

Committee of the Whole

Mayor Mark D. Boughton
Members of the Danbury City Council

Council President Cavo called the Committee of the Whole meeting to order at 7:42pm on April 16, 2014. The Committee of the Whole would be discussing items 1 through 7 from the Public Hearing.

Present were Council Members: Philip Curran, Michael Haddad, Warren Levy, Colleen Stanley, Andrew Wetmore, Irving Fox, John Priola, Vinny Digilio, Joseph Cavo, Thomas Saadi, Fred Visconti, Christopher Arconti, Peter Nero, Benjamin Chianese, Paul Rotello, Joseph Scozzafava

Absent were Council Members:
Council Members Elmer Palma and Perkins were working and Council Members Jack Knapp and Loyola were ill and Council Member Seabury had a family emergency.

PRESENT: 16 ABSENT: 5

Item #6 An Ordinance setting Sewer Rates as of July 2, 2014
Council Member Priola moved to recommend the adoption of the of the sewer rate adjustments as set forth in the Code of Ordinances as specified, seconded by Council Member Wetmore. Upon the request of Council Member Rotello, David St. Hilaire advised that the increases would be approximately \$4.00 per quarter for a family of four.
Motion passed by unanimous vote.

Respectfully submitted,

Joseph Cavo, President



ORDINANCE

23-1

CITY OF DANBURY, STATE OF CONNECTICUT

CITY COUNCIL

_____ A.D. 2014

Be it ordained by the City Council of the City of Danbury:

THAT Section 16-4 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

16-4. Connection permits required; connection fee; refunds; penalty for violations.

(a) *Permit.* No person shall make any connection with any public sewer or increase the volume discharge or decrease the volume discharged to any public sewer without a permit from the City Engineer and the Superintendent of Public Utilities. No such permit shall be issued until the applicant has paid a nonrefundable permit fee of two hundred forty five dollars (\$245.00) to cover administrative costs associated therewith, except the permit fee for all properties located in the Downtown Revitalization Overlay Zone shall be one hundred five dollars (\$105.00). All such permits shall be valid for a period of one (1) year from the date of issuance. Every permit issued hereunder shall be subject to the rules and regulations of the Danbury Department of Public Works.

(b) *Connection fee.* If no prior sewer assessment established in accordance with the provisions of section 16-50 of the Danbury Code of Ordinances has been paid on the premises to be connected to said sewer, or with respect to which the use is to be changed by adding residential units or expanding the floor area of nonresidential or mixed uses, then no permit shall be issued until a connection fee is paid to the City of Danbury according to the following:

1. (a) Except as otherwise provided herein, the connection fee for buildings devoted to residential uses shall be one thousand nine hundred twenty dollars (\$1,920.00) per dwelling unit.

(b) The connection fee for buildings located within the C-CBD zoning district and the Downtown Revitalization Overlay Zone and devoted to residential uses shall be six hundred fifty five dollars (\$655.00) per dwelling unit, but in no event shall said connection fee exceed three thousand two hundred sixty five dollars (\$3,265.00) per building.

2. (a) Except as otherwise provided herein, the connection fee for buildings devoted to either nonresidential or mixed uses shall be as follows:

Building Size (Floor Area s.f.)	Connection Fee
up to 5,000 s.f.	\$ 3,265.00
from 5,001 s.f. to 10,000 s.f.	\$ 13,045.00
from 10,001 s.f. to 25,000 s.f.	\$ 26,095.00
over 25,001 s.f. to 50,000 s.f.	\$ 39,140.00
over 50,000 s.f.	\$ 65,235.00 plus \$130.00 for each 1,000 s.f. or part thereof over 50,000 s.f.

(b) The connection fee for buildings located within the C-CBD zoning district and the Downtown Revitalization Overlay Zone and devoted to either nonresidential or mixed uses shall be as follow:

Building Size (Floor Area s.f.)	Connection Fee
up to 5,000 s.f.	\$ 3,265.00
from 5,001 s.f. to 10,000 s.f.	\$ 6,520.00
from 10,001 s.f. to 25,000 s.f.	\$ 13,045.00
over 25,001 s.f. to 75,000 s.f.	\$ 19,565.00
over 75,000 s.f.	\$ 26,095.00

Whenever a change in use results in the addition of residential units or the expansion of the floor area of a nonresidential or mixed use, the connection fee associated with said change in use shall be calculated by subtracting the connection fee that would be due hereunder for the old use from the connection fee that would be due hereunder for the new use.

