

Final Report

Targeted Runoff Management Grant Program and Urban Nonpoint
Source and Storm Water Management Grant Program

Form 3400-189 (R 6/08)

Page 1

Notice: This final report is authorized by ss. 281.65 and 281.66, Wis. Stats., and chs. NR 153 and NR 155, Wis. Adm. Code. Personally identifiable information collected will be used for program administration and may be made available to requesters as required under Wisconsin's Open Records Law [ss. 19.31-19.39, Wis. Stats.].

Instructions: Your grant agreement requires you to submit a Final Report 60 days after the end date listed in the grant agreement. This Final Report form must be used in conjunction with the "FINAL REPORT INSTRUCTIONS." The instructions detail how to complete and submit the report to DNR. The DNR prefers that Final Reports be submitted in electronic format. If, however, printed copies of Final Reports are submitted, please submit three (3) complete originals to your regional Nonpoint Coordinator.

1. Grant Type – Please check one.

☐ Targeted Runoff Management Grant – Agricultural

☐ Targeted Runoff Management Grant – Urban

☐ Urban Nonpoint Source & Storm Water Management Grant –
Construction

☒ Urban Nonpoint Source & Storm Water Management Grant –
Planning

2. Grantee & Project Information

Project Name Greenfield Utility Development & NR 216 Planning	Grant Number USP-SE03-40236-08
Governmental Unit Name City of Greenfield	Primary Watershed Name and Watershed Code Root River SE03
Nearest Water Body Name	Nearest Water Body Identification Code (WBIC) (if applicable)
DNR Water Management Unit (River System) Name Root River (WBIC 2900) 50400026	s. 303 (d) Listed Waterbody? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No. Root River 2900
What pollutant(s) were addressed by the project (e.g., nitrogen, phosphorus, sediment, thermal control, etc.)? N/A - project geared towards the creation of a Stormwater Utility and NR 216 planning efforts.	

For each project site location provide the following: (attach additional sheets if necessary)

Location:		A	B	C	D	E
Minor Civil Division Name (City, Township, Village, etc.)		City of Greenfield				
PLSS	Town	T 6 N				
	Range	R 21 E				
	Section	13, 14, 17-30, 35,36				
	Quarter	varies				
	Quarter-Quarter	varies				
Latitude (degrees, minutes, seconds North of Equator; use the DNR's Surface Water Data Viewer, SWDV)		42-57-55 N				
Longitude (degrees, minutes, seconds W of Prime Meridian, use the SWDV)		88-00-13 W				
Property Owner(s)	Name	Michael Neitzke, Mayor				
	Mailing address	7325 W. Forest Home Ave., Greenfield, WI 53220				

Site address (Not mailing address)					
------------------------------------	--	--	--	--	--

3. Summary of Results

A. Performance Standards and Prohibitions and Other Water Resources Management Priorities

For grants issued in calendar year 2006 or later, complete Tables A and B (following) consistent with the entries on your grant application.

TABLE A. PERFORMANCE STANDARDS AND PROHIBITIONS (per ch. NR 151, Wis. Adm. Code, effective October 1, 2002)

Performance Standard or Prohibition	Units of Measure	Quantity	Measurement Method Used
Sheet, rill and wind erosion	Acres meeting T		
Manure Storage Facilities: New Construction/Alterations	Number of facilities		
	Number of animal units		
Manure Storage Facilities: Closure	Number of facilities		
Manure Storage Facilities: Failing/Leaking Facilities	Number of facilities		
	Number of animal units		
Clean Water Diversions in WQMA	Pollutant load reduction		
	Number of farms with diversions		
	Number animal units		
Nutrient Management on Agricultural Land	Acres planned		
Prohibition: Manure Storage Overflow	Number of facilities		
	Number of animal units		
Prohibition: Unconfined Manure Pile in WQMA	Number of farms		
Prohibition: Direct Runoff From Feedlot/Stored Manure	Pollutant load reduction		
	Number of facilities		
	Number of animal units		
Prohibition: Unlimited Livestock Access	Feet of bank protected		
	Number of farms		
Urban: 20-40% Reduction in Total Suspended Solids (TSS)	Pounds TSS reduced		
	% TSS reduction		

