

AUDIT AND REVIEW OF CAPACITY ASSURANCE PROGRAM AND COLLECTED FEES

*LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
LEXINGTON, KENTUCKY*

SEPTEMBER 2020



LEXINGTON

PREPARED BY:

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1.0 BACKGROUND

Lexington-Fayette Urban County Government (LFUCG) entered into a federal consent decree effective on January 3, 2011, to eliminate sanitary sewer overflows from their wastewater system. One requirement of the consent decree was to develop and implement a Capacity Assurance Program (CAP). The purpose of the CAP is to manage sewer system capacity while balancing the needs of developers, rate payers, and the environment.

The statutory authority to implement the CAP was approved on June 6, 2013, by the LFUCG Ordinance 063-2013. A condition of the ordinance was that a formal review and audit of the CAP and collection fees shall be performed every two years. In 2016, Bell Engineering audited the program covering the period June 2013 to June 2015. The period July 2015 to July 2017 was audited in 2018 again by Bell Engineering. This audit covers the period of August 2017 to August 2019.

2.0 PROCESS

Prior to conducting the audit, several telephone meetings were held with LFUCG staff and their consultant to learn about the existing process for managing CAP applications and to determine what changes had occurred since the last audit. Due to the COVID-19 pandemic, the onsite visits were limited to a few onsite meetings with Rebecca Highland, the LFUCG Tap Desk Manager. Ms. Highland provided a sanitized office for an online review of the audit documents. For several applications, the step-by-step process from application submittal through final determination and permit issuance was followed.

Two significant changes were identified since the last audit.

1. The software program ACCELA has been added to the program to manage and track sewer connection from the permitting phase through construction and inspection, and
2. Rebecca Highland has replaced the retired Rickie Hall as the Tap Desk Manager.

For the period August 2017 to August 2019, approximately 270 applications for connection were received. This value is slightly less than the previous audit Period, July 2015 to July 2017, when approximately 350 applications were received. Prior to July 2015, a total of 650 applications were received.

For this audit a total of 25 randomly selected applications were obtained and reviewed. A list of capacity requests is presented in Appendix D. The selected applications included private and commercial applicants for single unit and multi-unit developments, new developments, redevelopments, and grandfathered applications.

A flowchart developed by LFUCG was used to evaluate the step-by-step procedure for processing an application, presented in Appendix A. The attributes evaluated included:

- Was sufficient information obtained from the sewer capacity application?
- Was a Capacity Request correctly logged in to the CTIMS?
- Was a flowrate increase/decrease calculated?
- Was a location determined?
- Was adequate capacity determined?
- Was a certification issued?
- How were fees calculated, received, and deposited with LFUCG's accounts?
- How was the CTIMS information used to populate the ACCELA database?

All applications, supporting documentation, and findings are managed electronically in the Capacity Tracking Information Management System (CTIMS). A portion of these records are available to the public at ctims.lexingtonky.gov. ACCELA is used after a permit to tap on is issued.

3.0 CAPACITY CALCULATION AND ALLOCATION

The criteria for a property to be considered for sewer capacity is based on the balance in the banked credit system and the amount of flow the new source will generate. The banked credit system is similar to a bank account. If there is a positive balance in the account, and the proposed additional sewer capacity will not put the account into a negative area, then the sewer capacity application is approved. If there is a negative balance in the account, or the new sewer connection would cause a negative balance in the account, then the sewer capacity application is not approved until there is enough credit in the account to support the needed sewer capacity. If the building use is deemed an essential service, i.e. a health-related facility as defined in legal terms by KRS 216B.015, or a public school then the building may be granted sewer capacity regardless of the capacity of the system; however, this requires the approval of two LFUCG Commissioners, per the ordinance. Since the inception of the CAP, no capacity requests have been approved under the essential service provision of the ordinance.

Record keeping of tap applications for the purpose of temporary and permanent sewer allocation of credits are maintained. A review of records in CTIMS shows a consistent method of recording and tracking sewer credits for properties that have applied for sewer taps.

In general the records are kept for the purpose of issuing and tracking a sewer capacity requests. Once the required information is obtained, a determination letter is issued by LFUCG. There are three possible outcomes: 1) permanent allocation of sewer credits after a portion of the tap fee is paid, 2) temporary reservation for a short period of time after the administrative fee is paid, or 3) placed on a waiting list until sewer capacity becomes available. Additionally, a ledger is maintained for each CAP bank that documents its transaction history, and a geographic boundary of grandfathered capacity requests is documented in the CTIMS. Plans and planning documents are also kept on file. All records are retained for a minimum of seven years.

The CAP process for award of capacity, deducting capacity from the credit banks, and notifying the sewer tap applicant has been studied and appears to be an objective and appropriate method for granting sewer use to new or redeveloped properties, consistent with the ordinance.

4.0 TECHNICAL REVIEW PROCESS VERSUS INTENT OF THE ORDINANCE

The technical review process to determine if the flow increase from a new or re-developed property will result in diminished capacity of the sewage collection and treatment system to collect, transport and treat public sewage depends on the capacity in the existing system and the proposed flows.

The banked credit system is used to determine the present capacity allowed to be used in a region of the system. At the time of its implementation, the CAP was based on the Consent Decree that no area of the system could receive additional flow without infiltration and inflow or sewer improvement measures to restore capacity to the system. Some projects had already been performed prior to the implementation of the CAP system, creating capacity in some credit banks.

New flow quantities introduced into the system are determined by a standardized method that is applied uniformly across the system. With this method, new flow from development is subtracted from the capacity of the portion of the system in question in the CTIMS. If the system can accept the additional flow, the total excess capacity in that portion of the system, or bank, is adjusted down accordingly. From an engineering standpoint, this method of constantly evaluating the sewage system is

valid, therefore the intent of the ordinance in regards to the technical review process to calculate flow increase versus adequate capacity of the system is being met.

5.0 CAP SOFTWARE

The CAP software referred to as CTIMS (Capacity Tracking Information Management System), does not directly calculate collection, transmission and treatment capacity. Rather the software that is utilized by the CAP calculates the remaining collection, transmission and treatment banked credits based on a baseline of capacity that has been established. The credits are adjusted in the CTIMS software as system flow changes as remedial measures projects are completed, for example, or when new sewer taps occur.

5.1 SOFTWARE INTEGRATION WITH TAP PERMITS AND APPLICATIONS

The CTIMS is integrated with LFUCG's approval of all tap permits, applications and reservations, and the wait list. Before a tap permit is issued, the Tap Desk verifies that there is an approved sewer capacity request on file in the CTIMS.

When an application is made, and a reservation fee paid, the CTIMS records this reservation so that the banked credits in the subject sewer bank are adjusted down. The wait list is also integrated with the CTIMS, so that when a project is put on the wait list, the CAP Manager is alerted so remediation projects may be undertaken in that bank to allow the sewer tap to go forth.

5.2 APPLICATION OF MODELING SOFTWARE

The hydraulic model is updated once a year by the CAP consultant. Yearly modeling updates include inputting improvements made to the physical assets of the system, inputting newly constructed portions of the system, and adjusting model calibration from the results of flow monitoring.

6.0 TAP APPLICATION, PERMITS AND RESERVATION TRACKING IN CTIMS

The CTIMS allows for sewer capacity requests and issued taps, permits and allocations/reservations to be tracked and updated as information is processed through the LFUCG and its CAP consultant. The Tap Desk, the CAP consultant, and other LFUCG staff have access and rights to update the CTIMS as changes in the system are made.

6.1 BANKED CREDITS

Banked credits are tracked through the CTIMS, allowing for additional capacity to be generated in areas of the system by removing inflow and infiltration (I/I), or sewage flow from buildings. Therefore, both additions and reductions of flow are incorporated into the CTIMS. Tap application can be submitted via U.S. Mail, email, or in person. At this time, the July and August 2020 in-person audit submittal has not been allowed due to the COVID-19 pandemic.

6.2 WAIT LIST

The wait list is continually updated for projects that cannot be issued a tap permit, and is viewable to the public. The process for managing the wait list consists of the LFUCG considering suspended capacity requests when prioritizing their annual I/I removal and collection system rehabilitation program. When a project is placed on the wait list, the CAP Manager is alerted so methods of earning credits in the affected CAP bank can be considered, and the proposed project can tap on to the sanitary sewer system. Property owners placed on the wait list are issued a letter from LFUCG. There is no fee to be placed on the wait list. The list is prioritized by date placed on the list. At the time of the audit only one application was on the wait list.

7.0 REDUCTION OF ONE HOUR PEAK FLOW

The process for removing sources of inflow and infiltration in the sanitary sewer system allows for credits to be obtained in return for sewer improvement efforts that can be targeted to existing sewer infrastructure and the removal of inflow sources. The credits that can be obtained from these endeavors are well documented in the CAP program documents available online. These measures include: replacement of vented manhole lids, repair of manhole defects, removal of inflow sources, rehabilitation of gravity sewers, repair of cleanout defects, or large scale comprehensive inflow and infiltration removal projects.

7.1 TRACKING PERMANENT REMOVAL OF CONNECTIONS

Permanently removed sewer connections earn credits based on the flow removed from the sanitary sewer system. Typically the city will become aware of these removed connections when the CAP application is submitted, as the applicant will list those removed connections as a credit towards the total CAP credits needed for the project. Other instances where permanent removal of connections would occur include when the City buys property and removes flow generating structures from it, or when a redevelopment project occurs where existing structures are removed and not replaced with a flow generating structure, such as a parking garage. In these cases

flow values will be returned to the bank system based on the same method to predict new flow from a proposed development or by water usage records. Once added to the credit bank, the removal of that connection has been permanently accounted for.

8.0 BALANCE REQUESTS

The balance available in any particular credit bank is constantly being updated as new requests are being made for that bank. The CTIMS, being a real time and collaborative shared database, will immediately update the balance of sewer credits in a sewer shed once an input to the system has been made. The online version of the software allows for the available capacity of the sewer anywhere in the urban service area to be checked online. Therefore there is a system in place to immediately update the balance of credits in a sewer shed based on the CAP application. If a CAP application is placed on the waitlist then the CAP Manager is notified by the CTIMS to identify potential opportunities within the bank to earn additional credits by implementing remediation projects.

9.0 TRACKING REPAIRS AND BANKED CREDITS

The CTIMS allows for tracking of repairs and banked credits. When a sewer improvement project is completed, the system is updated with an addition of credits to the appropriate bank. The system allows for comments to be made that describe the actions taken that lead to an increase in the banked credits. Once the system is updated with the credit bank quantities, those credits are available to be seen by any user. Earned credits based on improvement projects are typically input into the system on a monthly basis. Updating the system at monthly intervals in regards to the credits available in a bank is a reasonable frequency.

Since all the information pertaining to the sewer improvement projects and associated credits is stored in the CTIMS, the information is well documented and easily retrievable for reporting.

