

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 7-26

"Water and Sewer Services Rates Amendment Act of 1987".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 7-114 on first and second readings, June 16, 1987, and June 30, 1987, respectively. Following the signature of the Mayor on July 17, 1987, this legislation was assigned Act 7-48, published in the August 7, 1987, edition of the D.C. Register, (Vol. 34 page 5074) and transmitted to Congress on July 21, 1987 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 7-26, effective October 1, 1987.



DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

July 21,22,23,24,27,28,29,30,31

August 3,4,5,6,7

September 9,10,11,14,15,16,17,18,21,22,23,24,25,28,29,30

RESPECTIVE
DATE OCT 01 1987

AN ACT

D.C. ACT 7 - 4 8

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUL 1 7 1987

To amend An Act Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1931, and for other purposes, to revise the schedule of water rates and the charges for sanitary sewer services and to provide for future revisions to the schedule of water rates and the charges for sanitary sewer services.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Water and Sewer Services Rates Amendment Act of 1987".

Sec. 2. Section 1 of An Act Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1931, and for other purposes, approved July 3, 1930 (46 Stat. 988; D.C. Code, sec. 43-1522), is amended to read as follows: D.C. Code,
sec. 43-1522
(1988 supp.)

"Sec. 1(a) The rate for water in the District of Columbia ("District") is as follows:

"(1) For unmetered service:

"(A) For water for building construction, 6 cents for each 1000 bricks and 3 cents for each cubic yard of concrete, with a minimum charge of \$1.00 for each separate building project;

"(B) For the use of water for domestic purposes: (i) a base charge of \$9.85 per year for all tenements 2 stories high or less with a front width of 16 feet or less; (ii) 62 cents per year for each additional front foot or fraction of a foot greater than one-half; and (iii) one-third of the charges under (i) and (ii) per year for each additional story or part of a story;

"(C) For business places not required to install meters under existing regulations, the rates in effect on June 30, 1930, to be increased by 40% per year.

"(2) For metered service:

"(A) 46 cents for each 100 cubic feet of water used through September 30, 1983;

"(B) 53.7 cents for each 100 cubic feet of water used beginning October 1, 1983;

"(C) 69.8 cents for each 100 cubic feet of water used beginning October 1, 1984;

"(D) 87.3 cents for each 100 cubic feet of water used beginning October 1, 1985;

"(E) 100.4 cents for each 100 cubic feet of water used beginning October 1, 1986;

"(F) 110.5 cents for each 100 cubic feet of water used beginning October 1, 1989.

"(3) For nonprofit housing developments as defined in section 2(1) of the Nonprofit Housing Developments' Water and Sanitary Sewer Service Rate Charges Reduction and the Consumer Credit Interest Rate Amendments Clarification Act of 1982, effective June 4, 1982 (D.C. Law 4-112; D.C. Code, secs. 43-1522.5(1) and 43-1605.5(1)), one-half the rate established in paragraphs (1) and (2) of this subsection or pursuant to subsection (b) of this section.

"(4) For purposes not listed in paragraphs (1), (2), or (3) of this subsection, at a rate or rates set by the Mayor of the District of Columbia ("Mayor").

"(b)(1) The Mayor may propose a revised rate for a period beginning October 1, 1990, or October 1 of any year thereafter by submitting to the Council of the District of Columbia ("Council") prior to March 1 of the calendar year in which the revised rate is to become effective each of the following items:

"(A) The proposed revised rate;

"(B) The Water and Sewer Enterprise Fund budget for the next fiscal year;

"(C) The Comprehensive Annual Financial Report for the Water and Sewer Enterprise Fund for the prior fiscal year;

"(D) A performance report for the water and sewer billing and collection program for the prior fiscal year;

"(E) A schedule of revenue bonds to be issued by the Water and Sewer Enterprise Fund for capital projects during the current fiscal year and during the fiscal year in which the proposed rate is to take effect, with a listing of the capital projects to be financed by the revenue bonds;

"(F) A schedule of capital projects to be financed with operating revenues during the fiscal year in which the proposed rate is to take effect; and

"(G) An analysis of the impact of the proposed rates on District residents and businesses.

"(2) The Council may disapprove any scheduled or proposed revised rate under subsection (a)(2)(F) or (b)(1) of this section by resolution adopted prior to July 1 of the calendar year in which the rate is to take effect. If a disapproval resolution is adopted by the Council in accordance with this paragraph or if the Mayor fails to meet the requirements of paragraph (1) of this subsection, the rate then in effect shall remain in effect. If the Mayor meets the requirements of paragraph (1) of this subsection and the Council does not adopt a disapproval resolution under this paragraph, the proposed rate shall take effect on October 1 of the calendar year in which submitted."

