

# RESOLUTION NO. 2016-05-11-B

## A RESOLUTION OF THE BOARD OF TRUSTEES OF THE MIDVALLEY IMPROVEMENT DISTRICT APPROVING A SEWER RATE STUDY AND ADOPTING A NEW MONTHLY SERVICE FEE

### RECITALS

A. The District has authority to impose and collect sanitary sewer service rates as a means to provide funding for the operations of the District.

B. The operations of the District require expenditures for operation and maintenance costs, capital improvement costs, bond service expenses, and costs associated with the District's partial ownership of a water treatment facility known as the South Valley Water Reclamation Facility, located in West Jordan, Utah.

C. The District has not increased its sewer service rates since 2002.

D. The District commissioned a Sewer Rate Study (the "Study") that has been prepared by Bowen Collins & Associates. The Study has evaluated all sources of revenue for the District including monthly service fees, property tax collections and impact fees. The Study has determined that the current service fee rate structure of the District is not sufficient to meet the reasonably foreseeable financial needs of the District, including revenues that will be required to pay for significant upgrades to the South Valley Water Reclamation Facility.

E. The District has reviewed the Study and finds that the best interests of the District, as well as its residents, businesses and patrons, will be served by an increase in the sewer fees imposed by the District.

F. The District has given all notices required by law, and has held public hearings as required by law.

### RESOLUTION

IT IS RESOLVED BY THE BOARD OF TRUSTEES OF MIDVALLEY  
IMPROVEMENT DISTRICT AS FOLLOWS:

**Section 1. Approval of Sewer Rate Study.** The Sewer Rate Study prepared by Bowen Collins & Associates, attached hereto as Exhibit "A" and incorporated herein by reference, is adopted and approved by the District.

**Section 2. Approval of Fee Increase.** Consistent with the recommendations of the Study, the sewer rates of the District shall be increased to \$18.20 for each residential connection in the District, and increased to \$18.20 for each equivalent residential unit used by commercial or industrial users in the District.

**Section 3. Effect.** This Resolution amends, supersedes and replaces all prior District Resolutions governing service fees imposed upon users of the District's system. All prior resolutions governing users' service fees are repealed and shall be of no further force or effect.

**Section 4. Severability.** If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution shall be severable.

**Section 5. Effective Date.** This ordinance becomes effective immediately upon approval of the Board of Trustees. The rate increase set forth herein shall commence July 1, 2016.

**PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF MIDVALLEY IMPROVEMENT DISTRICT ON THIS \_\_\_\_\_ DAY OF MAY, 2016.**

**MIDVALLEY IMPROVEMENT DISTRICT**

ATTEST:

\_\_\_\_\_  
Clerk

By: \_\_\_\_\_  
Chairman, Board of Trustees

**EXHIBIT A**

**2016 SEWER RATE STUDY**