9.1 PUBLICATION OF CAPACITY CONDITIONS

Capacity conditions in the sewer system can be checked at any time via the CTIMS website, which is a GIS application that is available online to the general public at ctims.lexingtonky.gov. The system provides a map user interface and address search functionality for use by the public accessing the site.

10.0 CAP APPLICATION CONSISTENCY

The application process for the CAP is consistent and objective in its approach and implementation. The application process follows the intent of the ordinance that created it, and seems a fair and reasonable method of assuring the public health is protected by preventing or eliminating sanitary sewer overflows while accounting for the needs of private developers and industry. The application process is simple, clear and not overly burdensome with unnecessary paperwork. The same determination process is used for any potential development with the exception that in very rare circumstances an essential services facility may have an alternate pathway for receiving capacity allocation. At this point in time, no essential service facilities have used the alternate pathway for receiving sewer allocation credits, and have all been approved in the normal manner.

11.0 CAP FEE CALCULATION CONSISTENCY

LFUCG evaluates tap on fees each year. A schedule of fees is published on July 1 of each year. The fees for August 2017 to August 2019 are presented in Appendix E. For this audit, the administrative fee and reservation fee were checked for all 25 of the random CAP applications.

Of the applications checked, all applied the \$450.00 administrative fee correctly. Currently many of the calculations appear as handwritten notes written on a hardcopy of an email or on the application folder that is filed with the application. It is important to note that because of current software limitations, this is the only way for the personnel at the Tap Desk to record the tap fee calculation. The handwritten notes are made on the applications are not dated or initialed.

12.0 TAP DESK RECORDS RETENTION

The Tap Desk keeps records for sewer tap applications for a period of at least seven years. Once that time period has been reached, the records are archived. Therefore, for most situations, there are adequate records kept on hand at the Tap Desk to research prior capacity reservations, reservation renewals, and refunds. In the few cases where the need for records to be examined after seven years had passed, the records could still be retrieved from archives.

13.0 CONCLUSIONS

The process of the Sanitary Sewer Capacity Assurance Program the LFUCG has developed has been examined for compliance with Ordinance 63-2013. The

ordinance requires this evaluation to be performed independently every two years. Specific items of the ordinance that are of importance are:

- That a Sanitary Sewer Capacity Assurance Program be developed and implemented.
- That this program assures that the sanitary sewer system is adequate for future connections.
- That a Sanitary Sewer Capacity permit is required prior to any new sewer connection being allowed to tap on to the existing system.
- That staged capacity allocation for certain projects is allowed.
- That residential remodeling and commercial remodeling, if same use, are exempt from the requirement of this permit. (Commercial remodeling is not exempt if it is for a different use.)
- That there is an avenue for certain projects that are deemed essential services to be granted a permit without adequate capacity in the sanitary sewer system.
- That a fee of \$450.00 is required to be paid by the sewer customer to request a capacity allocation.
- That a fee of \$225.00 is required to extend an application beyond 12 months.
- That notification of the available sewer capacity be made to the applicant within ten days of the application's submittal.
- That an appeal process is available for applications that are not granted.
- That an audit and formal review of the system is performed every two years.
- That adequate sanitary sewer capacity exists prior to the issuance of a building permit.
- As LFUCG continues to work towards more electronic records, redundant data entry will be mitigated, thereby reducing keystroke errors. Also handwritten notes and fee calculations can be scanned to provide a backup record of that information.

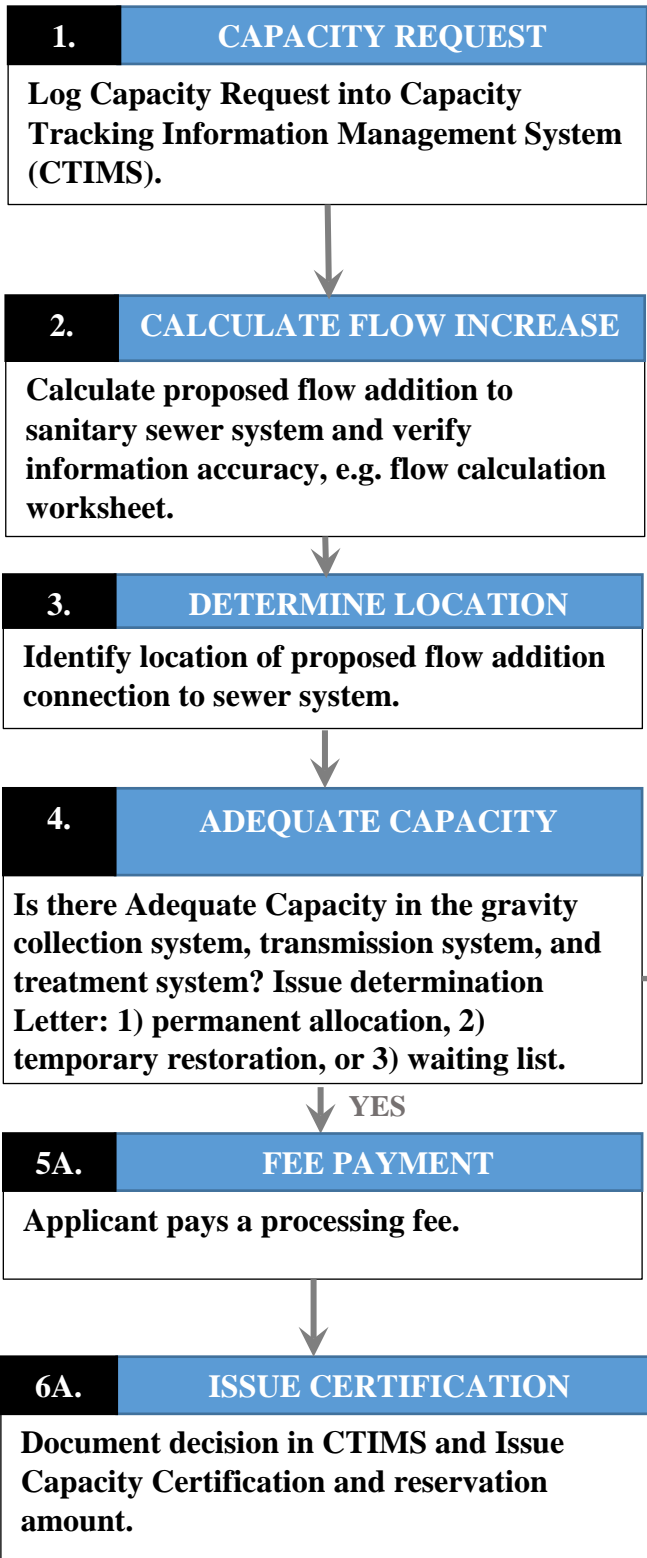
It is our opinion, based on information obtained through record research of 25 randomly selected applications, interviews with personnel, and examination of the CTIMS website, that the process for assuring sewer capacity is in compliance with the intent of the ordinance.

APPENDIX A
CAPACITY CERTIFICATION AND BANKED CREDIT
PROCESS FLOWCHART

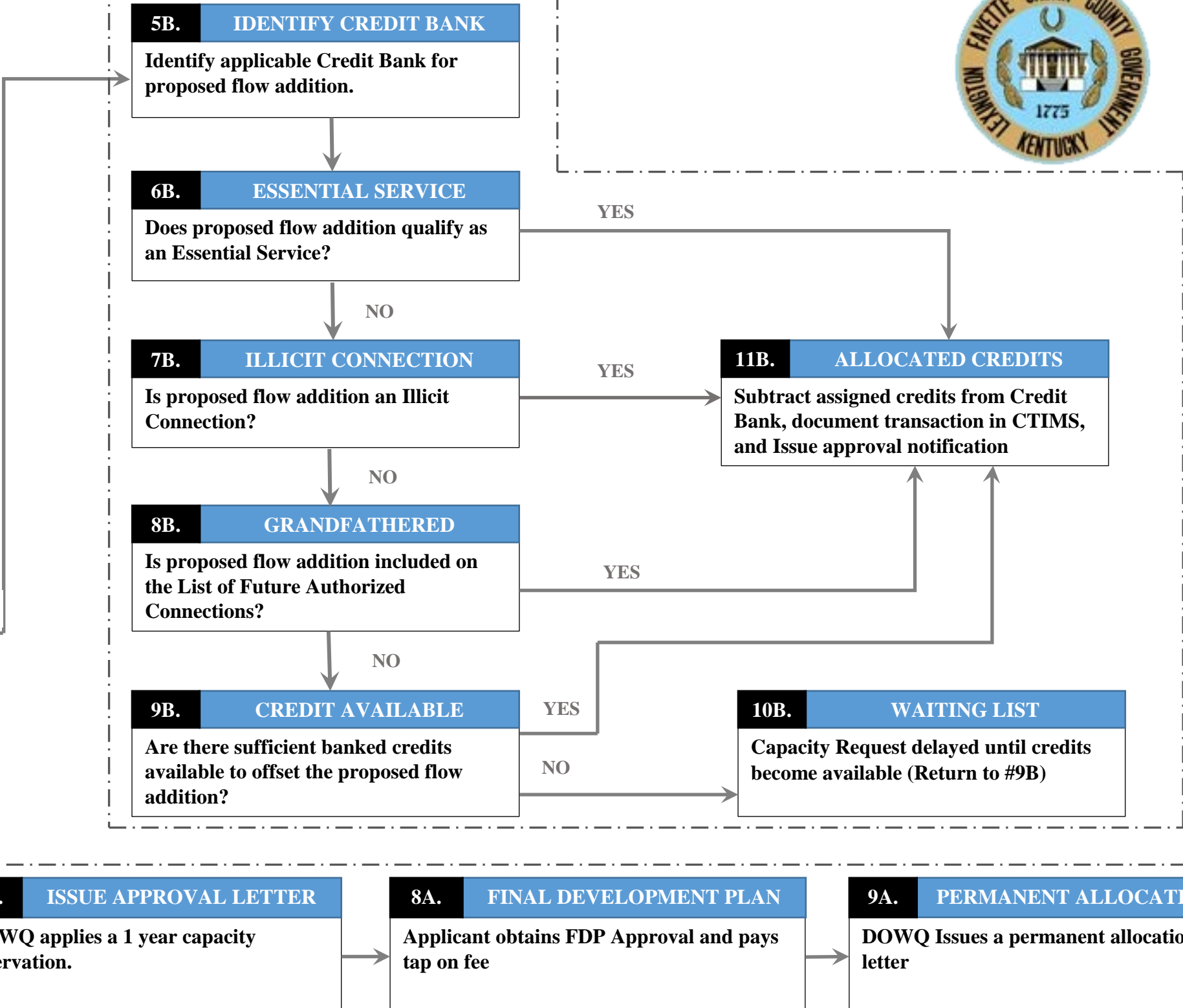
CAPACITY CERTIFICATION AND BANKED CREDIT PROCESS FLOWCHART



CAPACITY CERTIFICATION



BANKED CREDIT SYSTEM



APPENDIX B
CAP APPLICATION FORM

SEWER CAPACITY APPLICATION

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Environmental Quality & Public Works

Division of Water Quality



Notice to Applicants:

This application form and supporting documentation must be completed in its entirety and submitted to the Lexington-Fayette Urban County Government's Sanitary Sewer Tap-On Desk per Article XIII of Chapter 16 of the Code of Ordinances and Sections 16-301 through 16-306; and Section 5-30 of the Code of Ordinances. The Sanitary Sewer Tap-On Desk is located at **125 Lisle Industrial Ave., Suite 180** and may be reached at **(859) 258-3433**.

