

**CITY OF LAKE ELMO
WASHINGTON COUNTY
STATE OF MINNESOTA**

RESOLUTION NO. 2019-030

**A RESOLUTION APPROVING THE MEMORANDUM OF UNDERSTANDING WITH
THE VALLEY BRANCH WATERSHED DISTRICT AND ESTABLISHING REGIONAL
STORMWATER DISTRICT CONNECTION CHARGES**

WHEREAS, the City of Lake Elmo constructed a regional infiltration basin in 2015 as part of the CSAH-17 (Lake Elmo Avenue) reconstruction project, downstream of the Union Pacific railroad and west of the Easton Village subdivision; and

WHEREAS, the regional basin was constructed with excess capacity to provide stormwater rate and volume control for future redevelopment within the Downtown Regional Stormwater District as shown on Figure 1; and

WHEREAS, the regional basin was also constructed with excess volume control capacity for future development and redevelopment occurring within the Downs Lake subwatershed; and

WHEREAS, the City cost share for the regional drainage improvements were \$2,826,470 of which \$1,154,190 consisted of land acquisition; and

WHEREAS, a Memorandum of Understanding (MOU) between the Valley Branch Watershed District and the City of Lake Elmo was prepared to establish the requirements, procedures, and processes for permitting future projects that wish to utilize this excess capacity; and


WHEREAS, the City of Lake Elmo desires to establish Regional Stormwater District Connection Charges to recover some portion of the costs for constructing the regional drainage improvements.

NOW, THEREFORE, IT IS HEREBY RESOLVED,

1. The Memorandum of Understanding between the City of Lake Elmo and the Valley Branch Watershed District to regulate the use of the excess stormwater rate and volume capacity of the Downtown Regional Infiltration Basin is approved.
2. The Mayor and City Administrator are hereby directed to execute the Memorandum of Understanding with the Valley Branch Watershed District.
3. The Downtown Regional Stormwater District Connection Charge is hereby established in the amount of \$1.40 per square foot for properties located within the Downtown Regional Stormwater District shown on Figure 1 that propose to connect directly to the City's existing Downtown Regional drainage system to satisfy the VBWD permit requirements for a project.
4. The Regional Infiltration Basin Volume Control Use Charge is hereby established in the amount of \$0.70 per square foot for properties located within the Downs Lake subwatershed shown on Figure 2 *and* within the City of Lake Elmo that propose to receive credit toward meeting the volume control requirements for a VBWD permit.

ADOPTED BY THE LAKE ELMO CITY COUNCIL ON THE SIXTEENTH DAY OF APRIL, 2019.

CITY OF LAKE ELMO

By: 
Mike Pearson
Mayor

(Seal)
ATTEST:

Julie Johnson
City Clerk