

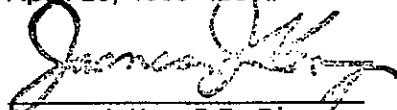
DEPARTMENT OF PUBLIC WORKS

BULLETIN NO. 30

**Subject: STORMWATER UTILITY FEE ADJUSTMENT
 FOR CITY OF MIAMI LEASED PROPERTY**

Issue Date: April 28, 1999 (Rev.)

APPROVED:


James J. Kay, P.E., Director

City of Miami property is subject to all provisions of the Stormwater Utility as described in Chapter 18 of the Code of the City of Miami, and the following adjustment procedure shall apply:

1. Dedicated public right-of-way is not subject to the stormwater utility fee.
2. City property leased to an entity or individual (tenant) may have the applicable stormwater utility fee reduced by no more than 95 percent under the following conditions:
 - a) The tenant shall construct a capital improvement to the City's property in the form of an on-site stormwater disposal system meeting current design and construction criteria for drainage structures in the public right-of-way. Stormwater disposal to landscape or green areas will not be considered as cause for adjustment.
 - b) Design and construction of the on-site stormwater system shall be at the tenant's unreimbursed expense.
 - c) After final construction approval by the Public works Department, the on-site stormwater system shall be conveyed to the City.
 - d) The tenant shall retain all maintenance responsibility for the term of the lease, including but not limited to compliance with all applicable Federal State, and local regulations for stormwater systems.
 - e) Specific language in the tenant's lease agreement requiring full stormwater utility payment shall supersede this adjustment policy.
3. The adjustment shall be directly proportionate to the percentage of impervious area meeting the requirements of 2(a) through 2(e) but shall in no case exceed 95 percent of the stormwater fee.

This policy is intended to augment City of Miami Code Chapter 18 and shall not be used to negate or alter any section of said chapter.