Applicants will receive written notification that sewer capacity has been allocated or waitlisted within 10 calendar days of submitting the Sewer Capacity Application. **Capacity requests may be delayed if the application form is unsigned or contains incomplete or missing information.**

Payment of an Administrative Fee of **\$450.00** and a Capacity Reservation Deposit is required prior to approval of the capacity request. The Capacity Reservation Deposit is equal to **25% of the estimated tap permit fee**. The Capacity Reservation Deposit will be credited toward the applicant's sewer tap permit fee. Checks shall be made payable to the Lexington-Fayette Urban County Government.

By signing this document, the applicant hereby certifies that all the information provided in this application submittal is true and accurate to the best of their knowledge.

Applicant's Printed Name: _____

Date: _____

Applicant's Signature: _____

Owner's Printed Name (Required
only if Different from Applicant)*: _____

Date: _____

Owner's Signature (Required Only
if Different from Applicant)*: _____

**Owner's signature may be substituted in lieu of authorized documentation.*

For Official Use Only:

Application Submittal Date:

Application Submittal Time:

Application Payment Amount:

Method of Payment/Check #:

Admin Fee Waived? ☐ YES ☐ NO

- ☐ Expansion Area 2
- ☐ Residential Remodel (no increase in dwelling units)
- ☐ Flow increase less than 45 gpd
- ☐ Residential development with plat of record
- ☐ Grandfather
- ☐ Illicit connection removal / Septic Conversion

SEWER CAPACITY APPLICATION

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Environmental Quality & Public Works

Division of Water Quality



PLAN INFORMATION

Box 1:	Has the Planning Commission approved your Preliminary Subdivision Plan (PSP) or Final Development Plan (FDP) for this project?	Y / N
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If Box 1 is "Yes" you must indicate the Plan Identification Number in Box 13 and Plan Approval Date in Box 14.

Box 2:	If "No" in Box 1: Has a Preliminary Development Plan (PDP) been submitted for this project?	Y / N
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If Box 2 is "Yes" you must indicate the Plan Identification Number in Box 13 and Plan Approval Date in Box 14.

Box 3:	Does the Plan on file with the Planning Commission (and identified in Box 13) accurately reflect the currently proposed development associated with this sewer capacity request? (Yes/No)	Y / N
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If Box 3 is "No", then applicant must attach a copy of an updated development or subdivision plan.

APPLICANT INFORMATION

Note: Information listed as the Contact is identified as the Owner's Representative. Submit documentation as Owner's representative (e.g. signed letter from Owner).

Box 5: Contact Name	Box 6: Contact Phone	Box 7: Contact E-mail
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Box 8: Contact Address (w/ City, State, Zip)
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Box 9: Owner Name	Box 10: Owner Phone	Box 11: Owner E-mail
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Box 12: Owner Address (w/ City, State, Zip)

PROPERTY/DEVELOPMENT INFORMATION

Box 13: Plan ID No. (e.g. 2000-100)	Box 14: Plan Approval Date	Box 15: Plan Type (e.g. PSP, FDP, or PDP)
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Box 16: Subdivision Name & Lot Number (if address unknown)	Box 17: Developer Entity/Name
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Box 16A: Property Address

Box 18: Total Area of Project Site (Acres):	Box 19: Current Zoning Designation:
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Box 20: Is this development an expansion of an existing commercial structure? (Y/N)	Y / N
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If Box 20 is "Yes", please briefly describe:

Box 21: Is this request located within the LFUCG Urban Service Boundary? (Y/N)	Y / N
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Box 22: Is there existing water service on-site? (Y/N)	Y / N
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Box 23: Is there an existing sanitary sewer connection on-site? (Y/N)	Y / N
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Box 24: What is the <i>Estimated Capacity Total</i> from Line 41 on Page 3 of this application?	
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Additional Comments:

Return completed
Application to:

Sanitary Sewer Tap-on Desk (Tate Building)
125 Lisle Industrial Ave., Ste. 180, Lexington, KY 40511

(859) 258-3433
8:00 - 5:00 (M-F)

SEWER CAPACITY APPLICATION

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT

Department of Environmental Quality & Public Works

Division of Water Quality



FLOW CALCULATION WORKSHEET

Line	Type of Facility	Total Post-Developed Number of Units	Total Existing Units	Unit	Unit Rate in Gallons Per Day (GPD)	Requested Capacity Subtotal (GPD)
1	Single Family Residence	()	-	Units	x 192	=
2	Townhome	()	-	Units	x 192	=
3	Efficiency Apartment	()	-	Units	x 100	=
4	1-bedroom Apartment	()	-	Units	x 138	=
5	2-bedroom Apartment	()	-	Units	x 175	=
6	3- or 4-Bedroom Apartment	()	-	Units	x 192	=
7	Duplex	()	-	Buildings	x 384	=
8	3-Plex	()	-	Buildings	x 576	=
9	4-Plex	()	-	Buildings	x 768	=
10	Hotel/Motel	()	-	Units	x 138	=
11	Hospital	()	-	Beds	x 300	=
12	Nursing Home	()	-	Beds	x 150	=
13	University Dorm (Water Efficient)	()	-	Capita	x 25	=
14	University Dorm (Traditional)	()	-	Capita	x 75	=
15	Cafeteria	()	-	Capita	x 2.5	=
16	Catering hall	()	-	Capita	x 7.5	=
17	Schools	()	-	Students	x 20	=
18	Non-Medical Office	()	-	Sq. Feet	x 0.06	=
19	General Industrial	()	-	Sq. Feet	x 0.04	=
20	Medical Arts (e.g. Doctor's Office)	()	-	Sq. Feet	x 0.10	=
21	Theatre	()	-	Seats	x 5	=
22	Bowling Alley	()	-	Lanes	x 100	=
23	Church	()	-	Capitas	x 1.5	=
24	Bar/Lounge/Disco	()	-	Seats	x 15	=
25	Restaurant (With Dishwasher)	()	-	Seats	x 30	=
26	Restaurant (Fast Food)	()	-	Seats	x 20	=
27	Convenient Store (Food Processing)	()	-	Sq. Feet	x 0.15	=
28	Dry Store	()	-	Sq. Feet	x 0.03	=
29	Market	()	-	Sq. Feet	x 0.05	=
30	Service Station	()	-	Pumps	x 300	=
31	Shopping Center (With Food)	()	-	Sq. Feet	x 0.13	=
32	Shopping Center (Without Food)	()	-	Sq. Feet	x 0.10	=
33	Warehouse	()	-	Sq. Feet	x 0.02	=
34	Barber Shop/Beauty Salon	()	-	Chair/Station	x 200	=
35	Country Club	()	-	Sq. Feet	x 0.30	=
36	Swimming Pool	()	-	Capita	x 20	=
37	Laundry	()	-	Washers	x 425	=
38	Car Wash	()	-	Bays	x 6840	=
39	Fitness Center	()	-	Sq. Feet	x 0.50	=
40	Other/Manual Entry *	()	-	GPD	x 1	=
41	Sum of Lines 1 through 40 is the Estimated Capacity Total					=

* If Other/Manual Entry utilized, applicant must provide the source/basis for the Unit Rate assumed.

APPENDIX C
ORDINANCE 63-2013

ORDINANCE NO. 63-2013

AN ORDINANCE CREATING ARTICLE XIII OF CHAPTER 16 OF THE CODE OF ORDINANCES TO IMPLEMENT A SANITARY SEWER CAPACITY ASSURANCE PROGRAM (CAP) TO ASSURE THAT THE SANITARY SEWER SYSTEM ("SYSTEM") IS ADEQUATE FOR FUTURE CONNECTIONS; DEFINING TERMS; REQUIRING THAT A SANITARY SEWER CAPACITY PERMIT ("PERMIT") MUST BE OBTAINED PRIOR TO ANY FUTURE CONNECTION TO THE SYSTEM AND PROVIDING THAT PERMITS SHALL BE GRANTED FOR PROPERTIES WITH A SEWER USE OF RECORD, PROPERTIES WITH CERTAIN APPROVED PLANS OR PLATS, AND PROPERTIES IN EXPANSION AREA 2; PROVIDING THAT REMODELING PROJECTS SHALL NOT REQUIRE A PERMIT; PROVIDING FOR STAGED CAPACITY ALLOCATION FOR PROPERTIES WITH CERTAIN APPROVED PLANS WITH A MAXIMUM ANNUAL THRESHOLD AS DETERMINED BY A NEGOTIATED AGREEMENT; PROVIDING THAT AN ESSENTIAL SERVICE PROJECT MAY BE GRANTED A PERMIT WITHOUT ADEQUATE CAPACITY UPON A FINDING THAT SUCH ACTION IS JUSTIFIED AND WILL NOT DETRIMENTALLY IMPACT THE CAP; PROVIDING THAT A PROJECT WITH A SIGNIFICANT ECONOMIC IMPACT MAY QUALIFY FOR AN ADMINISTRATIVE CAPACITY APPROVAL IF SUCH ACTION WILL NOT DELAY REMEDIAL MEASURE PLAN PROJECTS; PROVIDING THAT ALL APPLICATIONS AND REQUESTS SHALL BE MADE BY THE PROPERTY OWNER OR DULY AUTHORIZED REPRESENTATIVE; PROVIDING THAT A NON-REFUNDABLE ADMINISTRATIVE FEE OF \$450 SHALL BE PAID TO REQUEST A CAPACITY ALLOCATION, CAPACITY PERMIT, OR CAPACITY RESERVATION; PROVIDING THAT SEWER CAPACITY MAY BE RESERVED UPON PAYMENT OF A DEPOSIT TO BE CREDITED TO TAP-ON FEES OR EXACTION FEES; PROVIDING THAT RESERVATIONS OF CAPACITY WILL EXPIRE IN ONE (1) YEAR UNLESS EXTENDED AND PROVIDING THAT A NON-REFUNDABLE ADMINISTRATIVE FEE OF \$225 SHALL BE PAID FOR AN EXTENSION; PROVIDING THAT A RESERVATION SHALL BECOME A PERMANENT ALLOCATION UPON CERTIFICATION OF CERTAIN PLANS OR AMENDMENTS; PROVIDING THAT ALL FEES SHALL BE ADJUSTABLE BASED ON THE CONSUMER PRICE INDEX; PROVIDING EXCEPTIONS FOR PAYMENT OF ADMINISTRATIVE FEES FOR CERTAIN PROPERTIES; PROVIDING THAT DETERMINATIONS ON APPLICATIONS AND REQUESTS SHALL BE MADE WITHIN TEN (10) DAYS IF POSSIBLE; PROVIDING AN APPEAL PROCESS FOR APPLICANTS WHO DISAGREE WITH DETERMINATIONS; PROVIDING THAT ALL ACTIONS AND REQUIREMENTS UNDER ARTICLE XIII ARE SUBJECT TO THE PROVISIONS OF THE CONSENT DECREE AND APPROVED CAP; AND PROVIDING THAT A FORMAL REVIEW AND AUDIT OF THE CAP AND COLLECTED FEES SHALL BE PERFORMED EVERY TWO (2) YEARS; AND AMENDING SECTION 5-30 OF THE CODE ORDINANCES TO REQUIRE THAT ADEQUATE SANITARY SEWER CAPACITY EXISTS PRIOR TO ISSUANCE OF ANY BUILDING PERMIT FOR A PROPERTY THAT WILL CONNECT TO THE SANITARY SEWER SYSTEM.

