

RESOLUTION ESTABLISHING CRITERIA FOR PRIORITIZING REPLACEMENT OF PRIVATE NON-CONFORMING SEWER AND WATER SERVICE LINES PER SECTION 13.06.040 OF THE RAPID CITY MUNICIPAL CODE.

WHEREAS, there are numerous locations within Rapid City which are served by private, non-conforming, sewer and water service lines; and

WHEREAS, many of these lines are aging and beginning to fail which poses a hazard to the health, safety and welfare of the citizens of Rapid City; and

WHEREAS, the City Council has adopted Chapter 13.06 of the Rapid City Municipal Code (RCMC) which establishes a policy for the replacement of private, non-conforming, sewer and water service lines; and

WHEREAS, Section 13.06.020 of the RCMC requires the Public Works Department identify all private, non-conforming sewer and water service lines within the City and compile a list of the properties served by them; and

WHEREAS, Section 13.06.040 of the RCMC directs the Public Works Dept. to further develop criteria for prioritizing the replacement of these lines after they have been identified; and

WHEREAS, the Public Works Dept. has developed criteria for prioritizing the replacement of these private, non-conforming, water and sewer service lines which takes into account health and safety issues, the number of properties which benefit from replacement, the support of the customers impacted by the replacement, environmental issues caused by sewage discharge, nuisance issues caused by discharge of water outside a home or business, proximity to a current or imminent City water or sewer project, and any documented negative impact the service line has had on the operation and maintenance of the City's sewer or water system; and

WHEREAS, per Section 13.06.040, the Public Works Department is now recommending that the Common Council of Rapid City formally adopt by resolution the criteria it has identified.

NOW THEREFORE, BE IT RESOLVED by the City of Rapid City that the following point system is hereby adopted to determine where the private, non-conforming lines will be placed on the replacement priority list:

1. Percent of benefiting parties in support of the project:
 - 100% = 10 points
 - 99%-90% = 9 points
 - 89%-80% = 8 points
 - 79%-70% = 7 points
 - 69%-60% = 6 points
 - 59%-50% = 5 points
 - 49%-40% = 4 points
 - 39%-30% = 3 points
 - 29%-20% = 2 points
 - 19%-10% = 1 point

2. Number of parties benefiting from the project:
 - 10 or more = 10 points
 - 9 = 9 points
 - 8 = 8 points
 - 7 = 7 points
 - 6 = 6 points
 - 5 = 5 points
 - 4 = 4 points
 - 3 = 3 points
 - 2 = 2 points
 - 1 = 1 point
3. Health and Safety issues caused by documented sewer back ups or sewer discharge to surface = 5 points;
4. Environmental issues caused by documented sewer discharge to subsurface = 3 points;
5. Nuisance issues caused by documented discharge of water outside of the home or business = 2 points.
6. Proximity to a current or imminent City water or sewer project = 2 points
7. Documented negative affect to the Operation and Maintenance of the existing City water or sewer system = 2 points.

BE IT FURTHER RESOLVED that the preceding point system will be applied to petitions for upgrade of non-conforming service lines as they are received. Service line upgrade requests receiving more points under this system will receive priority in replacement over requests with fewer points.

BE IT FURTHER RESOLVED that once the Public Works Department has identified the location of the private, non-conforming, water and sewer service lines within the City, the owners of record of the properties served by such lines will be notified by first class mail of the private, non-conforming nature of their service lines.

CITY OF RAPID CITY

ATTEST:

Mayor

Finance Officer

(SEAL)