Sec. 3. Section 701(b) of the Revenue Act of 1975, effective June 4, 1982 (D.C. Law 1-23; D.C. Code, sec. 43-1605), is amended as follows:

D.C. Code, sec.
43-1605
(1987 supp.)

(a) By designating the first complete sentence as subsection (b)(1); and

(b) By striking the remainder of section 701(b) and inserting the following in its place:

"(2) The rate in effect from October 1, 1983, through September 30, 1984, shall be 99.8 cents for each 100 cubic feet of water used and shall be increased to 129.7 cents, 162.1 cents, 186.4 cents, and 205.0 cents the 1st day of October of each one of the years 1984, 1985, 1986, and 1989, respectively.

"(3)(A) The Mayor may propose a revised rate for a period beginning October 1, 1990, or October 1 of any year thereafter by submitting to the Council of the District of Columbia ("Council") prior to March 1 of the calendar year in which the revised rate is to become effective each of the following items:

"(i) The proposed revised rate;

"(ii) The Water and Sewer Enterprise Fund budget for the next fiscal year;

"(iii) The Comprehensive Annual Financial Report for the Water and Sewer Enterprise Fund for the prior fiscal year;

"(iv) A performance report for the water and sewer billing and collection program for the prior fiscal year;

"(v) A schedule of revenue bonds to be issued by the Water and Sewer Enterprise Fund for capital projects during the current fiscal year and during the fiscal year in which the proposed rate is to take effect,

with a listing of the capital projects to be financed by the revenue bonds;

"(vi) A schedule of capital projects to be financed with operating revenues during the fiscal year in which the proposed rate is to take effect; and

"(vii) An analysis of the impact of the proposed rates on District of Columbia ("District") residents and businesses.

"(B) The Council may disapprove any scheduled or proposed revised rate by resolution adopted prior to July 1 of the calendar year in which the rate is to take effect. If a disapproval resolution is adopted by the Council in accordance with this paragraph or if the Mayor fails to meet the requirements of subparagraph (A) of this subsection, the rate then in effect shall remain in effect. If the Mayor meets the requirements of subparagraph (A) and the Council does not adopt a disapproval resolution under this paragraph, the proposed revised rate shall take effect on October 1 of the calendar year in which submitted.

"(4) The sanitary sewer service rate for nonprofit housing developments, as defined in section 2(1) of the Nonprofit Housing Developments' Water and Sanitary Sewer Service Rate Charges Reduction and the Consumer Credit Interest Rate Amendments Clarification Act of 1982, effective June 4, 1982 (D.C. Law 4-112; D.C. Code, secs. 43-1522.5 (1) and 43-1605.5 (1)), shall be one-half the rate established in subsection (b)(1) or pursuant to subsection (b)(3) of this section.

"(5) When water is supplied to any premises from a source or sources other than the District water supply system, the charge for sanitary sewer service shall be the same in amount as would be charged if the same quantity of water were furnished the premises from the District water supply system through metered service.

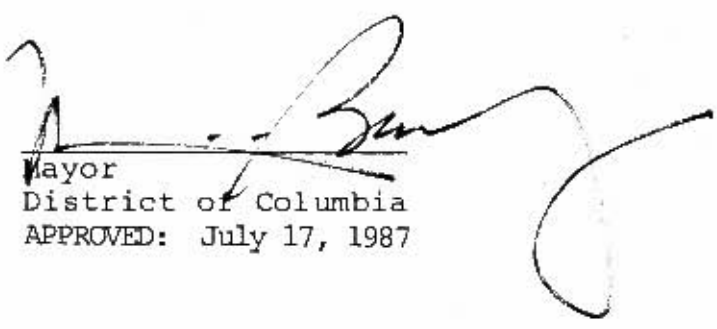
"(6) The sanitary sewer charge shall be added as a separate item on the bill, if any, for water and water service furnished the premises."

Sec. 4. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act,

approved December 24, 1973 (87 Stat. 813; D.C. Code, sec. 1-233(c)(1)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED: July 17, 1987



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Seven

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B7-114

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 6-16-87

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Crawford and Wilson

ROLL CALL VOTE: — RESULT _____

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					NATHANSON					THOMAS SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Russell Smith
 Secretary to the Council

7-8-87
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 6-30-87

VOICE VOTE: Unanimous

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT _____

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Russell Smith
 Secretary to the Council

7-8-87
 Date

Item on Consent Calendar

ACTION & DATE: _____

VOICE VOTE: _____

Recorded vote on request

Absent: _____

ROLL CALL VOTE: — RESULT _____

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					NATHANSON					THOMAS, SR.				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SCHWARTZ									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date