

**City of Carson City
Agenda Report**

Date Submitted: September 10, 2013

Agenda Date Requested: September 19, 2013

Time Requested: 10 minutes

To: Mayor and Supervisors

From: Public Works Department, Water Division

Subject Title: For Possible Action: To adopt Bill No. 122, on second reading, Ordinance No. _____, an ordinance amending the Carson City Municipal Code Title 12 – Water, Sewerage and Drainage, Chapter 12.01 – Water Connection Charges and Use Rates, by amending section 12.01.010 Definitions to redefine "Commercial" service to include churches and remove triplexes, to add new definitions for "Industrial / Manufacturing" service, "Large Commercial" service, "Single Family Residential" service, "Multifamily Residential" service and remove the definition of "Residential" service; section 12.010.020 Schedule of rates to remove the Residential Monthly Service Charge, Residential Monthly Commodity Charge, Commercial Monthly Service Charge, Commercial Monthly Commodity Charge and add effective October 1, 2013 and July 1 of each year thereafter a five (5) year phased in Monthly Base Charge and a Monthly Commodity Charge for Single Family Residential, Multifamily Residential, Commercial, Industrial/Manufacturing, Large Commercial and remove a provision to conduct an annual review with recommendations for rate adjustments; section 12.01.030 Schedule of Water Connection Charges, Lateral and Meter Box Sets, and Meter Set Fees to remove a provision that expired in 2011 to review the effects of the amendment; section 12.01.040 Payment of connection charge to remove a provision that expired in 1988 whereby ½ of the connection charge is to be fully paid prior to the issuance of any building permit; section 12.01.090 Protests to rates and charges and meter tests to remove a provision related to an outdated extension of a 5 year audit of water usage to determine connection charges; and other matters properly related thereto. (Andrew Burnham)

Staff Summary: The revenues generated from the proposed ordinance are necessary to fully fund operating and maintenance expenses, debt service, five (5) year capital improvement plan, capital reserve targets and system reinvestment in the Water Utility Fund for the next five (5) years.

Type of Action Requested: (check one)
 Resolution (XXX) Ordinance
 Formal Action/Motion Other (Specify)

Does This Action Require A Business Impact Statement: (X) Yes () No

Recommended Board Action: I move to adopt Bill No. 122, on second reading, Ordinance No. _____, an ordinance amending the Carson City Municipal Code Title 12 – Water, Sewerage and Drainage, Chapter 12.01 – Water Connection Charges and Use Rates, by amending section 12.01.010 Definitions to redefine "Commercial" service to include churches and remove triplexes, to add new definitions for "Industrial / Manufacturing" service, "Large Commercial" service, "Single Family Residential" service, "Multifamily Residential" service and remove the definition of "Residential" service; section 12.010.020 Schedule of rates to remove

the Residential Monthly Service Charge, Residential Monthly Commodity Charge, Commercial Monthly Service Charge, Commercial Monthly Commodity Charge and add effective October 1, 2013 and July 1 of each year thereafter a five (5) year phased in Monthly Base Charge and a Monthly Commodity Charge for Single Family Residential, Multifamily Residential, Commercial, Industrial/Manufacturing, Large Commercial and remove a provision to conduct an annual review with recommendations for rate adjustments; section 12.01.030 Schedule of Water Connection Charges, Lateral and Meter Box Sets, and Meter Set Fees to remove a provision that expired in 2011 to review the effects of the amendment; section 12.01.040 Payment of connection charge to remove a provision that expired in 1988 whereby ½ of the connection charge is to be fully paid prior to the issuance of any building permit; section 12.01.090 Protests to rates and charges and meter tests to remove a provision related to an outdated extension of a 5 year audit of water usage to determine connection charges; and other matters properly related thereto.

Explanation for Recommended Board Action: With the passing of this ordinance, the cost of service for Water Utility Fund will be phased in over a five (5) year period. The average rate increase is 6.5% annually for the next five (5) years.

