

Proposed Change in Italics

June 30, 2011

2.1 User Fee Adjustments

Requests for adjustment of the stormwater user fee shall be submitted through the Stormwater Utility Manager's office, who has authority to administer the procedures and standards, and review criteria for the adjustment of fees as established herein. All requests shall be judged on the basis of the amount of impervious area on the site or on the basis of runoff factors for undeveloped/partially developed land.

The following procedures shall apply to all adjustment requests of the stormwater user fee:

Any nonresidential owner who has paid stormwater user fees, and who believes the Single Family Unit (SFU) component of his/her stormwater user fee to be incorrect, may submit an adjustment request on a form supplied by the Director, Department of Public Works, or designee. Stormwater Management Utility Form No. 1 is for residential SFU adjustments and Stormwater Management Utility Form No. 2 is for nonresidential SFU adjustments.

The first step in the adjustment process will be a review of the County's calculation of the impervious area. If resolution is not achieved, the County may request the customer to provide supplemental information to the Stormwater Utility Manager including, but not limited to, survey data prepared by a registered Professional Land Surveyor (P.L.S.) that represents the amount of impervious area and compacted gravel area on a parcel and/or engineering reports prepared by registered Professional Engineer (P.E.). Failure to provide such information may result in the denial of the adjustment request.

The Stormwater Utility Manager shall respond in writing to all adjustment requests. The response shall provide an explanation of adjustment approval or denial as well as requests for additional information.

Adjustment denials may be appealed to the Stormwater Management Fees and Credits Appeals Board as presented in Section 4.

2.1.1 Additional Stormwater Adjustments

In addition to the requirements presented above, adjustments may also be given when an owner meets any of the following requirements: *Stormwater Utility Adjustment and Credit Manual Revised September 5, 2007* Sgc2986.doc 10 of 25 <http://www.bcgov.net/Stormwater/index.php>

Owner demonstrates rainfall that occurs on an impervious area does not generate runoff (has no outlet), is completely watertight, and has at least 18 inches of freeboard. This adjustment is for unusual structures, such as swimming pools, hazardous material storage areas, etc. For these specific cases, a customer's SFUs will be adjusted by removing from the SFU calculation the amount of impervious area that does not generate runoff.

Owner demonstrates that on-site gravel is not compacted, not used for vehicular traffic, and not impervious. The County may grant adjustments for non-compacted gravel areas used for landscaping or other purposes. The County considers all compacted gravel areas (drives, storage areas, etc.) as impervious areas, and as such, no adjustment will be granted. The County Engineer will make the decision regarding the intended purpose of gravel areas and the degree of imperviousness.

Owner demonstrates that the runoff factor used for undeveloped/partially developed land is too high for the parcel in question. The owner must provide information that factually represents the case for decreasing the runoff factor (i.e., land use changes, less conductivity with system hydraulics, etc.).

Owner demonstrates that agricultural land is managed under a perpetual conservation easement will receive the lowest agricultural runoff factor.