



Legislation Details (With Text)

**File #:** O-17-21      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Adopted

**File created:** 5/10/2021      **In control:** Environmental Matters Committee

**On agenda:** 6/14/2021      **Final action:** 7/26/2021

**Title:** Public Services - Water and Sewer - For the purpose of modifying the charges for water service for certain users; modifying the charges for sewer service for certain users; and generally relating to providing water and sewer service.

**Sponsors:** Gavin Buckley

**Indexes:** Environmental Matters Committee

**Code sections:**

**Attachments:** 1. O-17-21 First Reader, 2. O-17-21 Staff Report, 3. O-17-21 Fiscal Impact Note, 4. O-17-21 SIGNED

Date	Ver.	Action By	Action	Result
7/26/2021	1	City Council	adopt on second reader	Pass
7/26/2021	1	City Council	adopt on third reader	Pass
7/21/2021	1	Environmental Matters Committee	recommend favorably	Pass
6/14/2021	1	City Council	declare the public hearing closed	
5/24/2021	1	City Council	adopt on first reader	Pass
5/24/2021	1	City Council	refer	

**Public Services - Water and Sewer -** For the purpose of modifying the charges for water service for certain users; modifying the charges for sewer service for certain users; and generally relating to providing water and sewer service.

**CITY COUNCIL OF THE  
City of Annapolis**

**Ordinance 17-21**

**Introduced by: Mayor Buckley  
Co-sponsored by:**

**Referred to  
Environmental Matters Committee**

**AN ORDINANCE** concerning

**Public Services - Water and Sewer**

**FOR** the purpose of modifying the charges for water service for certain users; modifying the charges for sewer service for certain users; and generally relating to providing water and sewer service.

**BY** repealing and reenacting with amendments the following portions of the Code of the City of Annapolis,  
2021 Edition  
16.08.050  
16.16.010

**SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that the Code of the City of Annapolis shall be amended to read as follows:

**TITLE 16 - PUBLIC SERVICES**  
**Chapter 16.08 - WATER SERVICE**

**Section 16.08.050 - Charges-Users outside City.**

- A. Water service shall not be extended to any user outside of the City except by written agreement approved by resolution. Such resolution shall be referred to the Finance Committee for recommendation and shall lie on the table for at least thirty days prior to consideration by the City Council. A fiscal impact note shall be submitted by the Finance Director. The resolution shall expressly find, upon a determination issued by the Director of Public Works, that existing and/or funded facilities, capacity and infrastructure are sufficient to serve the user outside the City in addition to existing and reasonably foreseeable City users. The terms of each such agreement shall bind the user, its successors and assigns, according to its terms which shall not be inconsistent with the requirements of this chapter. The agreement shall make specific reference to the resolution authorizing it and be recorded in the land records for Anne Arundel County.
- B. The charge for water service to users outside the City shall be triple that charged to users within the City.
- ~~C. In addition to the charge required by the provisions of subsection B of this section, water service to users outside the City shall make annual payments to the City in amounts equivalent to City real property taxes which would be imposed if the property were in the City.~~
- ~~D.~~ All costs incurred in extending water service to users outside the City, including but not limited to costs incurred in extending existing water mains, shall be paid by the user. All improvements to existing public infrastructure made in extending water service to users outside the City shall be built to City standards and shall be transferred to public ownership upon such terms and conditions as the Director of Public Works shall require.
- ~~E.~~ Whenever property outside the City receiving City water service is annexed to the City, the charge for such service shall be reduced to that charged to users in the City and the payments required under subsection C of this section shall abate as of the date of annexation.

**Chapter 16.16 - SEWER SERVICE**  
**Section 16.16.010 - Rate.**

- A.1. The charge for sewer service to users within the City shall be based on water consumption, as defined in Subsection (A)(2) of this Section as follows:
  - a. A minimum fixed charge shall be billed each connection each quarter for water consumption and shall be based on water meter size as follows:

Meter Size	Fixed Charge
1 inch or less	\$12.18
1½ inch	\$60.92
2 inch	\$97.48
3 inch	\$194.94
4 inch	\$304.60
6 inch	\$609.20

b. Consumption shall be billed to each connection each quarter at the following rates:

**Residential Usage Charges  
Per Thousand Gallons**

All usage \$5.36	
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**Non-Residential and Multifamily Usage  
Charges Per Thousand Gallons;**

All usage \$5.36	
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Prior to June 30 each year, the City shall complete a cost of service rate study and report the results to the Council. If the rate study indicates an increase of rates is necessary to cover the cost of service, and the increase is less than five percent, the rate increase will automatically occur and no council action will be required. If the necessary rate increase is five percent or greater, the Council shall be required to act affirmatively by establishing and adopting a rate increase prior to the start of each fiscal year.

2. For the purposes of this Section, "water consumption" is determined by the actual water consumption in each quarter.

- B. A resident may request in writing to make monthly payments. There shall be a four percent surcharge for this service.
- C. Sewer service shall not be extended to any user outside of the City except by written agreement approved by ordinance. The ordinance shall expressly find, upon a determination issued by the Director of Public Works, that existing and/or funded facilities, capacity and infrastructure are sufficient to serve the user outside the City in addition to existing and reasonably foreseeable City users. The terms of each such agreement shall bind the user, its successors and assigns, according to its terms which shall not be inconsistent with the requirements of this chapter. The agreement shall make specific reference to the ordinance authorizing it and be recorded in the land records for Anne Arundel County. The charge for sewer service to users outside the City shall be twice that charged to users within the City.
- ~~D. In addition to the charge required by the provisions of Subsection C. of this Section, sewer service to users outside the City shall make annual payments to the City in amounts equivalent to City real property taxes which would be imposed if the property were in the City.~~
- ~~ED.~~ All costs incurred in extending sewer service to users outside the City, including but not limited to costs

incurred in extending existing sewer mains, shall be paid by the user. All improvements to existing public infrastructure made in extending sewer service to users outside the City, shall be built to City standards and shall be transferred to public ownership upon such terms and conditions as the Director of Public Works shall require.

EE. Whenever property outside the City receiving City sewer service is annexed into the City, the charge for such service shall be reduced to that charged for users in the City and the payments required under Subsection D. of this Section shall abate as of the date of annexation.

**SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect from the date of its passage.

**Explanation:**

UPPERCASE indicates matter added to existing law.

~~Strike through~~ indicates matter stricken from existing law.

Underlining indicates amendments.