Applicable Statute, Code, Policy, Rule or Regulation: NA

Fiscal Impact: After approval of second reading, incremental revenues to the Water Utility Fund are expected to increase each Fiscal Year Ending (FYE) by the following amounts:

FYE 14:	\$791,192
FYE 15:	\$842,619
FYE 16:	\$897,390
FYE 17:	\$955,720
FYE 18:	\$1,017,842

Explanation of Impact: The increase in revenue, as addressed in "Fiscal Impact" above, will fund operating and maintenance expenses, debt service, five (5) year capital improvement plan, capital reserve targets and system reinvestment in Water Utility Fund for the next five (5) years.

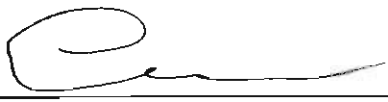
Funding Source: NA.

Alternatives: Do Not Approve; Modify; Give additional direction to staff.

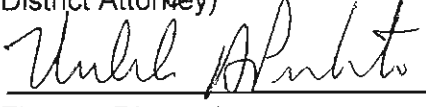
Supporting Material: Revised Carson City Municipal Code Chapter 12.01.

Prepared By: David Bruketta, Utility Manager

Reviewed By: David Bruketta Date: 9/10/13
(Department Head)

Concurrences:  Date: 8/12/13
(City Manager)

 Date: 9/12/13
(District Attorney)

 Date: 9/12/13
(Finance Director)

Board Action Taken:

Motion: _____ 1) _____ Aye/Nay
2) _____ _____

(Vote Recorded By)

ORDINANCE NO. _____

BILL NO. _____

AN ORDINANCE AMENDING TITLE 12, WATER, SEWERAGE, AND DRAINAGE, CHAPTER 12.01 WATER CONNECTION CHARGES AND USE RATES, BY AMENDING SECTION 12.01.010 DEFINITIONS TO REDEFINE COMMERCIAL SERVICES TO INCLUDE CHURCHES AND REMOVE TRIPLEXES, TO ADD NEW DEFINITIONS FOR INDUSTRIAL / MANUFACTURING SERVICE, LARGE COMMERCIAL SERVICE, SINGLE FAMILY RESIDENTIAL SERVICE MULTIFAMILY RESIDENTIAL SERVICE AND REMOVE THE DEFINITION OF RESIDENTIAL SERVICE; SECTION 12.01.020 SCHEDULE OF RATES TO REMOVE THE RESIDENTIAL MONTHLY SERVICE CHARGE, RESIDENTIAL MONTHLY COMMODITY CHARGE, COMMERCIAL MONTHLY SERVICE CHARGE, COMMERCIAL MONTHLY COMMODITY CHARGE AND ADD EFFECTIVE OCTOBER 1, 2013 AND JULY 1 OF EACH YEAR THEREAFTER A FIVE (5) YEAR PHASED IN MONTHLY BASE CHARGE AND A MONTHLY COMMODITY CHARGE FOR SINGLE FAMILY RESIDENTIAL, MULTIFAMILY RESIDENTIAL, COMMERCIAL, INDUSTRIAL/MANUFACTURING, LARGE COMMERCIAL AND REMOVE A PROVISION TO CONDUCT AN ANNUAL REVIEW WITH RECOMMENDATIONS FOR RATE ADJUSTMENTS. SECTION 12.01.030 SCHEDULE OF WATER CONNECTION CHARGES, LATERAL AND METER BOX SETS AND METER SET FEES TO REMOVE A PROVISION THAT EXPIRED IN 2011 TO REVIEW THE EFFECTS OF THE AMENDMENT; SECTION 12.01.040 PAYMENT OF CONNECTION CHARGE TO REMOVE A PROVISION THAT EXPIRED IN 1988 WHEREBY ½ OF THE CONNECTION CHARGE IS TO BE FULLY PAID PRIOR TO THE ISSUANCE OF ANY BUILDING PERMIT; SECTION 12.01.090 PROTEST TO RATES AND CHARGES AND METER TESTS TO REMOVE A PROVISION RELATED TO AN OUTDATED EXTENSION OF A 5 YEAR AUDIT OF WATER USAGE TO DETERMINE CONNECTION CHARGES; AND OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF SUPERVISORS OF CARSON CITY DO ORDAIN:

SECTION I:

That Section 12.03.010 - Definitions is hereby amended as follows:

12.01.010 - Definitions.