TABLE B. OTHER WATER RESOURCES MANAGEMENT PRIORITIES

I. Agricultural Areas	Units of Measure	Quantity	Measurement Method Used
Buffers	Feet of bank protected		
	Number of farms		
Streambank	Tons of bank erosion reduced		
	Feet of bank protected		
Other (specify)			
II. Developed Urban Areas	Units of Measure	Quantity	Measurement Method Used
Urban: 20-40% Reduction in TSS	Pounds TSS reduced		
	% TSS reduction		
Infiltration	% Pre-development stay-on volume		
	Cubic feet stay-on volume		
Peak flow discharge	Change in cubic feet per second		
Protective areas	Feet of bank protected		
Fueling & maintenance areas	Oily sheen presence		
Streambank	Tons of bank erosion reduced		
	Feet of bank protected		
Other (specify)			
III. Planning	Units of Measure	Quantity	Measurement Method Used
Quantify how implementation of the planning project decreased storm water impacts on state waters (i.e., storm water plan, I & E plan, etc.)	Municipalities planned for	1	Count
	Acres planned for	7,388	GIS area calculation
Document/track progress made in implementing the planning product (i.e., ordinance, utility district evaluation/formation, storm water management plan information & education, etc.)	Municipalities planned for	1	Count
	Acres planned for	7388	GIS area calculation

Other (specify)	.	.	.
-----------------	---	---	---

B. Project Results Narrative

Greenfield has developed a detailed Storm Water Utility Study providing justification for the City's need to establish a Storm Water Utility. The City is currently working on final approvals of a Storm Water Utility Ordinance, a Storm Water Utility Rate Resolution and a Storm Water Utility Credit Resolution, all prepared as a result of the Storm Water Utility Study for the purpose of implementing a Storm Water Utility.

4. Satisfaction of Notice Requirements (if applicable)

If cost sharing for this project was offered under a formal notice to achieve compliance with performance standards or prohibitions, provide information for each notice in the table below.

Notice Information				Notice Satisfaction Information		
Notice Type	Issue Date	From (Name)	To (Name)	Satisfied?		Date Letter Sent
				Yes	No	
				<input type="checkbox"/>	<input type="checkbox"/>	
				<input type="checkbox"/>	<input type="checkbox"/>	
				<input type="checkbox"/>	<input type="checkbox"/>	
				<input type="checkbox"/>	<input type="checkbox"/>	

5. Summary of Project Challenges

Identifying all storm water management issues in order to accurately determine current and future anticipated City storm water impacts. This included a review of not only current management and financial components, but also considered future NR216 and NR151 impacts.

When establishing stormwater utility rates, credits and payment collection methods, we needed to ensure that we develop a fair and equitable program for both residential and commercial interests alike while keeping with the City's overall stormwater management goals and business structure.

6. Additional Information about the Project (optional)

7. Final Product(s) – All Projects

A. Construction Projects

- ☐ A.1. Checking here indicates that a printed copy of project plans and specifications was sent to your DNR Regional Nonpoint Source Coordinator.
- ☐ A.2. Checking here indicates that photo-documentation of the project's construction is attached.

B. Planning Projects

- ☒ B.1. Checking here indicates that a printed copy of the planning product (e.g., plans, ordinances, analyses) was sent to your DNR Regional Nonpoint Source Coordinator.
- ☒ B.2. Checking here indicates that the Regional Nonpoint Source Coordinator has approved the final Planning Product(s).
- ☒ B.3. Checking here indicates that your governmental unit has adopted the final Planning Product(s).

