

ORDINANCE NO. 2022-02

AN ORDINANCE AMENDING CHAPTER 102, ARTICLE 1, SECTION 102-1 AND ARTICLE II, SECTION 102-32 OF THE CODE OF THE CITY OF FAIRFAX, VIRGINIA, BY ADDING A NEW RATE STRUCTURE LIMIT FOR RESIDENTIAL CONSUMER CUSTOMERS ENTITLED WINTER QUARTER LIMIT.

BE IT ORDAINED by the City Council of the City of Fairfax, Virginia that Chapter 102, Article I, Section 102-1 and Article II, Section 102-32, of the Code of the City of Fairfax, Virginia are hereby amended to read in their entirety as follows:

ARTICLE I. - IN GENERAL

Sec. 102-1. - Definitions.

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Commercial consumer means any water consumer that is not a residential consumer.

Occupancy unit means any room or suite of rooms typically rented as a unit containing overnight sleeping accommodations which are separate from any other such room or suite of rooms within the same hotel, motel, or rooming house.

Person shall mean any person, firm, partnership, association, corporation, company, or organization of any kind.

Residential consumer means any water consumer using water on property devoted exclusively to use as a residential cooperative, or condominium (and where each unit is individually metered) or a single-family residence. Cooperative residences are those in which each resident has an interest in the entity owning the entire property and, by virtue of such interest, a right to occupy one or more of the dwelling units on the property. Condominium residences are those in which each dwelling unit owner owns such unit in fee simple and retains an undivided interest in the common areas. Permissible home occupations shall not convert a residential consumer to a commercial consumer.

Water shall mean water taken from any public water supply or distribution system within the boundaries of the city.

Winter Quarter Limit shall mean the product of: the actual amount of water used by a residential consumer during said residential consumer's most recently established winter quarter period, multiplied by a factor of 1.3.

Winter Quarter Period shall mean the quarterly billing period based on water meter readings obtained or estimated and invoiced in the months of February, March and April in each year.

Secs. 102-2—102-31. - Reserved.

ARTICLE II. - FEES AND CHARGES

Sec. 102-32. - Wastewater service rates.

The rates for wastewater service furnished by the city shall be as follows:

- (a) *Residential consumers*. For the first 5,000 gallons or less of water usage per quarter, a flat rate of \$54.14 and for every ~~per~~ 1,000 gallons (or any portion thereof) ~~for all of~~ water usage in excess of 5,000 gallons, a flat rate of \$10.35 for each such 1,000 gallons of water usage (or portion), in addition to the rate for the initial 5,000 gallons of water usage. For each residential consumer with an established winter quarter period, water usage per quarter will be deemed to be the lesser of (1) the residential consumer's actual water usage for that quarter, or (2) the residential consumer's current winter quarter limit. For each residential consumer that has not established a winter quarter period, water usage per quarter (until a winter quarter period is

established) will be deemed to be the lesser of (1) the residential consumer's actual quarterly usage for that quarter or portion thereof, or (2) 18,000 gallons.

(b) *Commercial consumers.* For the first 5,000 gallons or less of water usage per month, a flat rate of \$63.71 and for every per-1,000 gallons (or any portion thereof) of water usage for all water per month in excess of 5,000 gallons, a flat rate of \$10.35, in addition to the rate for the initial 5,000 gallons of water usage.

(c) *Apartment buildings.* Apartment buildings will be billed at a minimum wastewater rate of \$42.23 per dwelling unit per month.

This ordinance shall be effective as provided by law but shall become operative for billing invoices commencing July 1, 2022.

INTRODUCED: February 9, 2022
PUBLIC HEARING: February 22, 2022
ADOPTED: February 22, 2022

Paul Meyer

Mayor

3/1/2022

Date

ATTEST:

Michelle Conder

City Clerk

VOTE:

Mayor Meyer	Aye
Councilmember Harmon	Aye
Councilmember Lim	Aye
Councilmember Miller	Aye
Councilmember Ross	Aye
Councilmember Stehle	Aye
Councilmember Yi	Aye