The following terms have the meaning ascribed to them in this section unless the context requires otherwise:

"Applicant" means the person, firm, association, corporation, or government agency applying for water service.

"Average month" means 30 days.

"Billing period" means the time interval between two consecutive actual or estimated meter readings that are made for billing purposes.

"Branch service" means a service that is not directly connected to a water main and has as its source of supply from another water service.

"Building permit" means the written authorization issued by Carson City allowing the initiation of construction of structures or the connection of any building, mobilehome, structure, or vehicle with the Carson City water system.

"City" means Carson City, a consolidated municipality and its authorized employees.

"Commercial, commercial enterprise" means any establishment or business operating for profit, whether or not a profit is in fact realized, except as may be modified by this chapter.

"Connection charges" means the charge levied for the pro rata share of the physical water system.

"Customer" means the person in whose name service is rendered as evidenced by the signature on the application or contract for that service, or in the absence of a signed instrument, by the receipt and payment of bills regularly issued in his/her name regardless of the identity of the actual user of the service.

"Customer's service line": see "Yard line."

"Date of presentation" means the date upon which a bill or notice is mailed (as postmarked) or delivered to the customer by the city.

"Department" means the Carson City utilities department.

"Director" means the public works director or his/her designee.

"House piping" means all piping and fittings installed within a house, structure, building, mobilehome, up to and including the last fitting inside or outside the wall.

"Main extension" means the extension or replacement of water distribution mains and necessary facilities beyond existing service facilities up to but not including the mains within a development. Exception: Where the city has required service through the development for future developments, the city will specifically identify such mains.

"Metered service" means service for which charges are computed on the basis of measured quantities of water.

"Minimum charge": see "Service charge."

"Permanent service" means service which, in the opinion of the city, is of a permanent and established character. The use of water may be continuous, intermittent, or seasonal in nature.

"Permit" means the permit issued by the city for the connection of a parcel or facility to the city's water system.

"Person" means an individual, partnership, corporation, governmental agency, or other organization operating as a single business entity.

"Point of delivery" means the point where pipes owned, leased, or under license by a customer contact the city water system, notwithstanding the fact that metering may take place beyond (i.e., on the customer's side of) that point.

"Private fire protection service": see "Service classification."

"Quasi-residential" means a commercial enterprise which is conducted in a residential zone as a secondary use to a primary residential use, provided:

1. Both the primary and the secondary use are contained within the same structure; and
2. The secondary use is an allowable use within the list of permitted uses for the underlying land use zone. Specifically prohibited from this classification are motels, hotels, boardinghouses, nursing homes, and all residential uses located on any parcel of land classified as commercial or industrial on the current land use map for Carson City.

"Service charge" means the amount the customer must pay the city for the availability of each metered water service, irrespective of whether any water is used. The meter size shall determine the service charge for each service.

"Service classification" means the terms as defined below:

1. "Commercial" service: The service to customers engaged in selling, warehousing, or distributing a commodity, in some business activity, or in a profession, or in some form of economic or social activity (office, stores, ~~triplexes,~~ clubs, motels, hotels, boardinghouses, churches, etc.) or for governmental activities or for service provided to a builder or developer during the construction phase of any structure(s), and for the purposes that do not come under another classification of service.
2. "Industrial / Manufacturing" service: The service to customers engaged in industrial or manufacturing processes with greater than a 2-inch meter size, using greater than 3.5 million gallons of water per month on average.
3. "Large Commercial" service: The service to customers with greater than a 2-inch meter size, using greater than 3.5 million gallons of water per month on average, who are not included in the Industrial / Manufacturing designation.
4. "Single Family Residential" service: Service to a customer supplied for residential purposes in a single-family dwelling, duplex, or quasi-residential uses as defined above.
5. "Multifamily Residential" service: Service to a customer supplied for residential purposes, serviced by a master meter, with three or more dwelling units.

