

Introduced by: Councilmember Seamens

First Reading: May 11, 2022
Second Reading: May 18, 2022

**CITY OF TAKOMA PARK, MARYLAND
ORDINANCE NO. 2022-15**

**AN ORDINANCE APPROVING AND ADOPTING THE STORMWATER MANAGEMENT
BUDGET FOR FISCAL YEAR 2023, BEGINNING JULY 1, 2022
AND ENDING JUNE 30, 2023**

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 2023, a Stormwater Management fee shall be imposed on real property based on the revised the fee structure established in Fiscal Year 2022. 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, calculated to be 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; and
- 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, 2022 and ending June 30, 2023. Said budget

provides for an appropriation in the amount of \$734,226 for stormwater management activities.

SECTION 4. 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 5. Should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.

SECTION 6. This Ordinance shall be effective July 1, 2022.

Adopted by roll-call vote this 18th day of May, 2022 as follows:

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

Stormwater Management Fund Summary

	Audited FY19	Audited FY20	Audited FY21	Adjusted FY22	Projected FY22	Adopted FY23	Change Proj FY22-23	%Change Proj FY22-23
<u>REVENUES</u>								
Taxes and utility fees	-	-	-	-	-	-	-	-
Licenses and permits	1,000	5,791	15,290	4,500	6,600	6,500	(100)	-1.5%
Fines and forfeitures								
Use of money and property								
Charges for service	707,484	701,718	580,508	700,000	751,725	754,875	3,150	0.4%
Intergovernmental	168,750	-	-	-	-	-	-	-
Miscellaneous	3,053	2,350	2,350	-	-	-	-	-
Total Revenues	880,287	709,859	598,148	704,500	758,325	761,375	3,050	0.4%
<u>EXPENDITURES</u>								
Public Works	434,500	377,946	392,447	637,801	623,829	484,226	(139,603)	-22.4%
Capital outlay	362,688	219,878	5,997	668,000	644,985	250,000	(394,985)	-61.2%
Total Expenditures	797,188	597,824	398,444	1,305,801	1,268,814	734,226	(534,588)	-42.1%
Excess (deficiency) of revenues over expenditures	83,099	112,035	199,704	(601,301)	(510,489)	27,149	537,638	105.3%
<u>OTHER FINANCING SOURCES (USES)</u>								
Loan proceeds	-	-	-	-	-	-	-	-
Operating transfers in (out)	-	-	-	65,000	65,000	-	(65,000)	-100.0%
Total Other Financing Sources (Uses)	-	-	-	65,000	65,000	-	(65,000)	-100.0%
Excess (deficiency) of revenues and other financing sources over expenditures and other financing uses	83,099	112,035	199,704	(536,301)	(445,489)	27,149	472,638	106.1%
<u>FUND BALANCE</u>								
Beginning of year	198,760	281,859	393,893	593,597	593,597	148,108	(445,489)	-75.0%
End of year	281,859	393,893	593,597	57,296	148,108	175,257	27,149	18.3%

*Note: Beginning Fiscal Year 2022, stormwater fee will be recalculated to support the increase project costs