

**917.21 CAPACITY FEE.**

(a) No person shall make a service connection to the City's sanitary sewer system or any part thereof, unless a permit to do so has been issued by the City.  
(Ord. 04-35. Passed 4-26-04.)

(b) The following capacity fee shall be charged for permits issued to connect into the City sanitary sewer system and shall be paid upon issuance of said permit.

(1) All properties connecting to the City of Delaware sanitary sewer system shall be assigned an Equivalent Dwelling Unit (EDU), or multiple thereof, with one (1) EDU being equal to average daily water consumption of 400 gallons.

- A. All single-family residential properties connecting to the sanitary sewer system are assigned one (1) EDU.
- B. All master metered multi-family residential properties connecting to the sanitary sewer system shall be assigned, by the Public Utility Director (Director), an EDU multiple calculated by multiplying the number of multi-family residential units by the Single Family Equivalent (SFE) value that follows:

	<u>Single-Family Equivalent Values</u>	-
1 bedroom	.63	
2 bedrooms	.75	
3 bedrooms	.88	
4 + bedrooms	1.0	

This division will be calculated to the second decimal place and rounded according to mathematical convention.

- C. All properties connecting to the sanitary sewer system which are not residential properties are to be assigned by the Director, an EDU multiple based upon the properties' estimated daily water consumption (in gallons) divided by 400 gallons (one EDU). This division will be calculated to the second decimal place and rounded according to mathematical convention. In no event shall a non-residential property be assigned an EDU of less than one (1).
- (2) The sanitary sewer capacity fee is five thousand three hundred eighty-five dollars (\$5,385) per EDU which shall be effective from and after June 1, 2006.
- (3) The EDU multiple established for non-residential properties based on estimated water consumption shall be reviewed twelve (12) months after occupancy is obtained to determine if the estimated daily water consumption is accurate. The Director may extend this 12-month period if accurate consumption data is not available. Any increase or decrease in the EDU multiple based on actual water consumption which results in a capacity fee charge adjustment of more than one thousand dollars (\$1,000) shall be communicated to the property owner in writing. Any additional capacity fee charge or any refund of a previously paid capacity fee charge shall be made within forty-five (45) days of the date of the amended EDU determination letter. An owner may contest the amended EDU assigned to the property by filing an appeal with the Director within forty-five (45) days of the date of the amended EDU determination letter. The appeal shall be in writing and shall state the grounds for the appeal. The Director shall cause an appropriate investigation to be made to determine whether an adjustment of the EDU multiple for the property is warranted. The appellant shall be notified in writing of the Director's determination with respect to the appeal and any resulting adjustment in the amount of the capacity fee charge. Any additional capacity fee charge or any refund of a previously paid capacity fee charge shall be made within forty-five (45) days or the date of the Director's written response to the appellant.  
(Ord. 06-33. Passed 4-10-06.)