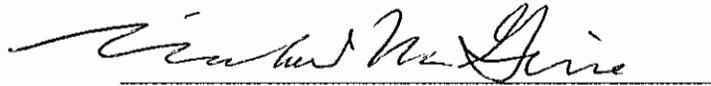


# TOWN OF WILLISTON

## Administrative Procedures for the Collection Of Non-payment of Stormwater Fees

Authority: Richard McGuire,  
Town Manager

Date Issued: August 3, 2015

A handwritten signature in cursive script, reading "Richard McGuire", is written over a horizontal line.

Richard McGuire, Town Manager

Abstract: The purpose of this policy is to outline a procedure that is consistent with the Town Stormwater Ordinance. The policy contains a procedure that is consistent with the Stormwater Ordinance adopted in April, 2014

1. Purpose:  
The purpose of this policy is to outline a procedure that is consistent with the Town Stormwater Ordinance.
2. Policy Statement:  
It is the policy of the Town of Williston to follow a consistent, fair, and equitable and efficient process for collecting unpaid stormwater bills.
3. Background:  
On April 21, 2014, the Williston Selectboard adopted an ordinance regulating the use of public and private stormwater systems. The ordinance authorized the establishment of stormwater user fees. Pursuant to this the Board adopted a fee which became effective January 1, 2015 with the first payment due in March 2015. Section 3.04 of the ordinance outlines basic provisions for billing and collection of the fees.
4. Policy Procedures:
  - a. Stormwater user fees will be billed quarterly and shall be reflected on the water and sewer bills for each property owner, where applicable, or on a separate stormwater bill. The bill shall also state the ERUs allocated to each property. (Section 3.04 (a))
  - a. A property owner may appeal an allocation of ERUs to the Director of Public Works in the same manner set forth under Step 1 of the appeals process as outlined in Section 4.03 (Appeals). The filing of an appeal shall not relieve a property owner of the obligation to pay the user fee when due. (Section 3.04 (b))
  - b. In the event any stormwater user fee is not paid within thirty (30) days from the billing date, a late penalty charge will be added to the fee together with interest charges. The amount of the late penalty charge and the interest rate on the overdue accounts shall be the same as those applied to delinquent water/sewer use fees. (Section 3.04 (c)).
  - c. If such payment is not made, such stormwater user fee shall be a lien upon such real estate in the same manner as to the same effect as taxes are a lien upon real estate pursuant to Title 32 Vermont Statutes Annotated Section 5061. Any payment made to the Town for stormwater fees shall first be allocated to delinquent water, then delinquent sewer, then delinquent stormwater fees. The remaining amount of the payment shall first be allocated to current water, then current sewer, then current stormwater fees. (Section 3.04 (c)).
  - d. For practical reasons, liens on single family residential properties may be placed on a property with 4 or more quarters of unpaid bills or sooner if it is determined to be in the best interest of the Town.
  - e. On non-single residential properties a lien may be placed on a property with 2 or more quarters of unpaid bills or sooner if it is determined to be in the best interest of the Town.