WHEREAS, the mission of the sanitary sewer system of the Urban County Government includes safely and efficiently collecting and conveying sanitary sewage to enhance public health and safety, protect lives and property, and minimize the discharge of sanitary sewage onto private property or into the environment in compliance with applicable federal and state laws; and

WHEREAS, the Urban County Government, the United States Environmental Protection Agency, and the Commonwealth of Kentucky have entered into a Consent Decree in a case styled *United States, et al. v. Lexington-Fayette Urban County Government*, United States District Court for the Eastern District of Kentucky, Case No. 5:06-CV-00386, that requires LFUCG to implement a sanitary sewer system Capacity Assurance Program (CAP) to assure that no connections are allowed to the sanitary sewer system unless adequate capacity exists in the system to convey the One Hour Peak Flow, as defined below in Section 1; and

WHEREAS, a Task Force, including councilmembers and LFUCG officials was created in April 2012 to assist the Division of Water Quality in developing the CAP; and

WHEREAS, the Task Force held numerous public meetings on the issues related to the CAP which allowed substantial participation by both non-LFUCG stakeholders, including developers, major sanitary sewer users, interested non-development related parties, the general public, and LFUCG stakeholders as the Task Force formulated its recommendations for the CAP; and

WHEREAS, the Urban County Council reviewed the report prepared by the Task Force and the Task Force recommendations and by Resolution No. 722-2012 accepted the Task Force report and approved the recommendations contained therein; and

WHEREAS, Resolution No. 722-2012 provided guidance related to allocation of capacity in the Urban County Government's sanitary sewer system during the interim period before full implementation of the Capacity Assurance Program but also provided that further ordinances were needed to implement the CAP; and

WHEREAS, the Urban County Council has determined that the following amendments to the Code of Ordinances are appropriate to implement the CAP;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That Article XIII of the Code of Ordinances and Sections 16-301 through 16-306 are hereby created to read as follows:

Section 16-301. – Purpose and Intent.

The intent of this Article is to implement a sanitary sewer system Capacity Assurance Program (CAP) to assure that the sanitary sewer system is adequate for future connections.

Section 16-302. – Definitions.

- (a) "Active" in regard to preliminary subdivision plans, preliminary development plan, final development plans, and/or amended final development plans shall mean a plan that has been approved by the Planning Commission and has not expired because activity related to the plan has occurred within the appropriate time period in compliance with the Zoning Ordinance and Land Subdivision Regulations.
- (b) "Adequate Capacity" shall mean Adequate Treatment Capacity, Adequate Transmission Capacity, and Adequate Collection Capacity.
- (c) "Adequate Collection Capacity" shall mean that each Gravity Sewer Line, through which a proposed additional flow from new or existing connections would pass, has the capacity to carry the existing One-Hour Peak Flow passing through the Gravity Sewer Line, plus the addition to the existing One-Hour Peak Flow from the proposed connection, plus the addition to the existing One-Hour Peak Flow predicted to occur from all other authorized sewer service connections which have not begun to discharge into the Sanitary Sewer System without causing a Surge Condition.
- (d) "Adequate Transmission Capacity" shall mean that each Pumping Station through which a proposed additional flow from new or existing sewer service connections would pass to the WWTP receiving such flow, has the capacity to transmit the existing One-Hour Peak Flow passing through the Pumping Station, plus the addition to the existing One-Hour Peak Flow predicted to occur from the proposed connection, plus the addition to the existing One-Hour Peak Flow predicted to occur from all other authorized sewer service connections which have not begun to discharge into the Sanitary Sewer System.
- (e) "Adequate Treatment Capacity" shall mean that at the time the WWTP receives the flow from a proposed sewer service connection(s) or increased flow from an existing sewer service connection(s), when combined with the flow predicted to occur from all other authorized sewer service connections (including those which have not begun to discharge into the Sanitary Sewer System), the WWTP will not be in "noncompliance" for quarterly reporting as defined in 40 C.F.R Part 123.45, Appendix A and that the new or increased flow to the WWTP will not result in Unpermitted Bypasses or diversions prohibited by the KPDES Permits due to lack of treatment capacity.
- (f) "Administrative Capacity Approval" shall mean a waiver of administrative requirements for a Sanitary Sewer Capacity Permit or Sewer Capacity Reservation available to a new business or industry, or an expansion of an existing business or industry, under certain circumstances.
- (g) "Capacity Assurance Program" or "CAP" shall mean the System Capacity Assurance Program as defined in Section VII Paragraph 16.B. of the Consent Decree and accepted by the Urban County Council in Resolution No. 722-2012, passed December 11, 2012 and otherwise described in Sections 16-301, *et seq.* in the Code of Ordinances.

- (h) "Capacity Request" shall mean written submission of a Sewer Capacity Application to the Division of Water Quality (DWQ) for a Permanent Allocation or Sewer Capacity Reservation.
- (i) "Consent Decree" shall mean the Decree and all attachments lodged on March 14, 2008 between the United States of America and the Commonwealth of Kentucky (Plaintiffs) v. Lexington-Fayette Urban County Government (Defendant), Civil Action No. 5:06-cv-386, with an effective date of January 3, 2011.
- (j) "Credit" shall mean a unit of flow equivalent to one gallon per day (1 gpd).
- (k) "Essential Services" shall mean public schools as defined herein, health care facilities licensed by the Kentucky Cabinet for Health and Family Services and meeting the definition of "health facility" in KRS 216B.015, or a building or facility that is contiguous to or connected to a licensed hospital and which serves as a medical office building, site for delivery of outpatient health services or is otherwise integral to hospital operations or which building or facility is required to have a Certificate of Need under KRS 216B.010, et seq.
- (l) "One Hour Peak Flow" shall mean the greatest flow in a sewer averaged over a sixty (60) minute period at a specific location expected to occur as a result of a representative 2-year 24-hour storm event.
- (m) "Permanent Allocation" shall mean the assignment of sewer capacity/credits to a property and is not subject to expiration.
- (n) "Planning Commission" shall mean the Lexington-Fayette Urban County Planning Commission.
- (o) "Public School" shall mean a school which is operated by the state, a political subdivision of the state, a governmental agency within the state, or by a non-profit corporation which has IRS Section 501(c)(3) tax exempt status.
- (p) "Remodeling Project" shall mean a project for the remodeling or expansion of an existing residential structure which does not increase the number of dwelling units.
- (q) "Sanitary Sewer Capacity Permit" shall mean a document provided by the Division of Water Quality approving a Sewer Capacity Application under Article XIII of Code of Ordinances Chapter 16.
- (r) "Sanitary Sewer System" shall mean the WCTS owned or operated by LFUCG designed to collect and convey municipal sewage (domestic, commercial and industrial) to a WWTP.
- (s) "Sewer Capacity Application" shall mean the application form completed and filed with the Division of Water Quality to request a Permanent Allocation and/or a Sewer Capacity Reservation.
- (t) "Sewer Capacity Reservation" shall mean the temporary assignment of sewer capacity to a property until a "Sanitary Sewer Capacity Permit" is issued upon approval of a Capacity Request.
- (u) "Staged Capacity Allocation" shall mean an assignment of sewer capacity with certain conditions to a property based on its development status.
- (v) "Tap-on Permit" shall mean a permit to connect to the public sanitary sewer system as provided in Section 16-40 of the Code of Ordinances.
- (w) "Use of Record" shall mean the existing or previous wastewater flow from a property that is represented in a baseline condition of the sanitary sewer system hydraulic model plus any future Permanent Allocations assigned to the property by the Division of Water Quality.

Section 16-303. – Sanitary Sewer Capacity Permit/Sewer Capacity Reservation.

- (a) A Sanitary Sewer Capacity Permit ("permit") must be obtained prior to any future connection to the sanitary sewer system that will result in additional sanitary sewer flow. An applicant may apply for a single Permit which shall apply to all lots or buildings, as appropriate, on an approved preliminary subdivision plat, final subdivision plat, final development plan or authorized plan amendment.
- (b) A permit shall be granted by the Division of Water Quality upon request, after verification by the division of all relevant facts, for any property that has a use of record in an amount not to exceed the maximum previous wastewater flow from the property.
- (c) A permit shall be granted by the Division of Water Quality upon request, after verification by the division of all relevant facts, for any single family residential,

townhouse, or duplex lot for which a building permit has not been previously issued if the lot was created by a final subdivision plat or final development plan recorded or certified, as appropriate, prior to July 3, 2013.

