Delta City Corporation
76 N 200 W
Delta UT 84624-9440
435 864 2759
435 864 4313 FAX

Certificate of Resolution Passage

STATE OF UTAH)
) ss.
CITY OF DELTA)

I, GREGORY J. SCHAFER, as the duly appointed, sworn and acting Delta City Recorder, do hereby certify that the attached, numbered as City of Delta Resolution Number 08-323 was duly adopted by the necessary quorum of the Delta City Council on June 19, 2008.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the corporate seal of said City.

Gregory J. Schafer

GREGORY J. SCHAFER, MMC
Delta City Recorder

RESOLUTION NO.08-323

A RESOLUTION REVISING THE MONTHLY SERVICE CHARGES FOR USE OF THE DELTA CITY SEWER SYSTEM.

RECITALS

The City Council of the City of Delta, Utah, (referred to herein as the "City Council") hereby recites the following as the basis for adopting this resolution:

A. The Delta City sewer utility fund has experienced significant increases in maintenance and operation costs since establishment of the present rates. The City Council has determined through preparation of the Delta City Fiscal Budget for fiscal year 2008-2009 that the sewer utility operations and maintenance funds will therefore incur a significant deficit during the 2008-2009 budget year unless rates for sewer system use are increased.

B. The City Council has heretofore established and desires to confirm a policy that sewer rates, to the extent possible, should be structured such that each user or class of users of the sewer system are required to pay an equitable amount for the benefits received by them based on the cost of operation, maintenance and depreciation of said system.

C. The City Council has determined, through records and other information made available to it by the City Public Works Department, that certain adjustments should be made to sewer system user fees to provide for more equitable allocation of such costs among users.

D. Sections 14-117 and 14-216 of the Revised Ordinances of Delta City (1981 edition), <u>as amended</u>, provides that the City Council may establish and change sewer service rates by resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Delta, Utah:

1. <u>Resolution No. 84-110</u>. With the exception of the new sewer rates re-established by this resolution, all other provisions set forth in Resolution No. 84-110 shall remain unchanged and shall continue in full force and effect as set forth therein, unless otherwise amended by ordinance or resolution.

2. <u>Sewer Rates Adopted</u>. The monthly and annual rates for sewer services from the Delta municipal sewer system as provided for in Section 14-216 of the Revised Ordinances of Delta City (1981 edition), <u>as amended</u>, are hereby fixed in accordance with the following schedule:

	Type of Facility	Monthly Service Charge
a.	Single family residence	$18.00
b.	Multiple family residences	$18.00 per dwelling unit per month
c.	Mobile home parks	$18.00 per occupied mobile home space
d.	Laundromats, laundries and dry cleaning establishments	$85.00
e.	Meat shop or business establishments in which a meat shop is located	$70.00
f.	Cafes and restaurants	$80.00
g.	Churches	$40.00
h.	Hospitals and similar facilities	$135.00
i.	Offices and commercial buildings	$18.00 per restroom (or pair of restrooms designated for "Women" and "Men"), plus $9.00 per each additional unit per building.

j. Hotels and motels shall be required to pay $25.00 for the first licensed unit and $5.00 per each additional licensed unit.

k. Recreational vehicle and travel trailer parks shall be required to pay $15.00 per month for the first licensed unit occupied during the month and $5.00 for each additional occupied licensed unit.

l. Car washes shall be required to pay $80.00 per month.

m. Industrial or agricultural users shall pay a monthly charge as determined by the City Council based on the quantity and type of effluent discharged, the biological oxygen demand load, and the times of discharge.

n. Public and private schools shall be required to pay an annual fee of $3.50 for each pupil enrolled, based on average annual enrollment.

o. Any user of the municipal sewer system not listed above shall be required to pay a monthly charge of $30.00 per month.

3. Effective Date. This resolution shall become effective upon adoption.

4. Severability. In the event that any provision of this resolution less than the entire resolution is held invalid by a court of competent jurisdiction, this resolution shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this resolution.

5. Repeal of Conflicting Resolutions. To the extent that any resolutions or policies of the City of Delta conflict with the provisions of this resolution, they are hereby amended to be in accordance with the provisions hereof.

PASSED AND APPROVED effective the 19th day of June, 2008.

GAYLE BUNKER, Mayor

Attest:

GREGORY JAY SCHAFER, MMC
City Recorder

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