

**CITY OF CHARLOTTESVILLE, VIRGINIA  
CITY COUNCIL AGENDA**



|                  |                                                                                                                                                                                                                               |
|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Agenda Date:     | June 17, 2024                                                                                                                                                                                                                 |
| Action Required: | Adopt Amended Ordinance                                                                                                                                                                                                       |
| Presenter:       | James Freas, Deputy City Manager                                                                                                                                                                                              |
| Staff Contacts:  | David Frazier<br>Dan Frisbee                                                                                                                                                                                                  |
| Title:           | <b>Ordinance amending and reordaining Chapter 10 (Water Protection) of the Code of the City of Charlottesville, to update the City's Stormwater Utility Program consistent with Section 15.2-2114 of the Code of Virginia</b> |

**Background**

In 2014, the City Council adopted a Stormwater Utility Fee to provide a dedicated and stable source of funding for the Water Resources Protection Program (WRPP). The Stormwater Utility Fee helps the City meet its state and federal regulatory requirements related to stormwater management. Fees collected are used to repair and replace public stormwater infrastructure, to implement capital projects related to water quality and drainage improvement, and to preserve, enhance, and restore the integrity of the City's water resources. The Stormwater Utility Fee is billed twice a year and calculated based on the amount of impervious area on every eligible parcel of improved real estate property in the City, regardless of tax status.

**Discussion**

The Stormwater Utility Fee is enabled at the state level by the Code of Virginia, § 15.2-2114, Regulation of stormwater. The City Code Chapter 10, Water Protection, Article VI, Stormwater Utility, governs the City's implementation of the Stormwater Utility Fee. Article VI has not been updated since 2015 and the state enabling legislation has since been revised. The proposed revisions to Chapter 10, Article VI, are to bring it back into consistency with the Code of Virginia and to reflect the transition of the Stormwater Utility into the Department of Utilities.

**Alignment with City Council's Vision and Strategic Plan**

Aligns with Organizational Excellence and Climate strategic action areas.

**Community Engagement**

None

**Budgetary Impact**

N/A

**Recommendation**

Adopt the proposed amendments. As the proposed amendments are intended to address consistency with State Code and the administrative change of moving the stormwater program from DPW to Utilities, staff recommends waiving the 2nd reading.

**Alternatives**

None

**Attachments**

1. DRAFT Ordinance - Chapter\_10\_Article\_VI\_Stormwater\_Utility 6.10.24