

**CITY OF ST. AUGUSTA  
COUNTY OF STEARNS  
STATE OF MINNESOTA**

**ORDINANCE NO.: 2010-09**

**AN ORDINANCE ESTABLISHING A SEWER TRUNK  
DISTRICT**

The City Council of the City of St. Augusta, Minnesota hereby ordains:

**Section 1. Definitions:** For the purpose of this section, the following words and terms shall have the meanings set forth in this subsection.

**CITY:** The City of St. Augusta, Stearns County, Minnesota

**MUNICIPAL SEWER CONNECTION:** The act of connecting any property or structure to city municipal sewer system such that said property or structure is able to discharge fluids into the municipal sewer system.

**MUNICIPAL SEWER DISTRICT:** A geographical division of property within the city providing the basis for the municipal sewer trunk access charge.

**MUNICIPAL SEWER SYSTEM:** Any part of the network of municipal sewer connections and pipes located within the City of St. Augusta, including sewer trunk lines and lateral sewer lines.

**MUNICIPAL SEWER TRUNK ACCESS CHARGE:** A charge imposed by the city for connection to the city's trunk sewer line within a given municipal sewer district.

**OWNER:** An individual or entity holding legal or equitable title to property within the City of St. Augusta.

**Section 2. Municipal Sewer Trunk District:** The city hereby establishes a sewer trunk district over all property within the borders identified on Exhibit A attached hereto.

**Section 3. Access Charge Imposed; Exemptions:** Municipal sewer trunk access charges shall be imposed on all land within this sewer district so as to reimburse the costs associated with the installation of sewer trunk lines, sewer mains, and other necessary sewer distribution facilities. The city council may, by resolution, exempt from the municipal sewer trunk access charge those lands within the municipal sewer district which are already connected to the city municipal sewer or which have been previously assessed for the costs of installation of municipal sewer trunk facilities. No connection shall be made to the city municipal sewer system serving the property of any person or occupants of the land, parcel or premises upon which municipal sewer trunk access charges remain unpaid.

**Section 4. Amount of Charge:** The municipal sewer trunk access charge shall be \$1,400.00 per acre for all property (but excluding delineated wetlands) located within the Municipal Sewer Trunk District which is platted or connected to the sewer system. The City Council may amend this charge from time to time.

**Section 5. Time of Payment:**

1. All trunk access charges shall be paid to the city at the earlier of
  - a. Final plat approval for any plat in which a new municipal sewer connection is required in such plat which is located within the Municipal Sewer Trunk District.
  - b. Issuance of a building permit by the city for which a new municipal sewer connection is required within this Municipal Sewer Trunk District.
2. No final plat approval or building permits shall be issued prior to payment of the trunk access charges unless other arrangements for the payment of the municipal sewer trunk access charge are made and approved by the city.
3. Payment shall be in cash or by check acceptable to the city.

**Section 6. Use of Charges:** The city may establish one or more trunk sewer funds and may credit all trunk access charges collected from this Municipal Sewer Trunk District to such funds. Such funds may, as determined by the City Council, be used to offset costs incurred in the installation of existing or future sewer lines, or to reimburse others who have installed trunk sewer lines under a contract with the City which calls for such reimbursement, or to pay debt service incurred in the past or to be incurred in the future to finance the municipal sewer expansions, improvements, or any combination of the above within this district.

**Section 7. Provisions Not Limiting:** This section in no way precludes the city council from adopting additional ordinances imposing other sewer related charges in lieu of assessments, or other such ordinances relating to area or service charges with regard to the municipal sewer system, nor does this section preclude the city from assessing to property owners the costs related to the installation of sewer lines, trunk mains, laterals and other sewer related facilities installed by the city.

Passed by the council this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

\_\_\_\_\_  
B.J. Kroll, Mayor

ATTEST:

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William R. McCabe, City Clerk