~~[2]6.~~ Private fire protection service: Service to customers supplied for fire protection of specific facilities.

~~[3.— Residential service: Service to a customer supplied for residential purposes in a single family dwelling, mobilehome, or in an individual flat or individual unit in a multifamily building or portion thereof occupied as the home, residence or sleeping place for one or more persons, provided each such dwelling, flat or unit is owned separately, and churches.]~~

"Service connection" means the point of connection of the customer's piping with the city's facilities (i.e., meter or service pipe).

"Service pipe/lateral" means the connection between the city's mains and the service connection, including all of the pipe, fittings, and valves necessary to make the connection.

"Tapping fee" means the calculated average cost incurred by Carson City in making the physical connection between the customer's service line and the water system, including both direct and indirect costs.

"Temporary service" means service to premises where it is known in advance that the service will be of limited duration.

"Total WERCs" means a value calculated by dividing the average daily total water consumption by the WERC quantity of 550 gallons per day.

"Water equivalent residential customer (WERC)" means the average daily water usage of a residential unit and is based on a quantity of 550 gallons per day.

"Yard line" means all piping between the building or structure and service connections.

(Ord. 2008-8 § 1, 2008: Ord. 1999-14 § 2, 1999: Ord. 1993-44 § 1, 1993: Ord. 1991-67 § 1, 1991: Ord. 1991-12 § 1, 1991: Ord. 1990-29 § 1, 1990: Ord. 1982-8 § 2 (part), 1982).

That Section 12.01.020 - Schedule of rates is hereby amended as follows:

12.01.020 - Schedule of rates.

1. The schedule of rates for the water facilities and service furnished by the Carson City water system, which rates are based upon the costs of financing, constructing, operating, maintaining, repairing and replacing the system, are set forth in subsection 2 of this section.
2. The monthly rate for each service shall be computed as follows, unless otherwise required by this chapter:

~~[DOMESTIC/RESIDENTIAL SERVICE]~~

Applicability:

Applicable to water service to commercial and residential customers as defined in this chapter.

~~[Residential monthly service charge:~~

Meter Size	Amount
5/8"	\$22.05 (eff. 10/01/11)
1"	\$33.60 (eff. 10/01/11)
1 1/2"	\$49.88 (eff. 10/01/11)
2"	\$61.43 (eff. 10/01/11)
3"	\$89.25 (eff. 10/01/11)
4"	\$117.60 (eff. 10/01/11)
6"	\$173.25 (eff. 10/01/11)

~~Residential monthly commodity charge:~~

First 5,000 gallons per month	\$0.00 per 1,000
Next 25,000 gallons per month	\$1.84 per 1,000 gallons (eff. 10/01/11)
Next 20,000 gallons per month	\$3.15 per 1,000 gallons (eff. 10/01/11)
Over 50,000 gallons per month	\$4.99 per 1,000 gallons (eff. 10/01/11)

COMMERCIAL SERVICE

Commercial monthly service charge:

Meter Size	Amount
5/8"	\$24.15 (eff. 10/01/11)
1"	\$36.75 (eff. 10/01/11)
1 1/2"	\$54.86 (eff. 10/01/11)
2"	\$68.25 (eff. 10/01/11)
3"	\$99.75 (eff. 10/01/11)
4"	\$131.25 (eff. 10/01/11)
6"	\$194.25 (eff. 10/01/11)

10 ²	\$483.00 (eff. 10/01/11)
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Commercial monthly commodity charge:

First 5,000 gallons per month	
	\$0.00 per 1,000 gallons
Next 14,000 gallons per month	
	\$1.68 per 1,000 gallons (eff. 10/01/11)
Next 30,000 gallons per month	
	\$2.52 per 1,000 gallons (eff. 10/01/11)
Over 50,000 gallons per month	
	\$3.89 per 1,000 gallons (eff. 10/01/11)

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MONTHLY BASE CHARGE

Effective October 1, 2013, and July 1 of each year thereafter through 2017, the following monthly minimum charges by meter size will apply to single family residential, commercial, industrial/manufacturing, and large commercial customers. Multifamily customers are charged on a per unit basis.

