

CITY OF OAK GROVE
ORDINANCE NO. 2021-09

AN ORDINANCE AMENDING ORDINANCE 2012-08
ESTABLISHING A STORMWATER MANAGEMENT FEE FOR
THE CITY OF OAK GROVE, KENTUCKY

WHEREAS, the City of Oak Grove is mandated to develop and implement a stormwater quality program in accordance with the National Pollutant Discharge Elimination System (NPDES) Phase II permit under direction from the United States Environmental Protection Agency; and

WHEREAS, the NPDES program is not funded by the State or Federal Government; and

WHEREAS, the City uses funding out of the General Fund for stormwater appurtenance, maintenance, installation and repairs, and

WHEREAS, the City of Oak Grove desires to implement a funding structure to accomplish the requirements of running and implementing the NPDES program permit and repairing, maintaining or installing stormwater appurtenances; and

WHEREAS, every property in the City of Oak Grove is a contributor to stormwater runoff; and

WHEREAS, the Oak Grove Community Development Committee is recommending a favorable approval of this ordinance.

NOW THEREFORE, be it ordained by the City of Oak Grove, Kentucky, that Ordinance No. 2012-08 be amended to read as follows:

SECTION IV – STORMWATER MANAGEMENT FEE

A monthly service fee is hereby applied to all real property in the City of Oak Grove, Kentucky, to fund stormwater management programs and execute the NPDES permit program. This service shall be referred to as the Stormwater Management Fee (“Fee”). Any real property developed or annexed into the city shall be subject to this fee. The Fee is based on:

1. The extent to which runoff from each property creates the need for the stormwater management program.
2. The amount of impervious area on each property.

3. The cost of implementing a stormwater management program.

~~[The Stormwater Management Fee shall be suspended on all utility bills in the event the funds in the account exceed \$250,000. The fee may be collected when expenditures cause the amount in the account to decline below \$250,000. The Stormwater Management Fee shall be subject to review by city council in the event funds in the account reach \$250,000.]~~

SECTION VI – BASE RATE

A monthly base rate for the Stormwater Management Fee is established for all single-family residential property as one Equivalent Residential Unit (ERU). The base rate for all single-family residential property which contains impervious surface less than one-half (1/2) of the ERU as set forth below shall pay one-half (1/2) of the established fee.

The following schedule of rates shall apply to each property. This schedule includes the rate for the Stormwater Utility Fees.

<u>Rate Category</u>	<u>Rate per Month</u>
Single-Family Residential	[\$3.00] <u>\$2.00</u>
Non Single-Family Residential	\$3.00 multiplied by the numerical factor obtained by dividing the total impervious area (square feet) of the property by one Equivalent Residential Unit (ERU).

* A twenty-percent (20%) credit shall be applied to Non Single-Family Residential properties that have stormwater management facilities installed in compliance with the Oak Grove Stormwater Ordinance(s).

This ordinance shall become effective upon passage and publication.

Approved on First Reading this 3rd day of August, 2021.

Approved on Second Reading this 17th day of August, 2021.

Approved:

Attest:

_____ s/ _____

Theresa Jarvis, Mayor
City of Oak Grove, Kentucky

_____ s/ _____

Angela Comperry, City Clerk
City of Oak Grove, Kentucky

Published in the Kentucky New Era on the _____ day of _____, 2021.