

**ORDINANCE NO. 874**

**AN ORDINANCE AMENDING CHAPTER 101 OF THE ELDORA MUNICIPAL CODE**

BE IT ENACTED by the City Council of the City of Eldora, Iowa:

Section 1. Purpose. The purpose of this ordinance change is to amend portions of Chapter 101 Storm Water of the Eldora Municipal Code by amending section 101.04.

**101.04 RATES.** Each user shall pay for storm and surface water drainage service provided by the City. The rates for the operation and maintenance of the storm water management facilities shall be collected by imposing a monthly rate on each meter. The rates/charges shall be billed as part of the user's combined service account. (Combined service account meaning a customer service account for the provision of two or more utility services.) The City may adopt rules, charges, rates, and fees for the use of the City's storm and surface water system and for services provided by the City related thereto. Such rules may include delinquency fees, interest charges and/or penalties. Such charges and fees shall be just and equitable based upon the actual costs of operation, maintenance, acquisition, extension and replacement of the City's Storm Water Management Facilities/Storm and Surface Water Drainage System(s), the costs of bond repayment, regulation, administration, and the services of the City. The rates for the foregoing functions shall be collected by imposing a monthly rate of one dollar and twenty five cents (\$1.25) on every residential meter, and three dollars and twenty five cents (\$3.25) per meter on every other, non-residential meter.

Section 2. Effect. All other Sections of said Chapters shall remain unchanged and in full force and effect.

Section 3. Severability. If any section, subsection, paragraph, subparagraph, sentence, clause or phrase of the Code is, for any reason, held to be invalid or enforceable as to any person or circumstances, the application of such section, subsection, paragraph, subparagraph, sentence, clause or phrase to persons or circumstances other than those as to which it shall be held invalid or unenforceable, shall not be affected thereby, and all other provisions of the Code, in all other respects, shall be and remain valid and enforceable.

Section 4. Effective Date. This ordinance and the Eldora City Code shall be in full force and shall take effect on July 1, 2021, with the adoption and publication of this ordinance.

Passed and approved by the City Council of the City of Eldora, Iowa this 13<sup>th</sup> day of April 2021.

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David W. Dunn, Mayor

ATTEST:

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Chandra Kyte, City Clerk

Introduced: April 13, 2021  
Passed 1<sup>st</sup> Consideration: April 13, 2021  
Passed 2<sup>nd</sup> Consideration: May 13, 2021  
Passed 3<sup>rd</sup> Consideration: May 13, 2021  
Passed & Adopted: May 13, 2021