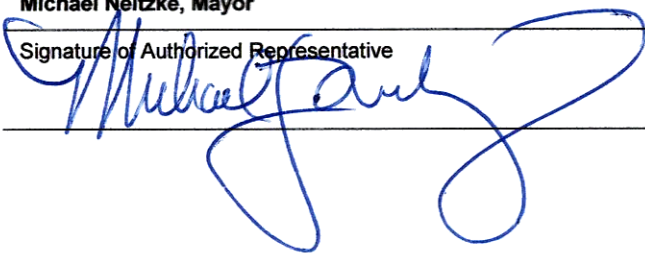
Name of Planning Document(s)	Date(s) effective	Date Submitted to NPS Coordinator
Final Report - Storm Water utility Study	January 2009	June 23, 2009

8. Grantee Certification:

- ☒ Checking here certifies that, to the best of your knowledge, the information contained in this report is correct and true.

Type or print Name and Title of Authorized Representative certifying here.

Michael Neitzke, Mayor

Signature of Authorized Representative	Date
	June 24, 2009

9. FOR DEPARTMENTAL USE ONLY

REGIONAL NONPOINT COORDINATOR -- Please complete the following:

- ☐ Checking here indicates that you received either planning or construction plans and specifications from the project sponsor, as appropriate. Attach a copy of the approval.
- ☐ Checking here indicates that you approved the final construction. Attach a copy of the final construction approval.
- ☐ Checking here indicates that you have approved the final Planning Product(s).
- ☐ Check here if two (2) signed, original copies of the Final Report and attachments have been sent to Runoff Management Section Grants Coordinator. Note: Regional Nonpoint Source Coordinator may retain one (1) copy of the signed, original Final Report.

Type or print Name of Regional Nonpoint Coordinator

Signature of Regional Nonpoint Coordinator

Date

ORDINANCE NO. 2671

AN ORDINANCE CREATING CHAPTER 33 OF THE GREENFIELD MUNICIPAL CODE
RELATING TO CREATION OF THE CITY OF GREENFIELD STORM WATER UTILITY

The Common Council of the City of Greenfield do ordain as follows:

PART I. Chapter 33 of the Greenfield Municipal Code is hereby created to read as follows:

Chapter 33: STORM WATER UTILITY

33.00 Findings and Necessity.

The City Council finds that the management of storm water and other surface water discharges within and beyond the City of Greenfield is a matter that affects the health, safety and welfare of the City, its citizens and businesses, and others in the surrounding area. Failure to effectively manage storm water affects the sanitary sewer utility operations of the City by, among other things, increasing the infiltration and inflow to the sanitary sewer. In addition, surface water runoff creates erosion of lands, damages businesses and residences, and creates sedimentation and other environmental damage in the City Greenfield. In order to protect the health, safety and welfare of the public, the City of Greenfield is exercising its authority to establish a Storm Water Utility for storm water management services. The City is acting under the authority of Chs. 62 and 66, Wis. Stats., including, but not limited to the following [State] statutes: §§ 62.04, 62.11, 62.16, 62.18, 66.0621, 66.0627, 66.0809, 66.0811, and 66.0821.

33.01 Operation and Director.

The Storm Water Utility will be operated as part of the Engineering Division. The operation of the Storm Water Utility shall be under the supervision of the Common Council. The director of the Storm Water Utility will be the City Engineer or his/her designee.

33.02 Authority.

The City, acting through the storm water utility, may without limitation due to enumeration, do all those acts permitted to a storm water utility under Wis. Stats. Sections 66.0621, 66.0627, 66.0809, and 66.0821 including the following:

(1) Acquire, construct, lease, own, operate, maintain, extend, expand, replace, clean, dredge, repair, manage and finance such facilities as are deemed by the City to be proper and necessary for storm and surface water management. These facilities may include, without limitation due to enumeration, surface and underground drainage facilities, sewers, watercourse, retaining walls, ponds, streets, roads, ditches and such other natural or manmade facilities as will support a storm water management system.

(2) Undertake operations or activities, or provide any services deemed by the City to be proper and necessary for storm and surface water management; and

(3) Maintain compliance with all regulatory requirements for storm and surface water management.

