

AN ORDINANCE AMENDING CHAPTER 90 SECTION 90-94 OF THE BRANSON MUNICIPAL CODE PERTAINING TO SYSTEM CONNECTION CHARGES.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BRANSON, MISSOURI, THE FOLLOWING:

Section 1: That Chapter 90 – *Utilities* – Article III – *Sewer and Sewage Disposal*, Division 1 – *Generally*, Section 90-94 – *Purchase of capacity at treatment plant* of the Branson Municipal Code is hereby amended as follows:

Sec. 90-94. [~~Purchase of capacity at treatment plant.~~] **System Connection Charges.**

A System Connection Charge (SCC) is a charge assessed to a customer as outlined in this section for use of capacity in the city water or sewer system. All required system connection charges as described in this section shall be based on the water meter size serving the property and the customer classification.

(A) Water - System Connection Charge

(1) Residential Classifications:

(a) Single and Multi-Family dwelling with individual water meter

<u>.75 inch meter</u>	<u>\$ 110.00</u>
<u>1.0 inch meter</u>	<u>\$ 184.00</u>

(b) Multi-Family dwelling with common water meter serving multi-unit building

<u>1.0 inch meter</u>	<u>\$ 457.00</u>
<u>1.5 inch meter</u>	<u>\$ 912.00</u>
<u>2.0 inch meter</u>	<u>\$ 1,460.00</u>
<u>3.0 inch meter</u>	<u>\$ 2,740.00</u>
<u>4.0 inch meter</u>	<u>\$ 4,568.00</u>

(2) Commercial Classifications:

(a) Class I - Retail Sales, Office Buildings, Nightly Rentals with individual water meters

<u>.75 inch meter</u>	<u>\$ 137.00</u>
<u>1.0 inch meter</u>	<u>\$ 228.00</u>
<u>1.5 inch meter</u>	<u>\$ 456.20</u>
<u>2.0 inch meter</u>	<u>\$ 730.20</u>
<u>3.0 inch meter</u>	<u>\$ 1,370.00</u>

(b) Class II – All remaining Commercial customers

<u>.75 inch meter</u>	<u>\$ 424.70</u>
<u>1.0 inch meter</u>	<u>\$ 709.28</u>
<u>1.5 inch meter</u>	<u>\$ 1,414.22</u>
<u>2.0 inch meter</u>	<u>\$ 2,263.62</u>
<u>3.0 inch meter</u>	<u>\$ 4,247.00</u>
<u>4.0 inch meter</u>	<u>\$ 7,079.78</u>
<u>6.0 inch meter</u>	<u>\$14,155.22</u>

(B) Sewer - System Connection Charge

(1) Residential Classifications:

(a) Single and Multi-Family dwelling with individual water meter

<u>.75 inch meter</u>	<u>\$ 400.00</u>
<u>1.0 inch meter</u>	<u>\$ 668.00</u>

(b) Multi-Family dwelling with common meter serving multi-unit building

<u>1.0 inch meter</u>	<u>\$ 1,535.00</u>
<u>1.5 inch meter</u>	<u>\$ 3,061.00</u>
<u>2.0 inch meter</u>	<u>\$ 4,900.00</u>
<u>3.0 inch meter</u>	<u>\$ 9,192.00</u>
<u>4.0 inch meter</u>	<u>\$15,323.00</u>

(2) Commercial Classifications:

(a) Class I – Retail Sales, Office Buildings, Nightly Rentals with individual water meters

<u>.75 inch meter</u>	<u>\$ 807.12</u>
<u>1.0 inch meter</u>	<u>\$ 1,347.82</u>
<u>1.5 inch meter</u>	<u>\$ 2,687.78</u>
<u>2.0 inch meter</u>	<u>\$ 4,302.02</u>
<u>3.0 inch meter</u>	<u>\$ 8,071.00</u>

(b) Class II – All remaining Commercial Customers

<u>.75 inch meter</u>	<u>\$ 2,360.00</u>
<u>1.0 inch meter</u>	<u>\$ 3,941.00</u>
<u>1.5 inch meter</u>	<u>\$ 7,859.00</u>
<u>2.0 inch meter</u>	<u>\$12,579.00</u>
<u>3.0 inch meter</u>	<u>\$23,600.00</u>
<u>4.0 inch meter</u>	<u>\$39,341.00</u>
<u>6.0 inch meter</u>	<u>\$78,659.00</u>

