

306 Storm Water Utility.

(1) **Authority.** Minnesota Statutes Section 444.075, authorizes cities to impose just and reasonable charges for the use and availability of storm sewer facilities. By this section, the city elects to exercise such authority and establish a municipal storm water utility. All fees collected by the city for the storm water utility shall be placed in a fund for storm water management purposes. Revenues shall be used by the city to pay for construction, reconstruction, repair, enlargement, improvement, or other obtainment and the maintenance, operation and use of the facilities, and all other purposes as permitted by Minnesota Statutes, Section 444.075.

(2) **Storm Water Utility Charges.**

(A) Every property owner in the city will be charged storm water management fees. It is necessary and desirable to provide a method of recovering the costs of all storm water related activities the city provides. In imposing charges, the city will consider all reasonable and necessary costs incurred by the city as a result of its storm water management plan. Stormwater management rate charges for each quarter are established by the fee ordinance as set forth annually by the city.

(B) Storm water management charges will be placed on utility account bills. All storm water management charges shall be payable in the manner established for all utilities.

(C) The city council reserves the right to adjust the rates and charges from time to time. Utility bills mailed to the customers shall specify the charge in accordance with established rates. A penalty of 10 percent shall be added to the amount due if not paid within 30 days after the date of the bill.

(3) **Exemptions.** The storm water utility charges established in subdivision 2 will not be charged against parcels with the following existing land use designations:

(A) Public and private right-of-way;

(B) Public open space;

(C) Public parks and recreation.