



City of Duluth

411 West First Street
Duluth, Minnesota 55802

Master

File Number: 16-042-O

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Type: Ordinance

Status: Passed

Version: 1

**Agenda
Section:**

Committee: Public Works and
Utilities

File Created: 06/16/2016

Subject:

Final Action: 07/11/2016

Title: AN ORDINANCE AMENDING CHAPTER 2, ARTICLE XXXV, SECTION 2-186 OF DULUTH CITY CODE, 1959, AS AMENDED, TO AUTHORIZE THE DULUTH PUBLIC UTILITIES COMMISSION TO HEAR AND DECIDE APPEALS ARISING UNDER CHAPTERS 43, 43A, AND 48 OF THE CITY CODE.

Internal Notes:

Sponsors:

Enactment Date: 07/11/2016

Attachments:

Enactment Number: 10464

Recommendation:

Hearing Date:

Drafter: slapaugh@duluthmn.gov

Effective Date:

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council	06/27/2016	read for the first time				
1	City Council	07/11/2016	adopted				

Text of Legislative File 16-042-O

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE XXXV, SECTION 2-186 OF DULUTH CITY CODE, 1959, AS AMENDED, TO AUTHORIZE THE DULUTH PUBLIC UTILITIES COMMISSION TO HEAR AND DECIDE APPEALS ARISING UNDER CHAPTERS 43, 43A, AND 48 OF THE CITY CODE.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That Chapter 2, Article XXXV, Section 2-186 of the Duluth city code, 1959, as amended, is hereby amended to read as follows:

Sec. 2-186. Commission authority.

In furtherance of the purposes set forth in Section 2-182, the commission shall have

the following authority:

(a) To establish such internal rules and regulations as the commission shall deem advantageous for its internal operations;

(b) To establish rates to be charged for the provision of water service, natural gas service, sanitary sewer service and stormwater utility service, provided that any resolution establishing any such rate or rates shall include findings of fact setting forth the justification for the newly established rates;

(c) To establish rates to be charged by the city for the following services:

(1) Gas furnace comfort policy fee;

(2) Gas furnace or other appliance service;

(3) Inflow and infiltration non-inspection or noncompliance surcharge per month;

(4) Point of sale inspection fee;

(5) Violation or noncompliance service charge;

(6) Water hydrant usage;

(7) Water, natural gas and sanitary sewer service tapping fees;

(8) Fees for the right of access to and the right to connect to existing water, natural gas and sanitary sewer mains;

(d) To approve and recommend to the city council for its approval an annual budget for the water utility, the natural gas utility, the sanitary sewer utility and the stormwater utility; and

(e) To develop and recommend to the city council a municipal utility plan for the future development and extension of the water utility, the natural gas utility, the sanitary sewer utility and the stormwater utility.

(f) To hear and decide appeals designated for its review under Chapters 43, 43A and 48 of the Code.

Section 2. That this ordinance shall take effect 30 days after its passage and publication.

STATEMENT OF PURPOSE: This ordinance amends Chapter 2, Article XXXV, Section 2-186, to authorize the Duluth public utilities commission to hear and decide appeals specifically designated for its review under Chapters 43, 43A and 48 of the Code.