaining the same:

Sec. 25-98. – Sewer charges generally.

- (h) Non-residential sewer customers whose entire volume of water used on their premises is not discharged into the county sewer system due to evaporation, may apply for a reduction of the charges imposed under section 25-98(c), if that customer provides, at its expense, a meter which records the water or sewage that discharges, or fails to discharge, into the county sewer system in accordance with this subsection. If a permanent meter cannot be installed and maintained, the applicant shall provide sufficient documentation that metering the water and sewage discharge is not practicable. In such cases, the director at his discretion may allow an alternative metering method.
- (1) Applications for evaporation credit shall be on a form prescribed and furnished by the department and each application shall be accompanied by the specifications, measurements, drawings and such other data as will clearly indicate the type of meter or metering method, and physical location on the premises for which the application is submitted.
- (2) The director shall accept, review and render a decision on an application for evaporation credit using the standards set forth in this section 25-98(h), and shall have the right to approve, disapprove, or request revisions and additional data, design or information regarding the meter(s) or metering method. For any disapproval, the customer shall be provided, in writing, specific details of how the meter or metering method, or any other application information, does not comply with the standards set herein.
- (3) Upon approval of the application, customer shall be responsible for the installation, maintenance, and repair of the meter(s) or metering method identified in the application, shall provide department staff with access to the meter(s) or metering method upon reasonable notice, and shall provide information evidencing the calibration of the meter(s) or metering method to the department annually. Customer shall also be subject to periodic inspection of the meter(s) or metering method by the department, to ensure accuracy.
- (4) The reduction of the charge imposed as a result of this section shall be based on the amount of water discharged to county sewers as shown by the meter or metering method reading or by the subtraction of non-sewer flow from water consumption.

- (5) The county reserves the right to revoke or suspend the evaporation credit if customer fails to comply with the requirements of subsection 25-98(h)(3) or as otherwise provided on the application.

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Frederick J. Presley
County Administrator

FJP:JDT:CE:mch