33.03. Definitions.

For the purpose of this Ordinance, the following definitions shall apply: words used in the singular shall include the plural; words used in the present tense shall include the future tense; the word “shall” is mandatory and not discretionary; the word “may” is permissive. Words not defined herein shall be construed to have the meaning given by common and ordinary use as defined in the latest edition of Webster’s Dictionary.

Appropriate Fee. Any or all of the fee components as established by the Common Council.

Director. The Director of Neighborhood Services or his/her designee.

Developed Parcel. A parcel shall be considered developed pursuant to this Ordinance if it has measurable impervious surfaces of at least 182 square feet.

Dwelling Unit. Any residential space identified for habitation by the City Building Code.

Equivalent Runoff Unit (ERU). The statistical average horizontal impervious area of a representative sample of developed “single-family” properties within the City of Greenfield.

Impervious Area or Impervious Surface. A horizontal surface that has been compacted or covered with a layer of material so that it is highly resistant to infiltration by rainwater. This includes, but is not limited to streets, roofs, sidewalks, parking lots and other similar surfaces as well as semi-impervious surfaces such as compacted gravel, stone or clay.

Multifamily Parcel. Any residential lot or parcel identified for habitation with three or more dwelling units under single ownership including manufactured home parks and apartments.

Other Developed Parcel. Any developed lot or parcel that is not a single-family or two-family (duplex) parcel including, but not limited to, transient rentals (such as hotels and motels), commercial, industrial, institutional, governmental, parking lots, and other properties containing impervious surfaces.

Residential Development. Any developed lot or parcel exclusively for residential purposes including, but not limited to, single-family homes, two-family (duplex) homes, manufactured homes, condominiums, and multifamily apartment buildings.

Single-Family Parcel. Any residential lot or parcel identified for habitation with exactly one dwelling unit.

Two-Family (Duplex) Parcel. Any residential lot or parcel identified for habitation with exactly two dwelling units.

Undeveloped Parcel. Any lot or parcel that has not been altered from its natural state by the addition of impervious surfaces of not more than 182 square feet.

33.04 Applicability.

This ordinance is applicable to all lands, lots or parcels within the City of Greenfield and lands outside the City of Greenfield by written agreement approved by the Common Council which include the acceptance of storm water utility fees as established from time to time pursuant to the terms of this ordinance.

33.05. Customer Classification.

For purposes of imposing the storm water charges, all applicable lands, lots and parcels shall be assigned a customer classification by the Director.

(1) *Customer Classification Establishment.* The following four (4) customer classifications are established:

- (a) Single-Family
- (b) Two-Family (Duplex)
- (c) Other Developed
- (d) Undeveloped

(2) *Customer Classification Modification.* The City Common Council may, by ordinance, modify the aforementioned customer classifications or establish additional customer classifications to provide a fair and reasonable distribution of the costs of the Storm Water Utility.

33.06. Charge Methodology.

The following Charge Methodology is established for the purpose of imposing storm water charges:

(1) *Charge Component Establishment.*

There shall be three charge components that may be used to share the costs of the storm water Utility. These charge components are:

- (a) Base Charge (BC). The BC may be imposed on all lands, lots and parcels in the City. The Base Charge will be designed to reflect the fact that all parcels benefits from the storm water management activities of the City and/or that all parcels contribute storm water runoff (quantity burden) and pollution (quality burden) that must be managed by the City. The BC may be designed to collect the administrative costs and other appropriate expenses of the storm water utility operations and maintenance. The BC may be based on the size of

a parcel, impervious area, or other method.

(b) *Equivalency Charge (EC)*. The EC may be imposed on all parcels with impervious area. The EC will be designed on an ERU comparative basis.

(c) *Special Charge (SC)*. The SC may be imposed on parcels that are in an area specially benefited and served by a particular storm water management facility or service. This charge will be developed to reflect the relative burden of each parcel in a particular area that may not be appropriate to allocate to all parcels throughout the City. The SC will be calculated on an ERU comparative basis unless dictated otherwise by resolution or ordinance.

(2) *Charge Component Modification*. The City Common Council may, by ordinance or resolution, modify the aforementioned charge components or establish additional charge components to provide a fair and reasonable distribution of the costs of the Storm Water Utility.

