

**ORDINANCE NUMBER 119**

**CITY OF STOCKTON, MINNESOTA**

**AN ORDINANCE ESTABLISHING SEWER CONNECTION CHARGES**

The City Council of Stockton, Minnesota, ordains that:

1. The City of Stockton has legal authority to adopt this ordinance under Minn. Stat. §444.075 and consistent with its present authority in Ordinance no. 110, Article V, Section 5, which requires that all costs and expenses incidental to the installation and connection of a building sewer shall be born by the owner; and Article IX, Section 1, which directs that sewer service charges will be established from time to time by the City Council either by ordinance or by resolution.
2. The purpose of this ordinance is establish charges that will recover the cost of connecting property within and without the City to the City's Sanitary Sewer system, including the cost incurred when a property is connected to the sewer system and certain costs that are incurred to extend sewer service into an area that previously did not have sewer service. It uses zones to differentiate charges, which recognize that within certain areas of the City users have already paid the cost of making the sewer system available within those areas and that the cost of extending sewer service may vary from project to project or area to area. The intent here is to equitably recover the cost of extending sewer services into an area from those properties that will primarily benefit from the extension.
3. Terms used in this ordinance shall have the same meaning as found in Ordinance no. 110, An Ordinance Establishing Sewer Use Regulation, as amended.
4. The owner shall pay a sewer hook up charge of \$450.00 at the time that their property is connected to the City's Sanitary Sewer system. This charge shall apply for all property within or outside the City, and shall be the only connection charge applied to property in Zone A, which shall include all property within the City limits that is not included in another zone described in this Ordinance, or as created by ordinance or resolution at a future time.
5. For property in Zone B, the owner shall pay a sewer hook up charge of \$450.00 at the time that the property is connected to the City's Sanitary Sewer system, and shall pay a sewer availability charge of \$1500.00 at the time the City's Sanitary Sewer system is installed and become available for use by the property. Zone B shall include all of those parts of the City serviceable by lift station no. 4 and is more particularly shown on the City map attached as Exhibit 1. Property outside the City that is served through lift station no. 4 shall pay these charges, in addition to any other costs of connection, at the time the owner requests service from the City.
6. The Sewer system becomes available to property when the Public Sewer connected to the City's Wastewater Treatment Works is installed in the street or other right of way on, adjacent or within 100 feet of the property.
7. In the event that the owner does not pay either the sewer connection charge or sewer availability

charge by October 15<sup>th</sup> of the year in which it is charged, the City shall assess the cost thereof against the benefited property. Such assessment, when levied, shall bear interest at the rate determined by the City Council and be certified to the Auditor of the County of Winona, Minnesota, and shall be collected and remitted to the City in the same manner as assessments for local improvements. Prior to the submission of the assessment to the County, on the date that the assessment is confirmed by the City Council, the City shall add a surcharge of 15% of the amount then due to recover the cost of collection and assessment. The rights of the City shall be in addition to any remedial or enforcement provisions of this ordinance.

8. This ordinance shall be in full force and take effect from and after its passage and approval and publication as provided for by law.

Passed by the City Council of the City of Stockton, Minnesota, on the 14th, day of January, 2003

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Jack Roberts, Mayor

Attest: \_\_\_\_\_  
Bethany Winchester, Clerk - Treasurer

(seal)