

A RESOLUTION TO ADOPT SYSTEM DEVELOPMENT FEES FOR THE WATER AND SEWER SYSTEM AS AUTHORIZED BY ARTICLE 8 OF CHAPTER 162A OF THE NORTH CAROLINA GENERAL STATUTES.

WHEREAS, the North Carolina General Assembly has enacted Session Law 2017-138 (HB 436), known as the “Public Water and Sewer System Development Fee Act” amending Chapter 162A of the Generals Statutes to add a new Article 8, titled System Development Fees; and

WHEREAS, said statutes authorize the procedures and methods for the calculation and authorization of system development fees to be charged by local governments; and

WHEREAS, said statutes define a System Development Fee as a charge or assessment for service imposed with respect to new development to fund costs of capital improvements necessitated by and attributable to such new development, to recoup the costs of existing facilities which serve such new development, or a combination of those cost; and

WHEREAS, said statutes provide that System Development Fees may be collected for new development which increases the capacity necessary to serve that development including a) the subdivision of land; b) the construction, reconstruction, redevelopment, conversion, structural alteration, relocation, or enlargement of any structures which increases the number of service units; or c) any use or extension of the use of land which increases the number of service units; and

WHEREAS, said statutes provide that for new development involving the subdivision of land, the system development fee shall be collected by the local governmental unit either at the time of plat recordation or when water and sewer service for the subdivision or other development is committed by the local governmental unit, and that for all other new development, the local government shall collect the system development fee at the time of application for connection of the individual unit of development to the service or facilities; and

WHEREAS, said statutes authorize a local government to adopt a system development fee calculated based upon a written analysis prepared by a financial professional or licensed professional engineer; and

WHEREAS, said statutes require a local government to post the financial professionals or professional engineer’s written analysis on its website for a minimum of 45 days prior to considering adoption of the system development fee analysis, and to solicit and furnish a means for the submission of written comments during this period; and

WHEREAS, said statutes require the governing body of the local governmental unit to conduct a public hearing prior to considering adoption of the financial professionals or professional engineer’s report; and

WHEREAS, the City of Burlington contracted with professional consulting engineers Stantec Consulting Services, Inc., to perform the system development fee analysis per the requirements of Session Law 2017-138; and

WHEREAS, the City posted the written analysis on its website beginning March 28, 2018; and

WHEREAS, the City solicited comments via the website and provided means to provide said comments via written means both through the website and through the U.S. Mail; and

WHEREAS, the City Council conducted a public hearing on June 5, 2018, to receive additional public comments, which was properly advertised;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON THAT: The Water and Sewer System Development Fee Study prepared by Stantec Consulting Services, Inc., and dated March 22, 2018, is adopted to establish Burlington's Water and Sewer System Development Charges.

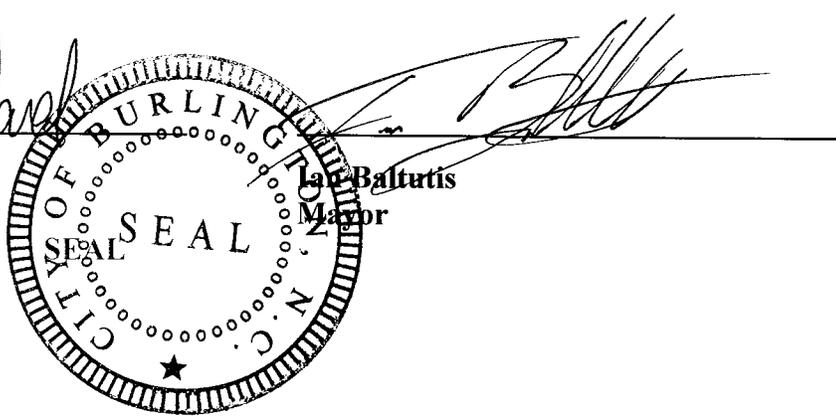
The following table provides the Water and Sewer System Development Fee Schedule:

Meter Size	AWWA Meter Equivalency	Water System Development Fee	Sewer System Development Fee
Residential EDU	1.0	\$684	\$1,406
Non-Residential			
3/4"	1.0	\$684	\$1,406
1"	1.67	\$1,142	\$2,348
1.5"	3.33	\$2,276	\$4,681
2"	5.33	\$3,644	\$7,493
3"	10.00	\$6,836	\$14,058
4"	16.67	\$11,395	\$23,434
6"	33.33	\$22,798	\$46,862
8"	53.33	\$36,478	\$74,982

These Water and Sewer System Development Fees shall be effective July 1, 2018, and shall be published annually in the City's budget, or associated fee schedule. These fees shall be updated at least every five (5) years.

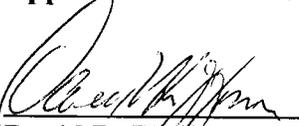
Approved: June 5, 2018.


Renee M. Ward, CMC
City Clerk




Jay Baltutis
Mayor

Approved as to form:


David R. Huffman
City Attorney