- (d) A permit shall be granted by the Division of Water Quality upon request, after verification by the division of all relevant facts, for any property for which an active preliminary subdivision plan, final development plan, final plat, or authorized plan amendment was submitted to the Planning Commission prior to December 11, 2012 provided the plan is approved and certified by the Urban County Planning Commission not later than July 3, 2013.
- (e) A permit shall be granted by the Division of Water Quality upon request, after verification by the division of all relevant facts, for any property located in Expansion Area 2A, 2B or 2C in Fayette County.
- (f) A Remodeling Project shall not require a permit and the Division of Water Quality shall provide written notice of such waiver to the Division of Building Inspection.
- (g) A Staged Capacity Allocation shall be granted by the Division of Water Quality upon request, after verification by the division of all relevant facts, for any residential development property for which an active preliminary subdivision plan, final development plan, or authorized amendments to such plans was not submitted to the Planning Commission prior to December 11, 2012 if the relevant plan or amendment is certified as approved by the Urban County Planning Commission Secretary not later than July 3, 2013. The amount of the Staged Capacity Allocation, up to a maximum annual threshold, shall be determined by a negotiated agreement between the applicant and the urban county government by and through the Division of Water Quality based on the nature and timing of the development.
- (h) A Staged Capacity Allocation shall be granted by the Division of Water Quality upon request, after verification by the division of all relevant facts, for any non-residential development property for which an active preliminary subdivision plan, final development plan, or authorized amendments to such plans was not submitted to the Planning Commission prior to December 11, 2012 if the relevant plan is approved and certified by the Urban County Planning Commission not later than July 3, 2013 and all tap-on fees for the property are paid by July 3, 2014. The amount of the Staged Capacity Allocation up to a maximum annual threshold shall be determined by a negotiated agreement between the applicant and the urban county government by and through the Division of Water Quality based on the nature and timing of the development. Any amount of the reserved sewer capacity that has not been used by July 3, 2014 shall expire.
- (i) Within ten (10) calendar days after receipt of a Sewer Capacity Application, the division shall notify the applicant, in writing, of its determination to grant or deny the request. If a determination cannot be made within ten (10) calendar days the division will notify the applicant and provide response status updates not less than every ten (10) days until a final determination is made. No application shall be approved without a written determination.
- (j)
 - (1) A project for an Essential Service may be granted a Sanitary Sewer Capacity Permit even though adequate capacity does not exist upon a finding by the Commissioner of Public Works and Commissioner of Planning, Preservation and Development that such action is justified and will not have an unduly detrimental impact on the Capacity Assurance Program.
 - (2) A project for a new business or industry, or the expansion of an existing business or industry, may qualify for Administrative Capacity Approval of a Sanitary Sewer Capacity Permit only upon a finding by the Commissioner of Finance and Commissioner of Planning, Preservation and Development that the project will have a significant economic impact. Such action shall not result in delay of other planned neighborhood sewer improvements or Remedial Measures Plan (RMP) projects. The Commissioners shall report any Administrative Capacity Approval to the Environmental Quality Committee within thirty (30) days of taking such action.
 - (3) Any project that is approved pursuant to subsection (a) or (b) must still file all otherwise required applications or forms and pay all applicable fees and

deposits, unless such fee or deposit is waived as provided elsewhere in this Article.

- (k) All applications or requests made pursuant to this section shall be made by the owner of the subject property or by the owner's duly authorized representative. Written verification of representative status will be required prior to acceptance of any application or request.

Section 16-304. – Capacity Requests/Sewer Capacity Reservations.

- (a) A sewer Capacity Request may be made for any development property that has an approved preliminary subdivision plan, final development plan, authorized plan amendment, or a final subdivision plat which has been certified as approved by the Planning Commission Secretary.
- (b) A Sewer Capacity Reservation request may be made for any development property for which a preliminary development plan, preliminary subdivision plan, final development plan, or authorized plan amendment, has been submitted to the Planning Commission.
- (c) To formally request a Staged Capacity Allocation, a Sanitary Sewer Capacity Permit or a Sewer Capacity Reservation for any development property, including Administrative Capacity Approval or Essential Services eligible properties, a Sewer Capacity Application shall be completed and filed with the division of Water Quality and a non-refundable administrative fee of \$450 shall be paid, except as provided in subsection (g) of this section. An applicant may file a Sewer Capacity Application which applies to all lots or buildings, as appropriate, on a preliminary subdivision plat, final subdivision plat, final development plan or authorized plan amendment.
- (d) If a Sewer Capacity Reservation is granted, the reservation will be effective upon payment of a reservation deposit in an amount equal to twenty-five percent (25%) of the estimated tap-on fee associated with the reservation. If a Sewer Capacity Reservation is granted for properties in Expansion Area 1 or 3, the reservation shall be in effective upon payment of a reservation deposit in an amount equal to twenty-five percent (25%) of the estimated sanitary sewer capacity exactions in the subject area or in such other amount determined by a development agreement between the applicant and the urban county government pursuant to Article 23C-7(d) of the Zoning Ordinance based on the applicant's participation in system improvement construction within the subject development. The amount of the reservation deposit shall be credited in full toward the payment of the final tap-on fee or exaction fee as appropriate. The length of the reservation period shall not exceed one (1) year after which the reservation shall expire unless extended as provided herein. Prior to expiration of the reservation, an extension shall be granted upon payment of an additional non-refundable administrative fee of \$225. The extension shall not exceed an additional one (1) year unless a longer extension is justified based on the timing of the applicant's construction of system improvements under a development agreement pursuant to Article 23C-7(d) of the Zoning Ordinance. If a Sewer Capacity Reservation expires one-half (1/2) of the reservation deposit shall be refunded. For developments requesting capacity where a reservation has expired, a new Sewer Capacity Application form must be completed and filed with the Division of Water Quality and a new non-refundable administrative application fee and reservation deposit, if applicable, shall be due for the subject property.
- (e) A Sewer Capacity Reservation shall become a Permanent Allocation upon certification by the Urban County Planning Commission Secretary of the approval of the preliminary subdivision plan or final development plan, or authorized amendments thereto as may be applicable for the subject property or issuance by the urban county government of a tap-on permit, for the subject property, whichever occurs first.
- (f) All rates and fees set forth in this section shall be adjustable each July 1 beginning on July 1, 2014 by an amount based upon the Consumer Price Index for All Urban Consumers, the U.S. City Average ("CPI-u") published monthly by the Bureau of Labor Statistics. These rates shall be adjusted up if so indicated by a factor determined by averaging the monthly CPI-u published for the 12-month period ending, and including, April of the year before the July 1 adjustment.

- (g) No administrative fee for Sewer Capacity Applications or deposit for Sewer Capacity Reservations shall be due for the following:
- 1) Any Remodeling Project;
 - 2) Any construction project that will result in less than 45 gallons per day (gpd) increase in sanitary sewer usage;
 - 3) Any property that qualifies for Sanitary Sewer Capacity Permit or a Sewer Capacity Reservation pursuant to subsections 16-303(b), (c), (d), or (e);
 - 4) Any property that is currently paying a sewer user fee that is directed by the Fayette County Health Department to connect to the sewer system to eliminate an illicit connection.
- (h) The Sewer Capacity Reservation deposit for any development property that qualifies for a Administrative Capacity Approval under Section 16-303(i)(2) may be waived at the discretion of the urban county government.
- (i) All applications or requests made pursuant to this section shall be made by the owner of the subject property or by the owner's duly authorized representative. Written verification of representative status will be required prior to acceptance of any application or request.
- (j) Within ten (10) calendar days after receipt of a Capacity Request or an application for a Staged Capacity Allocation, a Sanitary Sewer Capacity Permit or a Sewer Capacity Reservation, the division shall notify the applicant, in writing, of its determination to grant or deny the requested action. If a determination cannot be made within ten (10) calendar days the division will notify the requestor and provide response status updates not less than every ten (10) days until a final determination is made. No request or application shall be approved without a written determination.

Section 16-305. Appeals.

Any applicant who disagrees with a sewer capacity/reservation/allocation/waiver determination on its application made under this Article may appeal to the Commissioner of Environmental Quality and Public Works. Such appeal shall be made in writing and shall state the grounds for the appeal. Any technical data which supports the appeal shall be provided with the appeal. The Commissioner shall render his decision within thirty (30) days from receipt of the appeal and supporting documents.

Section 16-306. Compliance with Consent Decree

All actions and requirements under this Article shall be subject to the provisions of the Consent Decree and the urban county government's Capacity Assurance Plan as approved by the United States of America pursuant to the Consent Decree. Where any conflict exists between this Article and the Consent Decree or approved Capacity Assurance Plan, the Consent Decree or Capacity Assurance Plan shall control.

Section 16-307. Review; Audit

An independent formal review and audit of the Capacity Assurance Program and collected fees shall be performed on or before July 3, 2015 and every two (2) years thereafter and the audit reports shall be sent to the urban county council.

Section 2 – That Section 5-30 of the Code of Ordinances be and hereby is amended to read as follows:

(a) Prior to the issuance of any building permit for the construction or expansion of an apartment building or any commercial or industrial building or related blacktopping, or for any residential building where no previous building permit has been issued in the subdivision unit in which said residential lot is located from the date of the enactment of this section, the Director, Division of Building Inspection shall:

- (1) Obtain a certificate from the urban county engineer that such construction, including related blacktopping shall not materially cause stormwater damage. In areas where stormwater problems are known to exist, including but not limited to floodplains, areas of alluvial soils, and environmentally sensitive areas, the urban county engineer may require a stormwater study. Based on that study, additional stormwater management features may be required. The stormwater study shall be prepared in conformance with the Division of Water Quality Stormwater Technical Manual by a professional engineer licensed in the State of Kentucky.

(2) If deemed necessary, certify upon consultation with the director, Division of traffic engineering, that curb cut regulations have been complied with, and that the construction and related property use will not unreasonably interfere with traffic flow.

(b) No building permit for the construction of any structure that will require connection to the urban county government sanitary sewer system or the remodeling or expansion of any existing structure that will result in an increase in sanitary sewer usage shall be issued unless the Division of Building Inspection can verify via the urban county government's database or evidence provided by the applicant that a Sanitary Sewer Capacity Permit as defined in Section 16-302(q) has been issued for the subject property or a waiver has been granted because the project is a Remodeling Project as defined in Section 16-302(p).

Section 3 – That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: June 6, 2013

/s/Jim Gray
MAYOR

ATTEST:

/s/ Susan Lamb

CLERK OF THE URBAN COUNTY COUNCIL

PUBLISHED: June 13, 2013

APPENDIX D
LIST OF CAPACITY REQUEST ACTIVITY

Capacity Request Activity

Approval dates and review times prior to 12/11/2017 are calculated based on determination time and may not be accurate.

