



## Legislation Details (With Text)

**File #:** Ord 19-23      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**In control:** City Council

**Final action:** 4/24/2019

**Title:** Amending Chapter 91 of the Legislative Code pertaining to adding an appeals process for persons who wish to appeal water bills, fees, and other charges imposed under the Water Code, Chapters 85 - 103 of the Legislative Code.

**Sponsors:** Amy Brendmoen

**Indexes:**

**Code sections:**

**Attachments:** 1. Proposed Ordinance, 2. Code Change - Redline Form, 3. BWC Resolution 19-442, 4. Comment rec'd by Council re Ord 19-18, 19-22, 19-24

Date	Ver.	Action By	Action	Result
5/2/2019	1	Mayor's Office	Signed	
4/24/2019	1	City Council	Adopted	Pass
4/17/2019	1	City Council	Public Hearing Closed; Laid Over to Fourth Reading/Final Adoption	Pass
4/3/2019	1	City Council	Laid Over to Third Reading/Public Hearing	
3/27/2019	1	City Council	Laid Over to Second Reading	

Amending Chapter 91 of the Legislative Code pertaining to adding an appeals process for persons who wish to appeal water bills, fees, and other charges imposed under the Water Code, Chapters 85 - 103 of the Legislative Code.

THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

### SECTION 1

Section 91 of the Saint Paul Legislative Code is hereby amended to read as follows:

### Chapter 91. - Water Code - Miscellaneous Provisions

#### Sec. 91.25 - Appeals.

- (a) Timing: Any person wishing to appeal a violation, invoice, fee or shutoff imposed under the Water Code may appeal to the city's legislative hearing officer within 60 days of receiving notice thereof.
- (b) Contents of Appeal: Appeals shall be made by written petition to the legislative hearing officer. The Appeal shall be made on a form designated by the Board of Water Commissioners. The appeal must clearly set forth the grounds for appeal.
- (c) Hearing: The legislative hearing officer will schedule the hearing within 30 days of receipt of the petition. The hearing officer shall give notice to the petitioner of the time and place for such hearing

no less than 10 days prior to the hearing.

(d) Final Determination: Upon completion of the hearing, the hearing officer shall forward a recommendation to the Secretary of the Board of Water Commissioners. That recommendation shall state the relevant facts, conclusions and recommended action of the Board of Water Commissioners. The Secretary of the Board of Water Commissioners shall place that recommendation on the agenda of the next available meeting of the Board of Water Commissioners. The Board shall, by resolution, approve, modify, reverse, revoke, wholly or partly, the hearing officer's recommendation and shall state any reasons for deviation from the recommendation in the resolution. All matters, determinations and conclusions of the hearing officer, being recommendations to the Board of Water Commissioners, are not subject to judicial review.

## SECTION 2

All other sections of Chapter 91 shall remain unchanged.

## SECTION 3

This Ordinance shall take effect and be in force thirty (30) days following its passage, approval and publication.