

1 **RESOLUTION ESTABLISHING RATES PERTAINING TO SEWER SERVICE**
2 **FOR PROPERTIES LOCATED OUTSIDE THE CITY’S SEWER SERVICE AREA**

3 WHEREAS, the City owns and operates a municipal sanitary sewer collection and treatment
4 system (the “System”) that provides services to residential, commercial and industrial properties in order to
5 protect the health and welfare of its citizens; and

6 WHEREAS, Chapter 14.04 of the Las Vegas Municipal Code (LVMC) establishes regulations and
7 requirements pertaining to the operation and use of the System, including fees and other charges related
8 thereto; and

9 WHEREAS, such fees and charges, as set forth in LVMC 14.04.020 through 14.04.230, include
10 ongoing user charges pertaining to the use of the System (also known or referred to as “sewer service
11 charges,” “sewer charges,” “charge rates” or “sewer fees”), as well as fees pertaining to new connections to
12 the System (also known or referred to as “sewer connection fees” or “occupancy fees for sewer
13 connection”); and

14 WHEREAS, the fees and charges established in LVMC Chapter 14.04 are subject to annual
15 increases in accordance with a Consumer Price Index; and

16 WHEREAS, LVMC 14.04.110 establishes a sewer service area, consisting of territory within the
17 City’s jurisdictional boundaries, but also provides for circumstances in which sewer service can be
18 provided to property located outside the sewer service area (“extra-territorial properties”); and

19 WHEREAS, in the past, certain extra-territorial properties have needed sanitary sewer service and
20 have been permitted to connect to the System because no such service is currently available from the local
21 governing entity with jurisdiction over those properties; and

22 WHEREAS, other extra-territorial properties currently need or will need sanitary sewer service and
23 may request to be connected to the System because no such service is currently available from the local
24 governing entity with jurisdiction over those properties; and

25 WHEREAS, the City desires to continue to make the System available to extra-territorial properties
26 under certain circumstances set forth by ordinance; and

1 WHEREAS the System is sized and constructed based on current and anticipated future demand
2 for service, and the cost to operate and maintain the System is provided for through sewer service charges
3 and sewer connection fees; and

4 WHEREAS, the City incurs a higher cost to provide service to extra-territorial properties than to
5 properties located within the sewer service area; and

6 WHEREAS, the City desires by means of this Resolution to establish the sewer connection fees
7 and sewer service charges applicable to extra-territorial properties connected to the System.

8 NOW, THEREFORE, BASED UPON THE FOREGOING, BE IT RESOLVED BY THE CITY
9 COUNCIL OF THE CITY OF LAS VEGAS to establish the following sewer connection fees and sewer
10 service charges for extra-territorial properties:

11 1. For extra-territorial properties connecting to the System after the adoption of this Resolution, the sewer
12 connection fees shall be twice the amount chargeable for connections within the sewer service area, as
13 determined pursuant to LVMC 14.04.200 to 14.04.230, inclusive.

14 2. For extra-territorial properties connecting to the System after the adoption of this Resolution, the
15 annual sewer service charges shall be fifty percent higher than the amount chargeable to properties within
16 the sewer service area, as determined pursuant to LVMC 14.04.020 to 14.04.130, inclusive.

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1 3. For extra-territorial properties already connected to the System as of the adoption of this Resolution,
2 the annual sewer service charges shall be fifty percent higher than the amount chargeable to properties
3 within the sewer service area, as determined pursuant to LVMC 14.04.020 to 14.04.130, inclusive.
4 However, the increase shall be implemented incrementally over a five year period (ten percent per year),
5 commencing with the date of the adoption of this Resolution.

6 PASSED, ADOPTED AND APPROVED this _____ day of _____, 2016.

7 CITY OF LAS VEGAS

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9 BY _____
CAROLYN G. GOODMAN, Mayor

10 ATTEST:

11 _____
12 LUANN D. HOLMES, MMC
City Clerk

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14 APPROVED AS TO FORM

15 _____
16 Val Steed, Date
Deputy City Attorney

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Proposed Sewer Rates Adjustments - Domestic Strength Users
(For illustration purpose only)

Service Area	Exist. annual sewer service charge	Prop. annual sewer service charge						Sewer Connection Fee
		Year 1	Year 2	Year 3	Year 4	Year 5	Year 6 and beyond	
In-Service Area Rate	\$245.68	\$245.68	\$245.68	\$245.68	\$245.68	\$245.68	\$245.68	\$2,167
Exist. Extra-territorial Rate	\$245.68	\$270.25	\$294.82	\$319.38	\$343.95	\$368.52	\$368.52	\$0
New Extra-territorial Rate	\$0.00	\$368.52	\$368.52	\$368.52	\$368.52	\$368.52	\$368.52	\$4,334

Notes:

1. Fees are in 2016 dollars and will be adjusted annually for CPI.
2. Increased extra-territorial rates for existing accounts to be phased-in over five years.