(c) *Refund.* Said connection fee may be refunded if no actual connection is made prior to the expiration of the connection permit; provided that a written request for said refund is made within five (5) years of the date on which the permit is issued.

(d) *Penalty for violation.* Any person violating any of the provisions of this section shall be subject to a fine of not more than one hundred dollars (\$100.00).



ORDINANCE

23-3

CITY OF DANBURY, STATE OF CONNECTICUT

CITY COUNCIL

_____ A.D. 2014

Be it ordained by the City Council of the City of Danbury:

THAT Section 16-32 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Section 16-32. Sewer Use Charges.

(a) General sewer use charges established. There are hereby established sewer use charges applicable with respect to all bills rendered on or after July 1, 2014, to all sewer customers provided with metered city water service. Sewer use charges shall be reflected on the quarterly billing in two (2) components. The first component shall be the sewer use charge for the operation and maintenance (O&M) of the Danbury sewage works (as defined in Section 16-1 hereof) and the second component shall be the sewer use charge for the retirement of debt service relating to system renovations and improvements. Such charges, established in accordance with criteria contained in Section 16-27 of this Code of Ordinances, shall be determined in accordance with the following formulas and values:

(1) Formulas:

a. Quarterly Sewer Use Charge (O&M) = $\frac{0.9 \times A \times X}{1,000 \text{ gallons}}$

b. Quarterly Sewer Use Charge Residential Debt Service = $\frac{0.9 \times A \times Y}{1,000 \text{ gallons}}$

Where "A" equals the volume of water, as measured through the customer's water meter, used during the previous billing quarter. Where X and Y are the values with respect to sewer use charges and classes. Notwithstanding the prior provisions of this section, there shall be a minimum quarterly sewer use charge, which shall be established herein.

(2) Values:

a. For sewer use customers with metered city water service, the following sewer use charge values are hereby established:

1. O&M value (X) = \$2.75

2. Debt service values (Y) =

i. Residential, Class 1 and 1A = \$0.46

ii. Mixed residential / commercial, Class 2A = \$6.71

iii. Nonresidential, Class 2 and 3 = \$7.89

b. The minimum quarterly sewer use charge shall be thirty dollars and thirty three cents (\$30.33).

(b) For sewer use customers with flat rate city water service the quarterly sewer use charge shall be:

- (1) Residential (Class 1 and 1A) = one hundred forty seven dollars and fifty eight cents (\$147.58) per unit.
- (2) Mixed residential / commercial (Class 2A) = two hundred ninety three dollars and forty three cents (\$293.43) per unit.
- (3) Nonresidential (Class 2 and 3) = two hundred ninety three dollars and forty three cents (\$293.43) per unit.

(c) For sewer use customers having no city water service the quarterly sewer use charge shall be:

- (1) Residential (Class 1 and 1A) = sixty nine dollars and twenty cents (\$69.20) per unit.
- (2) Mixed residential/commercial (Class 2A) = Two hundred fifty dollars and twenty nine cents (\$250.29) per unit.
- (3) Nonresidential (Class 2 and 3) = Two hundred seventy four dollars and seventy one cents (\$274.71) per unit.

For the purposes of subsections (b) and (c) hereof, a sewer unit shall represent the sewer use for a single family dwelling. An additional sewer unit shall be assessed for each additional residence within any residential structure. A fractional sewer unit shall be assessed for a portion of the dwelling which, in the opinion of the Superintendent of Public Utilities, bears, with respect to sewer usage, the same relationship to a whole sewer unit as that portion of the dwelling in question bears to a single family dwelling. All nonresidential flat rate city water customers shall be assessed for sewer units or fractions thereof based on the relationship between the customer's nonresidential use and the use generated by a single family dwelling, in the opinion of the Superintendent of Public Utilities.

(d) For purposes of this section, sewer use charges imposed upon military veterans' posts and organizations that are exempt from federal taxation under Section 501(c)(19) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended, shall be imposed at the residential rates established herein.