Meter Size	Effective 10/1/13	Effective 7/1/14	Effective 7/1/15	Effective 7/1/16	Effective 7/1/17
5/8"	\$ 21.29	\$ 22.68	\$ 24.15	\$ 25.72	\$ 27.39
1"	32.40	34.51	36.75	39.14	41.68
1 1/2"	48.37	51.51	54.86	58.43	62.22
2"	60.17	64.09	68.25	72.69	77.41
3"	87.95	93.66	99.75	106.24	113.14
4"	115.72	123.24	131.25	139.78	148.87
6"	171.27	182.40	194.25	206.88	220.33
10"	425.85	453.53	483.01	514.41	547.84
Includes:	4,000 gallons	3,000 gallons	2,000 gallons	1,000 gallons	0 gallons

Multifamily (per unit)	\$ 7.54	\$ 8.03	\$ 8.55	\$ 9.11	\$ 9.70
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MONTHLY COMMODITY CHARGE

A. Single Family Residential:

Volume Charge per 1,000 gallons	Effective 10/1/13		Effective 7/1/14		Effective 7/1/15		Effective 7/1/16		Effective 7/1/17	
	0-4	\$ -	0-3	\$ -	0-2	\$ -	0-1	\$ -	0-5	\$ 1.76
5-5	\$ 1.05		4-5	\$ 1.26	3-5	\$ 1.44	2-5	\$ 1.61	6-30	\$ 3.07
6-30	\$ 2.36		6-30	\$ 2.57	6-30	\$ 2.75	6-30	\$ 2.92	Over 30	\$ 4.91
Over 30	\$ 4.20		Over 30	\$ 4.41	Over 30	\$ 4.59	Over 30	\$ 4.76		

B. Multifamily Residential:

Volume Charge per 1,000 gallons	Effective 10/1/13		Effective 7/1/14		Effective 7/1/15		Effective 7/1/16		Effective 7/1/17
	0-4	\$ -	0-3	\$ -	0-2	\$ -	0-1	\$ -	\$ 1.99
5-19	\$ 0.91		4-19	\$ 1.20	3-19	\$ 1.48	2-19	\$ 1.74	
20-49	\$ 1.77		20-49	\$ 1.85	20-49	\$ 1.91	20-49	\$ 1.96	
Over 49	\$ 3.05		Over 49	\$ 2.81	Over 49	\$ 2.55	Over 49	\$ 2.28	

C. Commercial:

	Effective 10/1/13		Effective 7/1/14		Effective 7/1/15		Effective 7/1/16		Effective 7/1/17
Volume Charge per 1,000 gallons	0 - 4	\$ -	0 - 3	\$ -	0 - 2	\$ -	0 - 1	\$ -	\$ 3.53
	5 - 19	\$ 2.39	4 - 19	\$ 2.71	3 - 19	\$ 3.01	2 - 19	\$ 3.28	
	20 - 49	\$ 2.79	20 - 49	\$ 3.00	20 - 49	\$ 3.19	20 - 49	\$ 3.37	
	Over 49	\$ 4.05	Over 49	\$ 3.94	Over 49	\$ 3.82	Over 49	\$ 3.69	

D. Industrial/Manufacturing:

	Effective 10/1/13	Effective 7/1/14	Effective 7/1/15	Effective 7/1/16	Effective 7/1/17
Volume Charge per 1,000 gallons	\$ 3.85	\$ 3.82	\$ 3.78	\$ 3.74	\$ 3.71

E. Large Commercial:

	Effective 10/1/13	Effective 7/1/14	Effective 7/1/15	Effective 7/1/16	Effective 7/1/17
Volume Charge per 1,000 gallons	\$ 3.85	\$ 3.82	\$ 3.78	\$ 3.74	\$ 3.71

WATER TRUCK WATER SERVICE

Applicability:

Applicable to all users who are permitted to take water from hydrants or standpipes, excluding city.

