

RESOLUTION NO. 17-1104

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE WASTEWATER RATES AND CHARGES TO ESTABLISH WASTEWATER RATES FOR MULTI-FAMILY HOUSING, ELIMINATE THE COUNTRY WEST MOBILE HOME PARK BASE CHARGE AND PROVIDE FOR AN ALTERNATE RATE BASED ON ACTUAL WATER USAGE APPLICABLE ONLY IN CERTAIN CIRCUMSTANCES; PROVIDING FOR REPEAL OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR SEVERABILITY

WHEREAS, pursuant to A.R.S. § 9-511 *et seq.*, the Town of Chino Valley is authorized to establish just and reasonable water and wastewater fees; and

WHEREAS, pursuant to A.R.S. § 9-511.01, the Town of Chino Valley prepared a written report and supplied data supporting the establishment of the new rates and a copy of the written report and data was filed with the Town Clerk; and

WHEREAS, a copy of the written report and data was filed with the Town Clerk, a Notice of Intent was adopted by the Town Council on March 14, 2017 and published and posted as required by law on April 8, 2017, and a public hearing was held on May 23, 2017, in accordance with the notice; and

WHEREAS, the Town Council finds the proposed rate establishment, deletion, and increase are just and reasonable and it is in the best interest of the Town to adopt the proposed changes in order to maintain the financial integrity of the Town's sewer enterprises;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Chino Valley, County of Yavapai, Arizona, that the following rates are established, deleted, and approved:

Monthly Service Fee	Per Month (Shown only if changed from prior rate schedule)
Country West Mobile Home Park Base Charge	DELETED*
Multi-Family Housing**	
Rate per Fixture Unit	\$ 3.21
Rate per Equivalent Dwelling Unit (20 Fixture Units)	\$ 64.14
Alternate Initial Rate Based on Actual Water Usage***	\$ 3.21 per Fixture Unit calculated by using 12.5 gallons per Fixture Unit per day

- * Country West Mobile Home Park will be subject to the Multi-Family Housing Rates.
- ** Multi-Family Housing includes apartments, duplexes, mobile home parks, hotels/motels, schools, and churches on a master meter.
- *** Available only for Multi-Family Housing where water is provided by Town of Chino Valley. In establishing the base rate for a multi-family housing development, the Town may base the Fixture Unit count on actual number of units, estimated number of units, or historical water use.

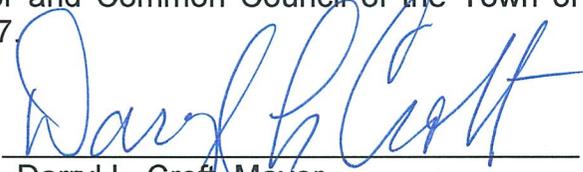
BE IT FURTHER RESOLVED that the rates set forth above shall be effective on July 1, 2017.

BE IT FURTHER RESOLVED that based on the estimated number of fixture units and historical water use, the initial base rates for Country West Mobile Home Park ("Country West") will be \$26.00 for each mobile home and \$18.00 for each recreational vehicle. Since the Multi-family Housing Wastewater Rate applies to Country West, Country West's wastewater rates will increase or decrease from these initial base rates as the Multi-Family Housing Wastewater Rate increases or decreases.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed.

BE IT FURTHER RESOLVED that if any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this 23rd day of May, 2017.



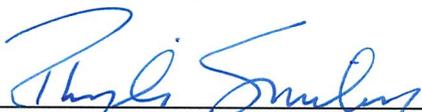
Darryl L. Croft, Mayor

ATTEST:



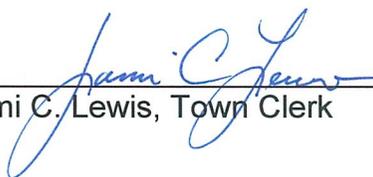
Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:



Phyllis L.N. Smiley, Town Attorney
Gust Rosenfeld, PLC

I hereby certify the above foregoing Resolution No. 17-1104 was duly passed by the Council of the Town of Chino Valley, Arizona, at a regular meeting held on May 23, 2017, and that quorum was present thereat and that the vote thereon was 4 ayes and 0 nays and 0 abstentions. 2 Council members were absent or excused.



Jami C. Lewis, Town Clerk