

SOUTHEAST METRO STORMWATER AUTHORITY  
Acting by and through  
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION NO. 09-21

(Adoption of System Development Fee Schedule)

WHEREAS, the Southeast Metro Stormwater Authority (SEMSWA) was formed by Intergovernmental Agreement to plan, fund, construct, acquire, operate, and maintain drainage and flood control facilities as well to manage stormwater quality and comply with requirements of the National Pollutant Discharge Elimination System (NPDES) within its boundaries, hereinafter “Purposes”; and

WHEREAS, SEMSWA established the SEMSWA Water Activity Enterprise to carry out these Purposes; and

WHEREAS, the Board of Directors of SEMSWA acting by and through SEMSWA Water Activity Enterprise (Board) has adopted a System Development Fee (SDF) Policy pursuant to Resolution No. 09-20 that establishes a process to be used to establish drainage basin fees within the SEMSWA Service Area for development, redevelopment and other construction activities that adds impervious area and places an impact on these Purposes (Construction Activity); and

WHEREAS, the Board has authorized the development of a SDF Schedule (Fee Schedule) to establish drainage basin fees within the Service Area for new development; and

WHEREAS, the Board has hired AMEC Earth and Environmental to assist in determining the Fee Schedule structure necessary to fund improvements necessitated by such Construction Activity; and

WHEREAS, the Fee Schedule fulfills the Board’s desire to provide consistent, fair, and equitable SDFs within the Service Area.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Directors of SEMSWA acting by and through SEMSWA Water Activity Enterprise hereby:

1. Adopts a SDF Policy Fee Schedule, a copy of which is attached hereto.
2. Authorizes SEMSWA’s Executive Director, and staff pursuant to the Executive Director’s direction, to implement the Fee Schedule within SEMSWA’s Service Area boundaries, as limited by the *Policy Exemptions/Limitations* section of the SDF Policy, in regard to such Construction Activity. Such implementation shall apply to any Construction Activity that has not been the subject of a completed application submitted

to SEMSWA and such SDF shall be collected no earlier than when SEMSWA authorizes the Construction Activity to proceed.

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Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:

Attorney for  
Southeast Metro Stormwater Authority

By \_\_\_\_\_  
Edward J. Krisor