

Introduced by: Councilmember Searcy

First Reading: May 12, 2021
Second Reading: May 19, 2021

**CITY OF TAKOMA PARK, MARYLAND
ORDINANCE NO. 2021-19**

**AN ORDINANCE APPROVING AND ADOPTING THE STORMWATER MANAGEMENT
BUDGET FOR FISCAL YEAR 2022, BEGINNING JULY 1, 2021
AND ENDING JUNE 30, 2022**

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 21-625 of the Local Government Article of the Annotated Code of Maryland authorizes the adoption of a stormwater management utility fee system or user charges for stormwater management programs by the City; and

WHEREAS, Section 1106 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 2022, the City Council has revised the fee structure. All properties will be billed using the same fee structure. The fee has a base rate of \$25 per 500 square feet of impervious surface. The fee charged to the owners of single-family residential properties between July 1, 2021 and June 30, 2022 shall not exceed \$275.00. Beginning July 1, 2022, the fees charged to the owners of single-family residential properties shall not be so limited. 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.

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, 2021 and ending June 30, 2022. Said budget provides for an appropriation in the amount of \$908,126 for stormwater management activities.

SECTION 4. The following operating transfers are hereby authorized in accordance with the exhibits attached hereto and incorporated herein by reference:

Operating Transfer From	Transfer To	Amount of Transfer
General Fund	Stormwater Fund	\$65,000

SECTION 5. Use of fund balance amount of \$138,626 authorized to supplement other revenues and financing sources.

SECTION 6. 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 7. Should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.

SECTION 8. This Ordinance shall be effective July 1, 2021.

Adopted by roll-call vote this 19th day of May, 2021 as follows:

AYES: Stewart, Kovar, Dyballa, Kostiuik, Seamens, Searcy
NAYS: Smith
ABSENT: None
ABSTAIN: None

Stormwater Management Fund Summary

	<u>Audited</u> <u>FY18</u>	<u>Audited</u> <u>FY19</u>	<u>Audited</u> <u>FY20</u>	<u>Adopted</u> <u>FY21</u>	<u>Estimated</u> <u>FY21</u>	<u>Adopted</u> <u>FY22</u>	<u>Change</u> <u>Adj FY21-22</u>	<u>%Change</u> <u>Adj FY21-22</u>
<u>REVENUES</u>								
Taxes and utility fees	-	-	-	-	-	-	-	-
Licenses and permits	3,050	1,000	5,791	2,900	3,800	3,500	600	20.7%
Fines and forfeitures								
Use of money and property								
Charges for service	712,395	707,484	701,718	595,400	587,620	701,000	105,600	17.7%
Intergovernmental	-	168,750	-	-	-	-	-	-
Miscellaneous	14,659	3,053	2,350	-	-	-	-	-
Total Revenues	730,104	880,287	709,859	598,300	591,420	704,500	106,200	17.8%
<u>EXPENDITURES</u>								
Public Works	449,459	434,500	377,946	626,696	525,318	535,126	(91,570)	-14.6%
Capital outlay	272,918	362,688	219,878	304,000	298,395	373,000	69,000	22.7%
Total Expenditures	722,377	797,188	597,824	930,696	823,713	908,126	(22,570)	-2.4%
Excess (deficiency) of revenues over expenditures	7,727	83,099	112,035	(332,396)	(232,293)	(203,626)	128,770	-38.7%
<u>OTHER FINANCING SOURCES (USES)</u>								
Loan proceeds	-	-	-	-	-	-	-	-
Operating transfers in (out)	-	-	-	-	-	65,000	65,000	100.0%
Total Other Financing Sources (Uses)	-	-	-	-	-	65,000	65,000	100.0%
Excess (deficiency) of revenues and other financing sources over expenditures and other financing uses	7,727	83,099	112,035	(332,396)	(232,293)	(138,626)	193,770	-58.3%
<u>FUND BALANCE</u>								
Beginning of year	191,033	198,760	281,859	393,894	393,894	161,601	(232,293)	-59.0%
End of year	198,760	281,859	393,894	61,498	161,601	22,975	(38,523)	-62.6%

Note: Beginning Fiscal Year 2022, stormwater fee will be recalculated to support the increase project costs due to the fee re-structure based on the rate of \$25 per 500 square fee per impervious area.