Commodity charge:

The charge shall be \$27.30 (eff. 10/01/11) per month service charge plus a commodity rate equal to the highest commodity charge for commercial water service for each 1,000 gallons.

FIRE FLOW TESTING

Applicability:

Applicable to all requests for fire flow information, as defined in this chapter.

Cost to perform fire flow testing:	\$79.80
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WATERLINE HOT TAP FEES

Applicability:

Applicable to water maintenance hot tap services for the tapping of water mains ranging in size from 4 inches to 12 inches.

Waterline hot tap fees shall be:	
Each hot tap, including tap machine, one hour of work and related equipment	\$724.50
Man hours Additional:	

2-Man crew—per hour	\$105.00
Standby—2 Man crew-per hour	\$105.00
Equipment hours Additional:	
Per piece of equipment	\$27.30
Mileage, round trip, to service out-of-city customers-per mile	The charge will be based on the IRS standard mileage rate for business miles driven
Return trip-Minimum fee per trip (not including mileage and equipment)	\$210.00

~~[3. The directors of the public works and finance departments shall conduct an annual review of the water system contribution of users and user classes, the total costs of operation and maintenance of the water system, the schedule of rates and the schedule of water connection charges and tapping fees set forth in Section 12.01.030, and submit a report to the board with the annual budget, but no later than April 1st each calendar year summarizing the review and containing recommendations for rate adjustments as necessary to:~~

~~A. Maintain the proper proportionate distribution of operation and maintenance costs among users and user classes;~~

~~B. Assure generation of sufficient revenue to pay the total operation and maintenance costs necessary to the proper operation and maintenance (including replacement) of the water system.]~~

(Ord. 2008-8 § 2, 2008: Ord. 2007-3 § 1, 2007: Ord. 2005-6 § 1, 2005: Ord. 2003-11 § 1, 2003: Ord. 1999-14, 1999: Ord. 1993-44 § 2, 1993: Ord. 1991-67 § 2, 1991: Ord. 1991-12 § 2, 1991: Ord. 1988-16 § 1, 1988: Ord. 1986-42 § 1, 1986: Ord. 1984-39 § 1, 1984: Ord. 1983-11 § 1, 1983: Ord. 1982-8 § 2 (part), 1982).

(Ord. No. 2009-9, § 1, 6-18-2009; Ord. No. 2010-6, § I, 6-3-2010; Ord. No. 2011-12, § I, 9-1-2011)

That Section 12.01.030 - Schedule of water connection charges, lateral and meter box sets, and meter set fees is hereby amended as follows:

12.01.030 - Schedule of water connection charges, lateral and meter box sets, and meter set fees.

1. The water connection charges are as follows:

	WERC
Single-family residence	1.0
Duplex (each living unit)	1.0
Apartment (each living unit)	0.5
Mobilehome individual lot	1.0
Mobilehome park (each pad)	0.5

For the purpose of determining water connection charges, the water equivalent residential customer value, or portion thereof, is based upon a fee of \$454.00 per one WERC for every connection. For all other water connections not specified above, the connection charge is based on the "total WERCs" of the proposed development (Example: 1,250 gallons per day divided by 550 gallons per WERC equals 2.27 WERCs; 2.27 WERCs times \$454.00 per WERC equals \$1,030.58). The public works director or designee will assign a total WERC value to each development based on water usage information provided to the city through completion and submittal of water usage information data or from previously supplied data generated through the review of similar or like uses and/or developments.

2. All fees for connection to the city water system shall be collected prior to the issuance of a building permit for construction, unless otherwise required by this chapter.