Date Range: 8/1/2017 to 9/1/2019

CTIMSID	RequestDate	DevelopmentName	PlanNumber	Determination	ApprovalDate	BankName	ReviewTime	TappedOut
912	8/1/2017	3735 Palomar Centre Drive, Suite 180		Approved - Offsetting Credits Assigned	8/7/2017	South Elkhorn PS		6 No
913	8/2/2017	1100 and 1108 S. Broadway	MJDP-17-00063	Approved - Offsetting Credits Assigned	8/7/2017	Wolf Run PS		5 No
914	8/7/2017	410 Merino St		Approved - Offsetting Credits Assigned	8/8/2017	TB1_155		1 Yes
915	8/8/2017	1008 Delaware Ave	PLN-ZCP-17-00457	Approved - Offsetting Credits Assigned	8/14/2017	TB3_254A		6 Yes
916	8/9/2017	592 Eureka Springs Dr		Approved - Offsetting Credits Assigned	8/14/2017	East Hickman PS		5 Yes
917	8/9/2017	535 S. Upper St., Suite 195		Approved - Offsetting Credits Assigned	8/14/2017	TB2_33		5 Yes
918	8/16/2017	110 and 108 W Sixth St		Approved - Offsetting Credits Assigned	8/16/2017	TB1_172A		0 Yes
919	8/16/2017	278 E. Brannon Rd		Canceled	8/17/2017	WH WWTP		1 No
920	8/17/2017	897 Newtown Pike		Approved - Offsetting Credits Assigned	8/17/2017	Lower Cane Run PS		0 Yes
921	8/18/2017	298 W Loudon Ave	MJDP-17-00069	Approved - Offsetting Credits Assigned	8/23/2017	TB1_172A		5 Yes
922	8/25/2017	3765 Winthrop Dr	MJDP-17-00060	Approved - Offsetting Credits Assigned	8/29/2017	South Elkhorn PS		4 Yes
923	8/25/2017	1840 Bryan Station Rd		Approved - Offsetting Credits Assigned	8/29/2017	TB WWTP		4 Yes
924	8/30/2017	641 Blue Sky Pkwy		Approved - Offsetting Credits Assigned	8/31/2017	East Hickman PS		1 Yes
925	8/30/2017	141 Opportunity Way (2250 Leestown Rd)	PLN-MJDP-17-00076	Approved - Offsetting Credits Assigned	8/31/2017	TB WWTP		1 Yes
926	8/30/2017	493 Blue Sky Pkwy		Approved - Offsetting Credits Assigned	8/31/2017	East Hickman PS		1 No
927	9/7/2017	2196 Thunderstick Dr	PLN-MJDP-17-00079	Approved - Grandfathered	9/11/2017	North Elkhorn PS		4 No
928	9/7/2017	3743 Red River Dr	PLN-MJDP-17-00035	Approved - Offsetting Credits Assigned	9/11/2017	WH WWTP		4 No
929	9/13/2017	815 Campbell Lane		Approved - Qualified Exception - Illicit Connection Removal	9/13/2017	East Hickman PS		0 No
930	9/13/2017	4235 Harrodsburg Rd	2017-00015	Approved - Offsetting Credits Assigned	9/18/2017	South Elkhorn PS		5 No
931	9/13/2017	665 685 693 S Limestone 119 121 123 131 Virginia Ave	PLN-MJDP-17-00089	Approved - Offsetting Credits Assigned	10/27/2017	TB2_33		44 Yes
932	9/13/2017	500 S Upper St 519 Jersey St	PLN-MJDP-17-00088	Approved - Offsetting Credits Assigned	10/27/2017	TB2_33		44 Yes
933	9/19/2017	780 Winchester Rd	MJDP-17-00073	Approved - Offsetting Credits Assigned	9/24/2017	TB3_254A		5 No
934	9/21/2017	715 Miles Point Way	2000-35	Approved - Offsetting Credits Assigned	9/24/2017	Wolf Run PS		3 Yes
935	9/21/2017	695 Vincent Way / 3280 Clays Mill Road	PLN-MJDP-17-00066	Approved - Offsetting Credits Assigned	9/24/2017	South Elkhorn PS		3 Yes
936	9/24/2017	Red Clover Lane (Dotson Property Unit 1-D and 1-C: Garden Meadows)		Approved - Grandfathered	9/24/2017	TB WWTP		0 Yes
937	9/25/2017	2681 Old Rosebud Rd	MJDP-17-00087	Approved - Offsetting Credits Assigned	9/27/2017	North Elkhorn PS		2 Yes
938	9/25/2017	3600 Palomar Centre Dr	MNDP-17-00031	Approved - Offsetting Credits Assigned	9/27/2017	South Elkhorn PS		2 Yes
939	9/25/2017	1520 E New Circle Rd	BLD-CREM-17-00281	Approved - Offsetting Credits Assigned	9/27/2017	WH7_35A		2 Yes
940	9/29/2017	2299 Richmond Rd	MNDP-17-00001	Approved - Offsetting Credits Assigned	10/3/2017	WH7_35A		4 Yes
941	10/2/2017	341 Southland Dr		Canceled	10/4/2017	WR7_47		2 No
942	10/3/2017	341 Southland Dr		Approved - Offsetting Credits Assigned	10/5/2017	WR7_47		2 Yes
943	10/6/2017	369 Thompson Rd		Approved - Offsetting Credits Assigned	10/10/2017	TB WWTP		4 Yes
944	10/12/2017	2167 N Broadway	PLN-MJDP-17-00059	Approved - Offsetting Credits Assigned	10/13/2017	Thoroughbred Acres		1 Yes
945	10/12/2017	1935 Stanton Way (Providence Place/Interstate Service Center Unit 6, Lot 2A)	PLN-MJDP-17-00033	Canceled	10/13/2017	CR8_16		1 No
946	10/25/2017	865 Greendale Rd	PLN-BOA-17-00033	Approved - Offsetting Credits Assigned	10/27/2017	TB WWTP		2 Yes
947	10/27/2017	101 E. Tiverton Way		Approved - Offsetting Credits Assigned	10/30/2017	WH WWTP		3 Yes
948	10/30/2017	1640 Konner Woods Drive	DP2005-46	Approved - Grandfathered	10/30/2017	TB WWTP		0 Yes
949	11/2/2017	1388 Pridmore Ct		Approved - Offsetting Credits Assigned	11/3/2017	NE1_25		1 Yes
950	11/6/2017	1313 N. Limestone		Approved - Offsetting Credits Assigned	11/10/2017	CR4_15		4 Yes
951	11/9/2017	516 530 Maryland Ave	PLN_MJDP_17_00101	Approved - Offsetting Credits Assigned	11/9/2017	TB1_172A		0 Yes
952	11/9/2017	4907 Bates Creek Rd	PLN_MJSUB_17-00054	Approved - Offsetting Credits Assigned	11/10/2017	WH WWTP		1 No
953	11/14/2017	4131 Todds Rd	BLD_CADD_16-0003	Approved - Grandfathered	11/15/2017	East Hickman PS		1 Yes
954	11/17/2017	516 Buck Pl	2014-82	Canceled	11/20/2017	TB WWTP		3 No
955	11/17/2017	3900 Boston Rd	PLN_MJDP_17-00105	Approved - Offsetting Credits Assigned	11/20/2017	South Elkhorn PS		3 No
956	11/21/2017	955 and 951 Tarr Trace	MJDP-17-00054	Approved - Offsetting Credits Assigned	11/28/2017	TB1_155		7 Yes
957	11/30/2017	2576 Richmond Rd.	PLN_MJDP_17-00075	Approved - Offsetting Credits Assigned	12/4/2017	WH6_98		4 Yes
958	12/5/2017	119 W Reynolds Rd	PLN-MJDP-17-00120	Approved - Offsetting Credits Assigned	12/8/2017	South Elkhorn PS		3 Yes
959	12/5/2017	2320 Grey Lag Way	PLN-MJDP-17-00093	Approved - Offsetting Credits Assigned	12/8/2017	North Elkhorn PS		3 Yes
960	12/5/2017	1776 Sharkey Way	PLN-MJDP-17-00102	Approved - Offsetting Credits Assigned	12/8/2017	TB WWTP		3 Yes
961	12/6/2017	260 Meijer Way	PLN-MNDP-17-00039	Canceled	12/8/2017	South Elkhorn PS		2 No
962	12/11/2017	3050 Rio Dosa Dr	PLN-MJDP-17-00067	Approved - Offsetting Credits Assigned	12/11/2017	East Hickman PS		0 No
963	12/11/2017	3322 Lakecrest Cir	PLN-MJDP-17-00029	Approved - Offsetting Credits Assigned	12/11/2017	South Elkhorn PS		0 Yes
964	12/15/2017	4801 Athens Boonesboro Rd (Athens Boonesboro Elementary School)	2017-4	Approved - Offsetting Credits Assigned	12/18/2017	East Hickman PS		3 Yes
965	12/15/2017	321 E. Vine St		Approved - Offsetting Credits Assigned	12/18/2017	TB3_254A		3 No
966	12/19/2017	406 Pennsylvania Ct		Approved - Offsetting Credits Assigned	12/21/2017	TB2_33		2 Yes
967	12/27/2017	2320 Grey Lag WAY		Canceled	12/31/2017	North Elkhorn PS		4 No
968	12/27/2017	455 E. Maxwell St.	PLN-ZCP-16-00177	Approved - Offsetting Credits Assigned	12/31/2017	TB WWTP		4 Yes
969	1/2/2018	4391 Harrodsburg Rd.	PLN-MJDP-16-00024	Approved - Offsetting Credits Assigned	1/2/2018	South Elkhorn PS		0 Yes
970	1/2/2018	130 W. Tiverton Way	BLD-CREM-17-00458	Approved - Offsetting Credits Assigned	1/2/2018	WH WWTP		0 Yes
971	1/4/2018	2141 Executive Dr. (Bluegrass Executive Park, Lot 1)	MJDP-17-00095	Approved - Offsetting Credits Assigned	1/5/2018	North Elkhorn PS		1 No
972	1/10/2018	3455 Saybrook Dr (Winding Creek at Monticello)	MJDP-17-00056	Approved - Offsetting Credits Assigned	1/10/2018	South Elkhorn PS		0 No
973	1/18/2018	1250 S Broadway	PLN-MJDP-17-00119	Approved - Offsetting Credits Assigned	1/23/2018	Wolf Run PS		5 Yes
974	1/23/2018	544 Columbia Ave		Approved - Offsetting Credits Assigned	1/23/2018	TB2_33		0 Yes
975	1/25/2018	440 Pennsylvania Ave / 400 Pennsylvania Ct.		Approved - Offsetting Credits Assigned	1/26/2018	TB2_33		1 Yes
976	1/29/2018	537 W. 5th St.	BLD-CNC-17-00144	Approved - Offsetting Credits Assigned	2/5/2018	TB1_172A		7 Yes
977	1/29/2018	3162 Mapleleaf Dr	PLN-MJDP-17-00019	Approved - Offsetting Credits Assigned	2/5/2018	East Hickman PS		7 No
978	2/7/2018	1509 Colesbury Cir	PLN-MJDP-17-00012	Approved - Offsetting Credits Assigned	2/12/2018	CR1_5062		5 Yes
979	2/7/2018	1721 Nicholasville Rd	PLN-MJDP-17-00091	Approved - Offsetting Credits Assigned	2/12/2018	Wolf Run PS		5 No
980	2/8/2018	1937 Star Shoot Pkwy		Approved - Offsetting Credits Assigned	2/12/2018	North Elkhorn PS		4 Yes

Capacity Request Activity

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Date Range: 8/1/2017 to 9/1/2019