(3) *ERU Establishment*. The value one (1.0) ERU is established to be equivalent to 3,630 square feet of impervious area.

(4) *Impervious Area Determination*. The Director shall be responsible for determining the impervious area of parcels as necessary to establish and maintain this storm water utility, based on the best available information, including, but not limited to, data supplied by the City Assessor, aerial photography, the parcel owner, tenant or developer. The Director may require additional information as necessary to make the determination.

(5) *Storm Water Fees*. The City Common Council may, by resolution, set or adjust the Base Charge, Equivalent Charge and the Special Charge fees to recover the cost of the storm water management program. Storm water fees will be kept on file with the City Clerk and the Director. The fee for any individual parcel shall be the sum of all applicable charge components.

(6) *Billing Methodology*. The fee applicable to a parcel as established hereunder shall be billed to the parcel owner in the same manner as the sanitary sewer fees. The parcel owner shall be responsible for payment of the Storm Water Utility fee. A bill may be sent to a parcel that is not receiving other services from the City of Greenfield. Late payment, failure to pay, and checks returned for insufficient funds shall be subject to the same penalties as established and documented by the City of Greenfield for other fees. Unpaid charges may be assessed as a lien against the parcel pursuant to Sections 66.0821(4)(d) and 66.0809, Wisconsin Statutes.

33.07. Adjustments and Credits.

The City Common Council shall adopt, by resolution the criteria for providing adjustments and credits.

(1) *Adjustments.* Adjustments may be considered at the request of parcel owners to correct the amount of impervious area upon which the bill is based, correct or update the parcel customer classification, or other items of consequence, upon the presentation of better information.

(a) *Adjustment Procedure.* Any parcel owner may apply for an adjustment to update or correct the information assigned to the parcel if the parcel owner believes there to be some information that is inaccurate. The following procedure for applying for an adjustment is established.

1. A request for an adjustment may be submitted at any time. All such requests shall be submitted to the Director on forms provided by the City, together with all supporting information and an application fee.
2. The Director may require the parcel owner, at parcel owner's expense, to provide supplemental information.

(b) *Granting of Adjustments.* When an application for an adjustment is deemed complete by the Director, the Director shall have sixty (60) days from the date that the complete application is accepted to:

1. Grant the adjustment in whole;
2. Grant the adjustment in part; or,
3. Deny the adjustment.

Adjustments applied for and granted in whole or in part, shall apply from the first day of the calendar month immediately following the date on which a complete application for the adjustment has been filed with the City of Greenfield. The Director shall provide a letter to the owner documenting the award or denial of the adjustment as well as the grounds upon which the decision was based. The applicants may appeal such determination following the appeals process described in Sec. 31.08.

(2) *Credits.* Credits may be considered for parcels that either receive a reduced level of storm water management service or result from privately owned and properly constructed and maintained storm water mitigating measures that allow the City of Greenfield to realize a cost savings in some portion of their storm water management program.

(a) *Technical and Procedural Criteria.* The Director shall establish specified technical and procedural criteria by which credits will be granted. Copies of such technical and procedural criteria will be maintained by and be available from the Engineering Division.

(b) *Credit Procedure.* Any parcel owner may apply for credit if, based on a review of available Technical and Procedural Criteria, the parcel owner believes there to be grounds for receiving credit to their storm water fee. The following procedure for applying for credit is established.

1. Parcel owners must make application to the Director on forms provided by the Director for such purpose.
2. Parcel owners must apply for any credits that they believe are applicable.
3. The application for any credit must be in writing and must include the information necessary to document the eligibility for the credit, accompanied by any application fee, and be in the format established by the Director. Incomplete applications will not be accepted by the Director.
4. Where applicable as a condition for granting credits, applicants must have an approved maintenance agreement on file with the Director.

