

ORDINANCE NO. 4391

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SCOTTSDALE,
MARICOPA COUNTY, ARIZONA, AMENDING PORTIONS OF CHAPTER 49
OF THE SCOTTSDALE REVISED CODE, REGARDING WATER, SEWERS,
AND SEWAGE DISPOSAL

Whereas, the City of Scottsdale desires to continue to accommodate community needs for utility services without decreasing current standards of public health; and

Whereas, the City desires to adjust the current costs to provide water and sewer service in the City of Scottsdale to meet present and increasing demand and recover costs using a fair and proportionate structure.

Whereas, the City further desires to amend the provisions of Chapter 49 to provide clarity of language and improve the operations of the Water Resources Division of the City.

BE IT ORDAINED by the Council of the City of Scottsdale as follows:

Section 1.

Chapter 49 of the Scottsdale Revised Code, relating to Water, Sewers, and Sewage Disposal is amended in accordance with the provisions of Resolution No. 11436 with an outline of the provisions that may be affected below:

ARTICLE II. - MUNICIPAL WATER SYSTEM

DIVISION 1. - GENERALLY

Sec. 49-16. - Definitions.

Sec. 49-17. - City division director of water resources; rules and regulations; assignment of duties.

Sec. 49-18. - Interruption of service; street work.

Sec. 49-19. - Conditions of service; appeals.

Sec. 49-21. - Connection and meter installation fees.

Sec. 49-22. - Application for domestic water service for an existing unit of service.

Sec. 49-26. - Down sizing of meter.

Sec. 49-27. - Manifold meters.

Sec. 49-28. - Relocation of service.

DIVISION 2. - USER RATES AND CHARGES

Sec. 49-47. - Deposits.

Sec. 49-48. - Metered domestic rates.

Sec. 49-48.1. - Stormwater fee.

Sec. 49-49. - Unauthorized use.

Sec. 49-50. - Hydrant and construction meters and water hauling.

Sec. 49-50.1. - Stormwater fee.

DIVISION 3. - BACKFLOW PREVENTION AND CROSS-CONNECTION CONTROL

Sec. 49-62. - Backflow prevention assemblies required.

ARTICLE III. - WATER AND WASTEWATER DEVELOPMENT FEES

Sec. 49-72. - Legislative intent and purpose.

Sec. 49-73. - Definitions.

Sec. 49-75. - Authority for development fees.

Sec. 49-79. - Infrastructure improvements plan.

Sec. 49-82. - Collection of development fees.

Sec. 49-83. - Development fee credits and credit agreements.

Sec. 49-90. - Golf course water supply fee.

ARTICLE IV. - SEWAGE COLLECTION, PRETREATMENT AND TREATMENT

DIVISION 1. - GENERAL

Sec. 49-91. - Definitions.

Sec. 49-92. - Authority and administration.

Sec. 49-103. - Distribution of POTW revenues and use of funds.

DIVISION 2. - EXTENSIONS AND CONNECTIONS

Sec. 49-117. - Connection to public sewer from private onsite wastewater treatment system.

Sec. 49-127. - Building sewers and service lines.

DIVISION 3. - USER RATES AND CHARGES

Sec. 49-141. - Rates and user charges.

Sec. 49-142. - Administrative account establishment fee.

Sec. 49-142.2. - Application for service.

Sec. 49-143. - Deposits.

ARTICLE V. - WATER AND SEWER EXTENSIONS AND REIMBURSEMENT AGREEMENTS

Sec. 49-211. - Definitions.

Sec. 49-215. - Line payback agreements.

Sec. 49-219. - Minimum requirements for lines.

Sec. 49-224. - Offsite extension requirements for water and sewer lines.

Sec. 49-227. - Extension participation program.

ARTICLE VII. - WATER CONSERVATION

DIVISION I. - WATER CONSERVATION

Sec. 49-241. - Definitions.

Sec. 49-242. - Limitation on water features for commercial users, new industrial users and common areas of residential developments.

Sec. 49-243. - Water conservation rebate programs.

Sec. 49-245. - Limitation on water intensive landscape/turf areas within new nonresidential facilities.

Sec. 49-247. - Limitations on model home landscaping.

Sec. 49-248. - Reserved.

DIVISION III. - LANDSCAPE ASSISTANCE PROGRAM

Sec. 49-265. - Landscape assistance program.

Secs. 49-266—49-269. - Reserved.

DIVISION IV. - SALINITY REDUCTION

Sec. 49-270. - Definitions.

Sec. 49-271. - Salinity reduction rebate program options.
Sec. 49-272. - Salinity reduction rebate program.

as provided in that certain document known as "Amendments to Chapter 49, Scottsdale Revised Code - WATER, SEWERS AND SEWAGE DISPOSAL", a paper and electronic copy of which is on file in the office of the City Clerk, which document was made a public record by Resolution No. 11436 of the City of Scottsdale, Arizona, and is hereby referred to, adopted, and made a part hereof as if fully set out in this ordinance.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein 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.

Section 3. The effective date of this Ordinance, as it relates to the amendments to Chapter 49, of the Revised Code of the City of Scottsdale, is July 1, 2019.

PASSED AND ADOPTED by the Council of the City of Scottsdale this 14th day of May, 2019.

CITY OF SCOTTSDALE, an Arizona municipal corporation
By: [Signature]
W. J. "Jim" Lane, Mayor

ATTEST:
By: [Signature]
Carolyn Jagger, City Clerk

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY
[Signature]
Bruce Washburn, City Attorney
By: Eric C. Anderson, Senior Assistant City Attorney