CTIMSId	RequestDate	DevelopmentName	PlanNumber	Determination	ApprovalDate	BankName	ReviewTime	TappedOut
981	2/13/2018	192 Lexington Green Circle (Unit A)		Approved - Offsetting Credits Assigned	2/16/2018	South Elkhorn PS		3 No
982	2/25/2018	1720 Bettys Court		Approved - Grandfathered	2/25/2018	CR4_15		0 Yes
983	2/26/2018	742 and 744 Bellaire Ave	PLN-MJDP-17-00117	Approved - Offsetting Credits Assigned	2/28/2018	TB1_172A		2 No
984	2/26/2018	458 Ash St		Approved - Offsetting Credits Assigned	2/28/2018	TB1_172A		2 Yes
985	3/2/2018	123 W Sixth St		Approved - Offsetting Credits Assigned	3/2/2018	TB1_172A		0 No
986	3/2/2018	1447 Antique Dr	PLN-MJDP-17-00080	Approved - Offsetting Credits Assigned	3/2/2018	TB WWTP		0 Yes
987	3/5/2018	2311 Armstrong Mill (Harper Woods)	MJDP-18-00001	Approved - Offsetting Credits Assigned	3/5/2018	Armstrong Mill PS		0 No
988	3/5/2018	1309 Cahill Dr		Approved - Offsetting Credits Assigned	3/29/2018	Town Branch PS		24 Yes
989	3/5/2018	710/720 E Seventh St	PLN-MJDP-18-00018	Approved - Offsetting Credits Assigned	3/5/2018	TB1_172A		0 No
990	3/14/2018	2490 Remington Way	PLN-MJDP-18-00026	Approved - Offsetting Credits Assigned	3/20/2018	Lower Cane Run PS		6 Yes
991	3/15/2018	920 Old Todds Rd	2005-153	Approved - Offsetting Credits Assigned	3/20/2018	East Hickman PS		5 No
992	3/20/2018	5116 and 5121 Ivybridge Dr	PLN-MJSUB-17-00048	Approved - Offsetting Credits Assigned	3/20/2018	WH WWTP		0 Yes
993	3/27/2018	2205 Thunderstick Dr		Canceled	3/29/2018	North Elkhorn PS		2 No
994	3/27/2018	2205 Thunderstick Dr		Canceled	3/29/2018	North Elkhorn PS		2 No
995	3/27/2018	2205 Thunderstick Dr	PLN-MJDP-18-00010	Approved - Offsetting Credits Assigned	3/29/2018	North Elkhorn PS		2 Yes
996	3/28/2018	1321 W Main St	PLN-MJDP-17-00109	Approved - Offsetting Credits Assigned	3/29/2018	TB WWTP		1 Yes
997	3/28/2018	1975 Harrodsburg Rd		Approved - Offsetting Credits Assigned	3/29/2018	WR2_101A		1 Yes
998	3/29/2018	202 Waller Ave		Approved - Offsetting Credits Assigned	4/3/2018	Wolf Run PS		5 Yes
999	3/29/2018	211 - 217 Waller Ave		Approved - Offsetting Credits Assigned	4/3/2018	Wolf Run PS		5 Yes
1000	4/3/2018	1389 Alexandria Dr	PLN-MJDP-18-00027	Approved - Offsetting Credits Assigned	4/3/2018	WR2_119		0 No
1001	4/5/2018	1580 Higbee Mill Rd	DP 2016-39 / PLN-MJDP 17-00	Approved - Offsetting Credits Assigned	4/11/2018	South Elkhorn PS		6 No
1002	4/5/2018	1760 N Broadway		Approved - Offsetting Credits Assigned	4/11/2018	1736 Hawthorne Lane		6 No
1003	4/10/2018	1750 Pleasant Ridge Dr	PLN-MJDP-18-00019	Approved - Offsetting Credits Assigned	4/11/2018	North Elkhorn PS		1 Yes
1004	4/12/2018	163 Old Todds Rd		Approved - Offsetting Credits Assigned	4/16/2018	WH6_98		4 Yes
1005	4/13/2018	2860 - 2870 Richmond Rd (Lot 4)	PLN-MNDP-17-00047	Approved - Offsetting Credits Assigned	4/16/2018	WH6_98		3 Yes
1006	4/19/2018	4951 4907 Bates Creek Rd	PLN-MJSUB-17-00054	Approved - Offsetting Credits Assigned	4/23/2018	WH WWTP		4 No
1007	4/23/2018	4001 Wing Commander Way (KY Horse Park)		Approved - Offsetting Credits Assigned	4/23/2018	Lower Cane Run PS		0 Yes
1008	4/23/2018	2520 Nicholasville Rd (Old K Mart Store)		Canceled	4/24/2018	WH2_179		1 No
1009	4/24/2018	3613 Arbor Drive (WILHITE PARK UNIT 1-B SEC 1)		Approved - Offsetting Credits Assigned	4/24/2018	WH2_395B		0 Yes
1010	4/27/2018	3409 Laredo Dr	MJDP-18-00022	Approved - Offsetting Credits Assigned	4/30/2018	WH2_179		3 Yes
1011	4/30/2018	194 Spruce St		Approved - Offsetting Credits Assigned	5/3/2018	TB3_254A		3 Yes
1012	5/2/2018	124 Louie Place (Sharkey Property Unit 1, Lot 10A)	PLN-MJDP-17-00064	Approved - Offsetting Credits Assigned	5/3/2018	TB WWTP		1 Yes
1013	5/4/2018	2236 Cave Hill Ln	PLN-MJDP-2015-74	Approved - Offsetting Credits Assigned	5/10/2018	South Elkhorn PS		6 Yes
1014	5/10/2018	2145 Sir Barton Way		Canceled	5/14/2018	North Elkhorn PS		4 No
1015	5/10/2018	351 Meijer Way	PLN-MJDP-17-00111	Approved - Offsetting Credits Assigned	5/10/2018	South Elkhorn PS		0 Yes
1016	5/10/2018	385 S Mill St aka 305 W Maxwell St		Approved - Offsetting Credits Assigned	5/10/2018	TB WWTP		0 Yes
1017	5/11/2018	2145 Sir Barton Way	PLN-MJDP-17-00110	Approved - Offsetting Credits Assigned	5/14/2018	North Elkhorn PS		3 Yes
1018	5/17/2018	2451 and 2525 Armstrong Mill Rd PH - 1	PLN-MJDP-18-00008	Approved - Offsetting Credits Assigned	5/18/2018	Armstrong Mill PS		1 No
1019	5/17/2018	2451 and 2525 Armstrong Mill Rd PH - 2	PLN-MJDP-18-00008	Waitlist	5/21/2018	Armstrong Mill PS		4 No
1020	5/18/2018	2381 Innovation Dr		Approved - Offsetting Credits Assigned	5/21/2018	Lower Cane Run PS		3 Yes
1021	5/24/2018	488 Curry Ave	PLN-MNDP-17-00052	Approved - Offsetting Credits Assigned	5/25/2018	TB2_33		1 Yes
1022	5/24/2018	1325 Baker Ct		Approved - Offsetting Credits Assigned	5/25/2018	TB WWTP		1 Yes
1023	5/25/2018	507 Rogers Rd		Approved - Offsetting Credits Assigned	5/25/2018	Thoroughbred Acres		0 No
1024	6/7/2018	2656 Abigail Way (Masterson Station Citation Village - Parcel 3)	MJDP-17-00072	Canceled	6/7/2018	TB WWTP		0 No
1025	6/8/2018	435 W High St		Approved - Offsetting Credits Assigned	6/11/2018	TB1_155		3 Yes
1026	6/13/2018	3090 Harrodsburg Rd	PLN-MJDP-18-00031	Approved - Offsetting Credits Assigned	6/14/2018	South Elkhorn PS		1 No
1027	6/13/2018	3094 Harrodsburg Rd	PLN-MJDP-18-00031	Approved - Offsetting Credits Assigned	6/14/2018	South Elkhorn PS		1 Yes
1028	6/14/2018	4171 Bates Creek Center (Belleau Wood Shopping Center - Lot 4)	PLN-MNDP-18-00014	Approved - Offsetting Credits Assigned	6/14/2018	WH WWTP		0 No
1029	6/21/2018	363-B Thompson Rd		Approved - Offsetting Credits Assigned	7/9/2018	TB WWTP		18 Yes
1030	6/25/2018	1718 Bryan Station Rd		Approved - Offsetting Credits Assigned	7/3/2018	CR4_15		8 Yes
1031	6/28/2018	1375 S Broadway	PLN-MJDP-18-00021	Approved - Offsetting Credits Assigned	7/9/2018	Wolf Run PS		11 No
1032	6/28/2018	1100 Alexandria Dr (Hougham Property)	PLN-MNSUB-18-00004	Approved - Offsetting Credits Assigned	7/9/2018	Wolf Run PS		11 No
1033	7/3/2018	784/788 Caden Lane		Approved - Grandfathered	7/3/2018	East Hickman PS		0 Yes
1034	7/10/2018	1311 Bryan Ave		Approved - Offsetting Credits Assigned	7/12/2018	CR5_201		2 Yes
1035	7/11/2018	1946 Harrodsburg Rd	PLN-MJDP-18-00052	Approved - Offsetting Credits Assigned	7/12/2018	WR2_101A		1 Yes
1036	7/11/2018	145 Constitution St		Approved - Offsetting Credits Assigned	7/12/2018	TB WWTP		1 Yes
1037	7/11/2018	3900 Boston Rd	PLN-MJSUB-18-00009	Approved - Offsetting Credits Assigned	7/12/2018	South Elkhorn PS		1 Yes
1038	7/18/2018	920 Detroit Ave		Canceled	7/20/2018	TB3_254A		2 No
1039	7/18/2018	922 Detroit Ave	PLN-MJDP-17-00122	Approved - Offsetting Credits Assigned	7/20/2018	TB3_254A		2 Yes
1040	7/24/2018	4131 Todds Rd		Approved - Qualified Exception - Illicit Connection Removal	7/27/2018	East Hickman PS		3 No
1041	7/25/2018	808 N Limestone St		Approved - Offsetting Credits Assigned	7/27/2018	CR3_51		2 No
1042	7/25/2018	1899 Parkers Mill Rd		Approved - Qualified Exception - Illicit Connection Removal	7/27/2018	WR2_119		2 Yes
1043	7/25/2018	549 E Third St		Approved - Offsetting Credits Assigned	7/27/2018	TB3_254A		2 No
1044	8/1/2018	2025 Harrodsburg Rd	MJDP-18-00028	Approved - Offsetting Credits Assigned	8/2/2018	WR2_101A		1 No
1045	8/7/2018	4235 Harrodsburg Rd	PLN-MJDP-17-00015	Approved - Offsetting Credits Assigned	8/9/2018	South Elkhorn PS		2 No
1046	8/7/2018	215 W. Main St		Approved - Offsetting Credits Assigned	8/9/2018	TB WWTP		2 No
1047	8/9/2018	1050 Lane Allen Rd		Approved - Offsetting Credits Assigned	8/10/2018	WR2_119		1 Yes
1048	8/13/2018	3801, 3901, 3955 Harrodsburg Rd (Fountains at Palomar)	MJDP-18-00012	Approved - Offsetting Credits Assigned	8/13/2018	South Elkhorn PS		0 No
1049	8/15/2018	1030 S Broadway		Approved - Offsetting Credits Assigned	8/15/2018	Wolf Run PS		0 No