(c) *Granting of Credits.* When an application for a credit is deemed complete by the Director, the Director shall have sixty (60) days from the date that the complete application is accepted to:

1. Grant the adjustment in whole;
2. Grant the adjustment in part; or,
3. Deny the adjustment.

Credits applied for and granted in whole or in part, shall apply from the first day of the calendar month immediately following the date on which a complete application for the credit has been filed with the City of Greenfield. The Director shall provide a letter to the owner documenting the award or denial of the adjustment as well as the grounds upon which the decision was based. The applicants may appeal such determination following the appeals process described in Sec. 31.08.

(d) *Regular Review of Credit.* The Director may review the credit and the basis thereof periodically, and may terminate the credit if grounds are found to do so. If such credit is terminated, the parcel owner will be notified in writing of the grounds for revoking the credit. The owner may appeal such determination following the appeals process or, may, if possible, correct the deficiencies that caused the termination and reapply for the credit.

(e) *Application Fees.* The application fee schedule for Adjustments and Credits will be established the City Common Council through resolution.

33.08. Appeals.

Appeals regarding the sewer service charges levied herein or any Adjustment or Credit requests shall be made to the Board of Public Works of the City. The Board of Public Works shall make the determination of the charges within the scope of this chapter after considering all the facts in each case.

33.09. Budget Excess Revenues.

The City shall separately account for the Storm Water Utility finances. The Storm Water Utility shall prepare an annual budget, which is to include all operation and maintenance costs, costs of borrowing, capital costs and other costs related to the operation of the sewer utility. The budget is subject to approval by the City Common Council. Any excess storm water revenues over expenditures in a year will be retained by the Fund for subsequent years' needs of the storm water utility.

33.10. LIBERAL INTERPRETATION.

This ordinance shall be interpreted liberally to secure the ends sought hereby.

33.11. SEVERABILITY.

If any provision of this ordinance is found to be unlawful or unenforceable, the remaining provisions shall remain in effect.

PART II. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART III. This ordinance shall take effect and be in force from and after its passage and publication.

ADOPTED July 21, 2009

APPROVED July 22, 2009

Jennifer Goergen
Jennifer Goergen, City Clerk

Michael J. Neitzke
Michael J. Neitzke, Mayor

Published: July 30, 2009 (by Notice)

RESOLUTION NO. 3291

RESOLUTION ESTABLISHING STORM WATER UTILITY RATES

WHEREAS, the Common Council has established a Storm Water Utility within the City of Greenfield pursuant to Ordinance No. 2671; and

WHEREAS, in the establishment of the aforementioned Storm Water Utility, three charges have been established, including the Base Charge (BC), the Equivalency Charge (EC), and the Special Charge (SC); and

WHEREAS, the initial rate has not been set by the Ordinance.

NOW, THEREFORE, BE IT RESOLVED, that effective **August 1, 2009**, the quarterly rates shall be as follows:

- 1) Base Charge (BC) = \$5.00 per parcel
- 2) Equivalency Charge (EC) = \$10.00 per ERU
- 3) Special Charge (SC) = \$0.00

The number of ERUs on a parcel is determined as follows:

A. Developed Single-Family Residential Parcels

Are set to equal one (1.0) ERU except in the following:

1. In the instance where a Developed Single-Family Residential Dwelling is situated on more than one parcel, a single parcel shall be identified as the primary parcel and set equal to one (1.0) ERU and the remaining parcel(s) shall be set to zero (0.0) ERUs.
2. In the instance where a Developed Single-Family Residential Parcel does not contain a dwelling unit and is not associated with an adjacent parcel under common ownership that does contain a dwelling unit, but does contain other impervious surfaces of 182 square feet or greater, the parcel shall be treated in the same manner as Other Developed Parcels as described below.

B. Developed Two-Family (Duplex) Residential Parcels

Are set to equal one and one-tenth (1.1) ERUs except in the following:

1. In the instance where a Developed Two-Family (Duplex) Residential Dwelling is situated on more than one parcel, a single parcel shall be identified as the primary parcel and set equal to one and one-tenth (1.1) ERUs and the remaining parcel(s) shall be set to zero (0.0) ERUs.
2. In the instance where a Developed Two-Family (Duplex) Residential Parcel does not contain a dwelling unit and is not associated with an adjacent parcel under common ownership that does contain a dwelling unit, but does contain other impervious surfaces of 182 square feet or greater, the parcel shall be treated in the same manner as Other Developed Parcels as described below.