~~[3. On or before September 30, 2011, the Board of Supervisors will, at a properly noticed and agendized public meeting, review the effects of the amendment to this section.]~~

CITY INSTALLED SERVICE

Applicability: All connections to the city water system by the city will include all piping, connectors, trenching, backfill and resurfacing necessary to install a service lateral and make its connection to an adjacent and acceptable main waterline. The city will also furnish, install and connect a water meter box or pit setter to the service lateral, and furnish and install a radio frequency water meter of the size ordered by the customer, in accordance with the following fee schedule:

Lateral and Meter Size	City Installed Service
5/8"	\$1,522.50
1"	\$1,785.00
1½"	\$2,835.00
2"	\$3,675
3"	\$5,880.00
4"	\$9,754.45
6"	\$14,280.00

CITY INSTALLED DUAL PIT SETTER

Applicability: The city will install water service to supply 2 separate customers through a dual pit setter connected to an adjacent and acceptable main waterline by a 1-inch service lateral. This service will include all connectors, trenching, backfill and resurfacing necessary to accomplish the installation to supply the 2 adjoining customers, parcels or developments. The fee for this installation is \$1,627.50. Each 5/8-inch water meter furnished and installed in the dual pit setter will cost an additional \$409.50.

CUSTOMER INSTALLED SERVICE

Applicability: All connections to the city water system by persons other than city will be performed by persons properly licensed by the State of Nevada and Carson City to accomplish the type of work contemplated, and all work performed and all materials placed will be in accordance with the Carson City Code of Standard Specifications for Public Works Construction. Prior to placement of a customer installed service, the applicable meter and meter set fee under the following schedule must be remitted. Under this fee schedule, no other work will be performed and no materials other than the prescribed water meter if requested by the customer, will be furnished by Carson City.

Meter Size	Contractor Installed Service
5/8"	\$409.50
1"	\$493.50
1½"	\$661.50
2"	\$819.00
3"	\$2,341.50
4"	\$3,990.00
6"	\$7,350.00

4. The applicable meter and meter set fees described above include 1 trip by the public works department to set the meter. If additional trips are required as a result of failure by the customer to

complete all requirements of the permit for installation of the water service, the customer will be assessed a fee of \$85.00; \$89.25 (eff. 10/01/11) on the building permit for each return trip, extenuating circumstances as approved by the public works director or designee may be cause for exemption of this requirement.

5. The connection charges described above do not apply for service under "private fire protection" provided no other service or connections are made to that line.

(Ord. 2008-8 § 3, 2008: Ord. 2007-3 § 2, 2007: Ord. 2005-6 § 2, 2005: Ord. 2003-11 § 2, 2003: Ord. 1997-61 § 1, 1997: Ord. 1997-52 § 1, 1997: Ord. 1996-12 § 1, 1996: Ord. 1994-60 § 1, 1994: Ord. 1993-44 § 3, 1993: Ord. 1991-12 § 3, 1991: Ord. 1990-27 § 1, 1990: Ord. 1988-16 § 2, 1988: Ord. 1986-42 § 2, 1986: Ord. 1982-8 § 2 (part), 1982).

(Ord. No. 2009-9, § II, 6-18-2009; Ord. No. 2009-23, § I, 10-1-2009; Ord. No. 2010-6, § II, 6-3-2010; Ord. No. 2011-12, § II, 9-1-2011)

That Section 12.01.040 - Payment of connection charge is hereby amended as follows:

12.01.040 - Payment of connection charge.

An applicant for a building permit, who has obtained a permit pursuant to Section 12.01.140, shall pay the water connection charge in effect on the date of application for a building permit. ~~[Until December 31, 1988, ½ of said charge is to be fully paid prior to the issuance of any building permit for construction. The balance of said charge shall be paid prior to occupancy or final inspection, whichever occurs first. In the event the water connection charge is not paid prior to occupancy of the building, water service will be immediately discontinued. On and after January 1, 1989,]~~ The total charge is to be fully paid prior to the issuance of any building permit for construction.