(C) Non-Typical water meter sizes. Non-typical meter sizes not included in any classification shall be charged a system connection charge calculated for water or sewer using the following weighting factor:

<u>.75 inch meter</u>	<u>1.00</u>
<u>1.0 inch meter</u>	<u>1.67</u>
<u>1.5 inch meter</u>	<u>3.33</u>
<u>2.0 inch meter</u>	<u>5.33</u>
<u>3.0 inch meter</u>	<u>10.00</u>
<u>4.0 inch meter</u>	<u>16.67</u>
<u>6.0 inch meter</u>	<u>33.33</u>

(D) Use, recording and deposit of funds. Funds collected in accordance with this section shall only be used for the specific purpose of water or sewer infrastructure construction, upgrades and expansions. The balance of funds shall be invested in accordance with state law to earn the maximum allowable interest.

(E) System Connection Charges assessed. System connection charges for water or sewer shall be assessed when:

- (1) a new property connection is made to city water or sewer;**
- (2) a property previously connected to city water or sewer requires an additional or larger water meter than previously required to accommodate demand, or;**
- (3) use on a property previously connected to city water or sewer is changed to a higher classification requiring a higher system connection charge.**

(F) Credits for properties with existing water or sewer service. Credits shall be provided as follows:

- (1) Properties with existing city water or sewer connections made on or before January 1, 2014 will be provided a system connection charge credit based on the size of the existing water meter serving the property and the customer classification as described in this section or for an amount paid for a prior sewer capacity fee, whichever is greater.**
- (2) The credit described in (F)(1) of this subsection shall be subtracted from system connection charge(s) assessed if an existing water meter is replaced with a larger size meter for a property previously connected to city water or sewer or if the use on a property previously connected to city water or sewer is changed to a higher classification requiring a higher system connection charge.**

~~[(a) Required. All new construction applying for a building permit shall buy capacity in the present or future treatment plant at the cost per unit specified in this section.]~~

~~[(1) When any commercial establishment, which has previously purchased capacity, increases the number of units for which payment of capacity fees is required, such establishment shall be required to purchase additional capacity at the rates established in this section.]~~

~~[(2) When any person moves all moveable units for which he/she has previously paid capacity fees to a new premises served by city sewers, credit for the capacity purchased to serve such moved units may be transferred to the new location.]~~

~~[(b) — Sewer capacity fees. The estimated daily sewer capacity fees shall be determined by the department in accordance with the following criteria:]~~

[Type of Establishment]		[Cost/Unit]
[Commercial — nightly rentals:]		
	[Condominiums without restaurant facilities]	[\$450.00/unit]
	[Hotels without restaurant facilities]	[\$450.00/unit]
	[Motels without restaurant facilities]	[\$450.00/unit]
	[Bed and breakfast]	[\$450.00/unit]
	[Roominghouse, boardinghouse]	[\$250.00/unit]
[RV campground (for dump stations, see section 90-92)]		[\$225.00/space]
[Residential homes]		[\$250.00/residence]
[Duplex, apartments, mobile home park and condominiums with residential zoning, monthly rentals]		[\$250.00/unit]
[Duplex, apartments, mobile home park and condominiums without residential zoning]		[\$450.00/unit]
[Dormitory]		[\$225.00/room]
[Construction trailer (connected to city sewer, not permanent)]		[\$150.00/restroom*]
[Sales trailer (connected to city sewer, not permanent)]		[\$250.00/restroom*]
[Public taverns, bars, wineries and breweries: serving beer and/or wine only, no food preparation. This does not apply to any establishment which is under the state resort liquor license.]		[\$21.00/seat]
[Eating establishments:]		
	[Class 1: Restaurants]	[\$63.00/seat]
	[Class 2: Kitchen facilities for portable carts]	[\$150.00/cart]
	[Class 3: Kitchen facility for drive-up or walk-up only]	[\$1,020.00/facility]
[Educational:]		
	[Class 1:]	
	[Without cafeteria, gym, or showers, minimum 20 square	[(Maximum number of occupants) × \$18.00]