C. All Other Developed Parcels that are not either Single-Family or Two-Family (Duplex) Residential Parcels

1. Are calculated by dividing the total square footage of measured impervious area on the parcel by the square footage of one (1.0) ERU which equals 3,630 square feet as defined in the Storm Water Utility Ordinance. The number of ERUs shall be rounded to the nearest one-tenth (0.1).
2. In the instance where more than one parcel share common interest in impervious area (such as with some condominium developments), the impervious areas on all related parcels shall be evenly divided amongst all property owners unless another distribution is established by ownership.

D. Undeveloped Parcels (parcels with less than 182 square feet of impervious surface)

Are assigned zero (0.0) ERUs

The Storm Water Utility Fee imposed on available customer classes as defined in the Storm Water Utility Ordinance is as follows:

A. Developed Single-Family Residential Parcel Quarterly Fee

The Storm Water Utility Fee imposed on single-family residential parcels shall be 1.0 times the BC rate plus 1.0 ERUs times the EC rate.

Single-Family Residential Quarterly Fee = $1.0 \times \$5.00 + 1.0 \times \$10.00 = \$15.00$ per quarter

B. Two-Family (Duplex) Residential Quarterly Fee

The Storm Water Utility Fee imposed on two-family (duplex) residential parcels shall be 1.0 times the BC rate plus 1.1 ERUs times the EC rate.

Two-Family (Duplex) Residential Quarterly Fee = $1.0 \times \$5.00 + 1.1 \times \$10.00 = \$16.00$ per quarter

C. Other Developed Parcels Quarterly Fee

The Storm Water Utility Fee imposed on other developed parcels shall be 1.0 times the BC rate plus the assigned number of ERUs times the EC rate.

Other Developed Parcel Quarterly Fee = $1.0 \times \$5.00 + \text{Assigned ERUs} \times \$10.00 = (\text{Rate Varies})$ per quarter

D. Undeveloped Fee

The Storm Water Utility Fee imposed on undeveloped parcels shall be 1.0 times the BC rate.

Undeveloped Parcel Quarterly Fee = $1.0 \times \$5.00 = \5.00 per quarter

Introduced and adopted at a regular meeting of the Common Council of the City of Greenfield, this 21st day of July, 2009, a quorum of the Common Council being present.

ADOPTED July 21, 2009

Jennifer Goergen
Jennifer Goergen, City Clerk

APPROVED July 22, 2009

Michael J. Neitzke
Michael J. Neitzke, Mayor

RESOLUTION NO. 3292

RESOLUTION ESTABLISHING STORM WATER UTILITY CREDITS

WHEREAS, the Common Council has established a Storm Water Utility within the City of Greenfield pursuant to Ordinance No. 2671; and

WHEREAS, in the establishment of the aforementioned Storm Water Utility, available credits need to be established; and

WHEREAS, available credits have not been defined by the Ordinance.

NOW, THEREFORE, BE IT RESOLVED, that effective **August 1, 2009**, credits shall be available under the following conditions:

- A. If a parcel owner can show that one or more of the following conditions apply to the parcel in question, the parcel owner may be eligible for a credit to the storm water utility equivalency charge (EC) portion of their fee.
 - 1. If storm water runoff from a parcel is treated by a properly constructed and maintained storm water quality best management practice (BMP) such as a retention or detention basin or other applicable water quality facility. (BMP Credit)
 - 2. If storm water runoff from a parcel discharges directly into the Root River, Menomonee River, Kinnickinnic River or a tributary to the aforementioned waterways without crossing another parcel under different ownership or entering any portion of the City's municipal separate storm sewer system (MS4); and the discharge does not result in exceeding federal, state or local water quality standards. (Riparian Credit)
 - 3. If storm water runoff from a parcel infiltrates into the ground without crossing another parcel under different ownership or entering any portion of the City's municipal separate storm sewer system (MS4); and the discharge does not result in exceeding federal, state or local water quality standards. (Isolated Area Credit)
- B. In considering a request for credit, the Director may, at his or her discretion, separately examine multiple drainage areas on one parcel, or conversely aggregate parcels under the same ownership, and may recommend allowing a credit for a portion of a parcel or for a number of parcels if the characteristics of one or more drainage areas meets the criteria for obtaining credit.
- C. In certain situations, the Director may, at his or her discretion, allow credits to parcel owners with BMPs that treat land areas not under common ownership.
- D. No credits shall be considered for any "natural" features such as, but not limited to, rivers, wetlands, lakes, floodplains, or water impoundments.
- E. No credits shall be given towards the base charge (BC) portion of their fee.
- F. Considerations for providing BMP Credits include:
 - 1. Credit for constructed storm water BMPs may equal up to fifty percent (50%) of the parcel storm water utility equivalency charge (EC) portion of their fee for BMPs that reduce total suspended solids (TSS) by at least eighty percent (80%).

2. BMPs treating less than the entire parcel may be considered when assigning the credit percentage.
 3. BMPs treating multiple parcels may be considered when assigning the credit percentage.
 4. BMP efficiency may be factored into the credit provided and shall be based on total suspended solids (TSS) removal of the BMP using the Source Loading and Management Model (SLAMM) or other methodology accepted by the Wisconsin Department of Natural Resources (WDNR).
 5. Maintenance Plans are required for BMPs approved for credit.
 6. The City may require periodic inspection or proof of continued operation/maintenance to maintain credit status.
- G. Considerations for providing Riparian and Isolated Area Credits include:
1. Credit for riparian land owners may equal up to fifty percent (50%) of the parcel storm water utility equivalency charge (EC) portion of their fee.
 2. The credit may be prorated linearly by the amount of impervious area that is identified as riparian compared to the total amount of impervious area on the parcel.
- H. Considerations for providing BMP Credits on parcels that also qualify for Riparian or Isolated Area Credits include:
1. Credit for constructed storm water BMPs within Riparian or Isolated Areas may equal up to one hundred percent (100%) of the parcel storm water utility fee for BMPs that reduce total suspended solids (TSS) by at least eighty percent (80%).
 2. Other considerations are as noted above for receiving BMP and Riparian and Isolated Area Credits.
- I. Credits applied to any given parcel are not cumulative unless otherwise noted.
- J. In considering a request for credit, the Director shall consider whether and to what extent the City's storm water management program cost has been lessened by the condition presented by the parcel owner. If the City's storm water management program cost has not been lessened, the request for a credit may be denied. If the City's storm water management program cost has been lessened, the customer may be eligible for a credit.
- K. The Director shall develop guidance for providing credits to parcel owners that shall be consistently and fairly applied to all applicants for credit.
- L. Credits are applicable to Single-Family, Two-Family (Duplex), and Other Developed parcels.
- M. The City of Greenfield is not required to identify parcels or situations where credit eligibility may apply.
- N. The Director, at his or her discretion, may recommend allowing a credit that may result in the storm water utility equivalency charge portion of the fee to be as low as zero for a parcel for reasons other than as specifically set forth in this section provided that the credit is reasonable and not unjustly discriminatory.
- O. An application fee must be submitted with appropriate forms and data as required by the City at the time of any Credit request unless waived by the Director or other City entity in responsible charge. The initial application fee is hereby set at \$200, but is subject to change by resolution of the Common Council or other normal means of setting fees.

Introduced and adopted at a regular meeting of the Common Council of the City of Greenfield, this 21st day of July, 2009, a quorum of the Common Council being present.

ADOPTED July 21, 2009

Jennifer Goergen
Jennifer Goergen, City Clerk

APPROVED July 22, 2009

Michael J. Neitzke
Michael J. Neitzke, Mayor