

Introduced by: Councilmember Wright

First Reading: May 17, 2010
Second Reading: May 24, 2010

TAKOMA PARK ORDINANCE NO. 2010-23

**AN ORDINANCE APPROVING AND ADOPTING THE STORMWATER MANAGEMENT
BUDGET FOR FISCAL YEAR 2010, BEGINNING JULY 1, 2010
AND ENDING JUNE 30, 2011**

WHEREAS, Section 1101 of the Charter of the City of Takoma Park designates the City Council as the Stormwater Management Board for Takoma Park with all of the powers associated therewith; and,

WHEREAS, Section 4-204(d), Environment Article and Article 29, Section 3-205(l) of the Annotated Code of Maryland authorizes the adoption of a system of charges for stormwater management programs by the City; and,

WHEREAS, Section 1006 of the Charter of the City of Takoma Park empowers the Stormwater Management Board to charge and to collect stormwater utility fees and user charges to pay for stormwater management activities in the City; and,

WHEREAS, the Stormwater Management Board desires to maintain a Stormwater Management Fund for the collection and payment of revenues and expenditures as it deems necessary to provide for the construction, maintenance, operations, and repair of the stormwater management system in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE STORMWATER MANAGEMENT BOARD OF THE CITY OF TAKOMA PARK, MARYLAND:

SECTION 1. For Fiscal Year 2011, a Stormwater Management fee shall be imposed on real property in the City in an amount sufficient to fund the Stormwater Management expenditures established by this Ordinance. The base rate for the Stormwater Management fee shall be \$48.00.

SECTION 2. A Stormwater Management Fund shall be maintained into which shall be deposited:

- a) All the receipts and revenues from user charges and utility fees imposed by the City to pay for stormwater management
- b) All charges, fees, fees-in-lieu, grants, and other contributions received from any person or governmental entity in connection with stormwater management activities or programs.

SECTION 3. The budget adopted hereto and by reference made a part hereof is hereby adopted for the fiscal year beginning July 1, 2010 and ending June 30, 2011. Said budget provides for an appropriation in the amount of \$501,384 for stormwater management activities.

SECTION 4. Use of fund balance in the amount of \$123,384 is hereby authorized to supplement other fund revenues and financing sources:

SECTION 5. Stormwater management projects that are declared to be of an emergency nature as defined by the City Council in accordance with the Charter of the City of Takoma Park may be funded through the Emergency Reserve or other monies as designated by the City Council.

SECTION 6. Should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.

SECTION 7. This Ordinance shall be effective July 1, 2010.

Adopted by roll-call vote this 24th day of May, 2010 as follows:

AYES: Williams, Wright, Clay, Robinson, Seamens, Snipper, Schultz

NAYS: None

ABSENT: None

ABSTAIN: None

Stormwater Management Fund Summary

	<u>Audited FY07</u>	<u>Audited FY08</u>	<u>Audited FY09</u>	<u>Adopted FY10</u>	<u>Estimated FY10</u>	<u>Proposed FY11</u>
<u>REVENUES</u>						
Taxes and utility fees	-	-	-	-	-	-
Licenses and permits	-	-	-	-	-	-
Fines and forfeitures	-	-	-	-	-	-
Use of money and property	-	-	-	-	-	-
Charges for service	367,134	374,101	361,155	362,000	360,800	361,000
Intergovernmental	-	-	-	160,000	160,000	-
Miscellaneous	12,564	21,053	17,696	17,000	17,000	17,000
Total Revenues	379,698	395,154	378,851	539,000	537,800	378,000
<u>EXPENDITURES</u>						
Public Works	206,766	251,424	171,764	257,428	249,418	254,884
Capital outlay	91,296	73,360	124,534	260,000	260,000	246,500
Total Expenditures	298,062	324,784	296,298	517,428	509,418	501,384
Excess (deficiency) of revenues over expenditures	81,636	70,370	82,553	21,572	28,382	(123,384)
<u>OTHER FINANCING SOURCES (USES)</u>						
Loan proceeds	-	-	-	-	-	-
Operating transfers in (out)	-	-	-	-	-	-
Total Other Financing Sources (Uses)	-	-	-	-	-	-
Excess (deficiency) of revenues and other financing sources over expenditures and other financing uses	81,636	70,370	82,553	21,572	28,382	(123,384)
<u>FUND BALANCE</u>						
Beginning of year	151,440	233,076	303,446	385,999	385,999	414,381
End of year	233,076	303,446	385,999	407,571	414,381	290,997

Note: Over the years reflected above, the audit classification of certain revenues changed. For comparative purposes, the audited and budgeted figures shown above have been classified in the same manner as reflected in the FY09 audit.