(Ord. 1991-12 § 4, 1991: Ord. 1988-27 § 1, 1988: Ord. 1987-5 § 1, 1987: Ord. 1982-8 § 2 (part), 1982).

That Section 12.01.090 - Protests to rates and charges and meter tests is hereby amended as follows:

12.01.090 - Protests to rates and charges and meter tests.

1. If any customer shall be dissatisfied with any water charge imposed, he/she may file a written protest with the public works director setting forth his/her objections provided such protest is filed within 15 days of receipt of the bill being protested.

2. Upon receipt of any such protest, the director shall, within 15 days, make a determination in writing as to the correctness of the bill. Should the director determine that the bill was incorrect, he/she may cause the corrections to be made.

~~[3. The public works director may extend the final 2 years of the 5-year audit of water usage to determine connection charges scheduled to be imposed or reimbursed. Said extension may be justified by factual evidence such as leaks or operational delays that have sufficiently skewed the results of the final audit. Therefore, the public works director may determine that, based on the water usage information exhibiting the occurrence of an irregular pattern of usage since the initial operation began, an additional time frame for audit review is necessary.]~~

4. If the protester is dissatisfied with the director's decision, he/she may appeal to the board of supervisors, provided such appeal is filed within 10 days of receipt of the director's decision.

5. The board, upon receipt of a protest, shall fix a time and place for a hearing of said protest which shall not be later than 30 days after receipt of same and cause the protester to be notified thereof.

6. Upon the hearing, the board may adjust the water charge if it is satisfied with the reasons and basis of the protest. Action taken on any protest shall be entered in the minutes of the board.

7. The protester shall have 15 days after determination of the protest by the board within which to pay his/her water charge before any penalty or interest shall attach or be imposed, notwithstanding any other provision of this chapter concerning the imposition of penalty and interest charges.

8. A customer may require the city to test the meter serving his property. The customer will be required to make a deposit with the city prior to the test being performed. Should the meter be found to be defective, the deposit shall be returned. If the meter is found to be accurate, in accordance with accepted American Water Works Association methods, the deposit shall be kept by the city.

Meter Size	Deposit
1" or smaller	\$25.00
Larger than 1"	\$35.00

9. The customer or his representative may be present at the time of the test which shall be set at the time and date mutually agreed upon. In any case, the test shall be performed within 10 days of the request. A report showing the results of the test will be furnished within 15 days after completion of the test.

A. Fast Meters. When upon test, any meter is found to be registering more than 2 percent fast, the city will refund to the customer the amount of the overcharge based on corrected meter readings for the period the meter was in use at the customer's premises, but not to exceed the preceding 6 months, whichever is shorter.

B. Slow Meters. When upon test, a meter is found to be registering more than 2 percent slow, the city may bill the customer for the amount of the undercharge based on corrected meter readings for the period the meter was in use at the customer's premises, but not to exceed the preceding 6 months, whichever is shorter.

C. Nonregistering Meters. When upon test, a meter is found to be nonregistering, the city may bill the customer for water consumed while the meter was nonregistering for a period not exceeding 3 months at an estimate of the consumption based upon the customer's prior use during the same season of the year or upon another customer of the same class. In all cases, if it is found that the error in a meter is due to some cause, the date of which can be fixed, the overcharge or undercharge will be computed back to but not beyond such date.

(Ord. 2008-8 § 5, 2008: Ord. 1997-36 § 1, 1997: Ord. 1993-44 § 6, 1993: Ord. 1991-12 § 7, 1991: Ord. 1982-8 § 2 (part), 1982).

SECTION II:

That no other provisions of Title 12 of the Carson City Municipal Code are affected by this ordinance.

PROPOSED _____ (month) _____ (day), 2013

PROPOSED BY _____

PASSED _____ (month) _____ (day), 2013

VOTES: AYES: Supervisors

NAYES: Supervisors

ABSENT: Supervisors

Robert L. Crowell, Mayor

ATTEST:

ALAN GLOVER, Clerk-Recorder