

ORDINANCE NO. 13384

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE, PART II, CHAPTER 31, SEWERS, MAINS AND DRAINS, ARTICLE VIII, STORMWATER MANAGEMENT, DIVISION 7, FEES, SECTION 31-356.1.1, ADJUSTMENTS IN QUALITY FEE, RELATED TO WATER QUALITY FEE REDUCTIONS.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE:

SECTION 1. That Chattanooga City Code, Part II, Chapter 31, Article VIII, Division 7, Section 31-356.1.1, be amended by adding Subsection (A) related to water quality fee reductions as follows:

**Sec. 31.356.1 – Adjustments to Water Quality Fee.**

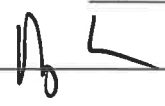
1. A property owner's addition of impervious areas or failure to maintain previously earned fee reductions will increase water quality fees on non-single-family residential service charges. Decreases to non-single-family fees occur via removal of impervious areas, or through installation of approved on-site runoff reduction SCMs that exceed the site's required stay-on-volume. The application of credit coupons will not reduce water quality fees.
  - A. Properties that comply with regulatory requirements, such as capping contaminated soil with impermeable liners, may receive a reduction in their annual water quality fee for those portions of the property that are subject to such regulatory requirements and remain as unused open space, as long as the following conditions are completed:
    - i. The property owner must submit a fee appeal and attach the regulatory requirement of the application;
    - ii. The property owner must continuously adhere to the regulatory requirements of the property;
    - iii. The property owner must fence and maintain the requested unused\* open space portion of the property (\*The property owner shall not use the unused open space in any manner, including, but not limited to material storage, parking, drive lanes, property access, staging, etc.); and,
    - iv. The property owner must provide annual reporting (narrative and photographic) on or before June 30<sup>th</sup> of each year to the City to substantiate non-usage of that portion of the property.

SECTION 2. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading: October 16, 2018

  
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CHAIRPERSON

APPROVED:  DISAPPROVED:

  
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MAYOR

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