

TOWN OF CONCORD

CONCORD PUBLIC WORKS

SEWER RULES AND REGULATIONS

ARTICLE V - Sewer Improvement Fee

Purpose

Sec. 1 The Town of Concord has established a Sewer Improvement Fee for the purpose of constructing, reconstructing, and expanding sewer lines, pumping stations, treatment works, and other related facilities, or reducing infiltration or inflow in order to provide sewer system capacity.

Exemptions

Sec. 2 Exemptions from the Sewer Improvement Fee and credit against this fee shall be allowed as follows:

Any building located on a lot assessed a betterment for installation or extension of the public sewer shall be exempt from the Sewer Improvement Fee, provided that the building was legally occupied at the time the betterment was authorized by action of Town Meeting, and provided that the application shall be for the proposed flow and type of occupation which was permitted at the time the betterment was so authorized.

Notification

Sec. 3 Any current sewer user proposing construction, remodeling or a change in use shall notify the Town of the proposed changes so that the potential increase in volume of discharge to the sewer system can be evaluated for assessment of a Sewer Improvement Fee.

Fee

Sec.4 The Commission shall establish a Sewer Improvement Fee expressed in dollars-per-gallon of daily flow rate based on the Title 5 flows for the building or buildings to be connected to the sewer system and equal to the estimated cost of constructing, reconstructing, and repairing the aforementioned sewer system facilities, or reducing infiltration or inflow to handle an incremental amount of sewage equal to such flows. This Sewer Improvement Fee is in addition to any other fees permitted by law including, without limitation, sewer connection fees.

Calculation

Sec. 5 The Sewer Improvement Fee shall be calculated by subtracting the fee for the Title 5 flow of the previously permitted discharge, if any, from the fee for the Title 5 flow of the proposed discharge.

(a) For parcels included in an approved construction phase of the CWMP for which a betterment will be assessed, the Title 5 flow to be used in the event of future flow

increases shall be calculated using the Title 5 flow existing as of the date of construction funding approval.

- (b) If the calculations show that the new or increased rate exceeds 1,000 gpd, then the calculations shall be certified by a registered professional engineer and shall be included as a part of the building plans.

Payment

- Sec. 6 The applicant shall pay the Sewer Improvement Fee within 10 days of the approved assessment and receipt of an invoice, unless a request for a different payment plan has been received and approved by the Director.

Relief

- Sec. 7 All applicants must file for relief not more than ten (10) days after the assessment of the fee.

Appeal

- Sec. 8 Applicants may appeal to the Commission for exemption from, modification of, or reconsideration of any decision pertaining to the Sewer Improvement Fee under the provisions of applicable laws or of these regulations. The Commission shall make its decision based upon what is reasonably in the best interests of the Town. The Commission shall render a decision within thirty (30) days of receipt of the appeal. If no decision is rendered, then the appeal is denied.