		feet/occupant]	
		[With cafeteria, but no gym or showers, minimum 20 square feet/occupant]	[(Maximum number of occupants) × \$20.00]
		[With cafeteria, gym and showers, minimum 20 square feet/occupant]	[(Maximum number of occupants) × \$22.50]
	[Class 2: Vocational without cafeteria, gym, or showers, minimum 50 square feet/occupant]		[(Maximum number of occupants) × \$18.00]
	[Class 3: Preschool without cafeteria, gym, or showers, minimum 15 square feet/occupant]		[(Maximum number of occupants) × \$18.00]
	[Class 4: Day care center, without cafeteria, gym, or showers, maximum number of occupants set by health department]		[(Maximum number of occupants) × \$18.00]
[Day workers at schools and offices]			[\$45.00/individual]
[Hospitals]			[\$150.00/bed]
[Nursing homes]			[\$150.00/bed]
[Public institutions excluding hospitals and schools:]			
	[With residents, e.g., prisons, juvenile detention facilities, mental institutions, group homes and halfway house]		[(Maximum number of occupants) × \$225.00]
	[Without residents, e.g., libraries and museums]		[\$250.00/public restroom* and 45.00/employee]
[Factories and manufacturing facilities (this fee is exclusive of industrial wastes, refer to other provisions of this article)]			[\$45.00/employee]
[Public parks:]			
	[Public restrooms, toilet wastes only]		[\$250.00/public restroom*]
	[Public bathhouses, showers and flush toilets]		[\$750.00/public bathhouse**]
[Swimming pools: public, and public bathing places:]			
	[Formula 1:] [# ft ² ≥5' deep ÷ 18 ft ² /person = persons] [× 15 gal/person] [× \$3.00/gallon = \$ sewer capacity fee]		
[Type of Establishment]			[Cost/Unit]
	[Formula 2:] [# ft ² < 5' deep ÷ 12 ft ² /person = persons] [× 15 gal/person] [× \$3.00/gallon = \$ sewer capacity fee]		

[Spa and jacuzzi:] [public only:]		
	[Formula 1:] [$\leq 1,000$ gallons in volume = \$3.00/gallon]	
	[Formula 2:] [$> 1,000$ gallons = \$3,000.00 +] [$\# \text{ ft}^2 \div 9 \text{ ft}^2/\text{person} \times 15 \text{ gal/person} \times \3.00] [person = \$___ sewer capacity fee]	
[Country clubs without food facilities]		[\$250.00/public restroom* and \$45.00/employee]
[Churches]		[\$20.00/seat]
[Music theaters without food facilities]		[\$20.00/seat]
[Service stations without food facilities]		[\$250.00/public restroom* and \$45.00/employee]
[Office buildings]		[\$250.00/public restroom* and \$45.00/employee]
[Retail space]		[\$250.00/public restroom* and \$45.00/employee]
[Public restrooms]		[\$250.00/public restroom*]
[Laundry service facility]		[\$175.00/residential sized washer]
[Carwash]		[\$3,570.00/bay]
[Miscellaneous]		[Number of anticipated gallons per day \times \$3.00/GPD]

[Definitions:]

[Educational area is defined as the total surface area of classroom space, independent of gyms, cafeterias and shower rooms.]

[Number of employees is defined as the maximum total number of employees that can be anticipated on all shifts.]

[Churches that do not have a parochial school but have a gymnasium with shower facilities are additionally assessed as having two public restrooms.]

*[*One restroom is defined as follows:]*

[Women's: Three water closets.]

[Men's: One water closet and two urinals.]

*[**One bathhouse is defined as follows:]*

[Women's: Three water closets and two showers.]

[Men's: One water closet, two urinals and two showers or two water closets, one urinal and two showers.]

[(c) Disposition of revenue. The money collected in accordance with this section shall be placed in an account entitled "Sewer Treatment Plant Construction Account" and shall be used only for the specific purpose of treatment plant construction and for expansion.

~~The balance of the account shall be invested in accordance with state law to earn the maximum allowable interest.]~~

NOTE: LANGUAGE WHICH IS **BOLD, UNDERLINED** HAS BEEN ADDED;
LANGUAGE WHICH IS [~~BRACKETED, STRICKEN~~] HAS BEEN REMOVED.

Section 2: This ordinance shall be in full force and effect on January 1, 2014.

Read, this first time on this 22nd day of October, 2013.

Read, this second time, passed and truly agreed to by the Board of Aldermen of the City of Branson, Missouri on this 19th day of November, 2013.

Raeanne Presley
Mayor

ATTEST:

APPROVED AS TO FORM:

Lisa K Westfall
City Clerk

William T. Duston
City Attorney