Capacity Request Activity

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Date Range: 8/1/2017 to 9/1/2019

CTIMSID	RequestDate	DevelopmentName	PlanNumber	Determination	ApprovalDate	BankName	ReviewTime	TappedOut
1050	8/15/2018	949 Lauderdale Drive		Approved - Grandfathered	8/15/2018	WH WWTP		0 Yes
1051	8/20/2018	228, 240, 244 and 245 Ferndale Pass		Approved - Grandfathered	8/20/2018	TB WWTP		0 Yes
1052	8/23/2018	3270 Richmond Rd	PLN-MJDP-17-00085	Approved - Offsetting Credits Assigned	8/24/2018	East Hickman PS		1 Yes
1053	8/28/2018	750 Rose St		Approved - Offsetting Credits Assigned	8/30/2018	Wolf Run PS		2 Yes
1054	8/28/2018	1203 Summit Drive		Approved - Grandfathered	8/30/2018	TB2_33		2 No
1055	8/30/2018	1950 Stanton Way	PLN-MJDP-18-00040	Canceled	8/30/2018	CR8_16		0 No
1056	9/6/2018	300 Alexandria Dr		Approved - Qualified Exception - Illicit Connection Removal	9/6/2018	TB WWTP		0 Yes
1057	9/11/2018	506 W New Circle Rd (Highwood Shopping Center)		Approved - Offsetting Credits Assigned	9/12/2018	CR1_5062		1 No
1058	9/11/2018	1825 Little Herb Way	PLN-MJDP-17-00041	Approved - Grandfathered	9/12/2018	North Elkhorn PS		1 No
1059	9/11/2018	3013 Bates Creek Rd	PLN-MJDP-18-00058	Approved - Offsetting Credits Assigned	9/12/2018	WH3_55A		1 No
1060	9/11/2018	747 Brookhill Drive		Approved - Grandfathered	9/11/2018	WH3_55A		0 Yes
1061	9/11/2018	747 Brookhill Dr		Canceled	9/12/2018	WH3_55A		1 No
1062	9/13/2018	2150 Georgetown Rd	PLN-BOA-18-00018	Approved - Offsetting Credits Assigned	9/19/2018	Lower Cane Run PS		6 No
1063	9/18/2018	916 Bravington Way		Approved - Grandfathered	9/19/2018	South Elkhorn PS		1 Yes
1064	9/28/2018	3094 Harrodsburg Rd	PLN-MJDP-18-00031	Approved - Offsetting Credits Assigned	10/1/2018	South Elkhorn PS		3 Yes
1065	9/28/2018	3090 Harrodsburg Rd	PLN-MJDP-18-00031	Canceled	10/1/2018	South Elkhorn PS		3 No
1066	10/3/2018	1500 Higbee Mill Rd	PLN-MJDP-17-00062	Approved - Offsetting Credits Assigned	10/4/2018	South Elkhorn PS		1 Yes
1067	10/5/2018	531 Harry St		Approved - Grandfathered	10/9/2018	TB1_172A		4 Yes
1068	10/9/2018	1745 Sharkey Way	PLN-MJDP-18-00023	Approved - Offsetting Credits Assigned	10/9/2018	TB WWTP		0 Yes
1069	10/9/2018	530 Merino St		Approved - Offsetting Credits Assigned	10/9/2018	TB1_155		0 No
1070	10/11/2018	3101 Clays Mill Rd	PLN-MJDP-18-00077	Approved - Offsetting Credits Assigned	10/15/2018	South Elkhorn PS		4 No
1071	10/22/2018	2313 Woodhill Dr		Approved - Offsetting Credits Assigned	10/22/2018	WH7_35A		0 Yes
1072	10/22/2018	207 Waller Ave		Approved - Offsetting Credits Assigned	10/24/2018	Wolf Run PS		2 Yes
1073	10/25/2018	2115 Harrodsburg Rd	PLN-MNDP-18-00026	Canceled	10/26/2018	WR2_101A		1 No
1074	10/25/2018	574 N Limestone St.		Approved - Offsetting Credits Assigned	10/26/2018	TB1_172A		1 Yes
1075	10/29/2018	2599 Old Rosebud	PLN-MJSUB-18-00033	Approved - Offsetting Credits Assigned	10/30/2018	North Elkhorn PS		1 No
1076	10/30/2018	856, 886, 890, 896, and 898 Manchester St		Approved - Offsetting Credits Assigned	11/5/2018	TB WWTP		6 No
1077	10/30/2018	1255 Providence Place Pkwy	PLN-MJDP-16-00056	Approved - Grandfathered	10/30/2018	Lower Cane Run PS		0 Yes
1078	11/1/2018	Crestfield Lane (The Reserve at Bates Creek)	18-08-04208	Approved - Offsetting Credits Assigned	11/2/2018	WH WWTP		1 No
1079	11/1/2018	105 W. Loudon Ave		Approved - Offsetting Credits Assigned	11/2/2018	CR3_51		1 Yes
1080	11/5/2018	576 E Third St	PLN-MAR-16-00007	Approved - Offsetting Credits Assigned	11/6/2018	TB3_254A		1 No
1081	11/9/2018	471 Jefferson St		Approved - Offsetting Credits Assigned	11/9/2018	TB1_172A		0 No
1082	11/13/2018	700 Enterprise Dr		Approved - Offsetting Credits Assigned	11/20/2018	Wolf Run PS		7 Yes
1083	11/15/2018	3720 Richmond Road (KY American Water)		Approved - Offsetting Credits Assigned	11/20/2018	East Hickman PS		5 Yes
1084	11/16/2018	2300 Richmond Rd		Approved - Offsetting Credits Assigned	11/20/2018	WH6_98		4 No
1085	11/19/2018	107 West Short Street	BLD-CREM-18-00365	Approved - Offsetting Credits Assigned	11/20/2018	TB WWTP		1 No
1086	11/19/2018	Sayre Village - 3816 Camelot Dr		Approved - Offsetting Credits Assigned	11/20/2018	WH2_179		1 Yes
1087	11/20/2018	1387 East New Circle Road	PLN-MNSUB-17-00100	Approved - Offsetting Credits Assigned	11/20/2018	WH7_35A		0 Yes
1088	11/29/2018	3816 Camelot Drive / 580 Greenfield Drive	PLN-MNSUB-17-00100	Approved - Offsetting Credits Assigned	12/3/2018	WH2_179		4 Yes
1089	11/30/2018	2900 Majestic View Walk		Approved - Grandfathered	11/30/2018	TB WWTP		0 Yes
1090	12/6/2018	665, 685, 693 S Limestone and 119, 121, 123, 131 Virginia Avenue	PLN-MJDP-17-00113	Approved - Offsetting Credits Assigned	12/7/2018	TB2_33		1 No
1091	12/11/2018	462 464 Ash Street		Approved - Offsetting Credits Assigned	12/13/2018	TB1_172A		2 Yes
1092	12/13/2018	1934 Pavilion Way	PLN-MJDP-16-00062	Approved - Offsetting Credits Assigned	12/18/2018	North Elkhorn PS		5 No
1093	12/26/2018	101 W Loudon Ave	PLN-MJDP-18-00066	Approved - Offsetting Credits Assigned	1/3/2019	CR3_51		8 Yes
1094	12/28/2018	222 Rosemont Garden	BLD-CADD-18-00048	Approved - Offsetting Credits Assigned	1/7/2019	WR2_101A		10 Yes
1095	1/8/2019	133 N Locust Hill Drive	PLN-MJDP-18-00101	Approved - Offsetting Credits Assigned	1/9/2019	East Hickman PS		1 Yes
1096	1/14/2019	406-408 Pennsylvania Ct		Approved - Offsetting Credits Assigned	1/17/2019	TB2_33		3 Yes
1097	1/14/2019	440 Squires Road	PLN-MJDP-18-00029	Approved - Offsetting Credits Assigned	1/17/2019	East Hickman PS		3 Yes
1098	1/15/2019	949 National Avenue	ND-LDCOM-18-00108	Approved - Offsetting Credits Assigned	1/17/2019	TB3_254A		2 Yes
1099	1/16/2019	721 Red Mile Road	PLN-MJDP-18-00092	Approved - Offsetting Credits Assigned	1/17/2019	TB WWTP		1 Yes
1100	1/16/2019	305 Kemper Ct		Approved - Offsetting Credits Assigned	1/17/2019	TB1_172A		1 Yes
1101	1/29/2019	177 N. Upper	19-00019	Approved - Offsetting Credits Assigned	1/30/2019	TB WWTP		1 Yes
1102	2/7/2019	824 Euclid Avenue #101		Approved - Offsetting Credits Assigned	2/8/2019	TB2_33		1 Yes
1103	2/7/2019	2205 Versailles Road		Approved - Offsetting Credits Assigned	2/8/2019	WR2_91		1 Yes
1104	2/12/2019	431 United Ct	BLD_CADD_19_0002	Approved - Offsetting Credits Assigned	2/15/2019	East Hickman PS		3 Yes
1105	2/13/2019	687 Byrd Thurman		Approved - Offsetting Credits Assigned	2/15/2019	Wolf Run PS		2 Yes
1106	2/27/2019	174 N. Martin Luther King Blvd - REVISION	V-2015-66	Approved - Offsetting Credits Assigned	3/4/2019	TB3_254A		5 No
1107	2/27/2019	3650 Boston Road, Suite #108		Approved - Offsetting Credits Assigned	3/4/2019	South Elkhorn PS		5 Yes
1108	2/27/2019	135, 137, 139 American Ave; 112, 114, 116, 118 Burley Ave	MJDP-18-00035	Approved - Offsetting Credits Assigned	3/4/2019	Wolf Run PS		5 Yes
1109	2/28/2019	712 Allenridge Point (Lot 13)		Approved - Offsetting Credits Assigned	3/4/2019	Wolf Run PS		4 Yes
1110	3/4/2019	120, 126, and 130 Calumet Terrace		Approved - Qualified Exception - Illicit Connection Removal	3/4/2019	WR2_119		0 No
1111	3/4/2019	2159 Paul Jones Way	PLN-MJDP-19-00006	Approved - Offsetting Credits Assigned	3/6/2019	North Elkhorn PS		2 Yes
1112	3/6/2019	2321 Sir Barton Way Suite 165		Approved - Offsetting Credits Assigned	3/6/2019	North Elkhorn PS		0 Yes
1113	3/6/2019	2321 Sir Barton Way, Suite 160		Approved - Offsetting Credits Assigned	3/6/2019	North Elkhorn PS		0 Yes
1114	3/7/2019	1501 Trent Blvd		Approved - Offsetting Credits Assigned	3/11/2019	WH2_395B		4 Yes
1115	3/12/2019	3395 Nicholasville Road	PLN-MNDP-18-00037	Approved - Offsetting Credits Assigned	3/13/2019	South Elkhorn PS		1 Yes
1116	3/12/2019	486 Curry Avenue		Approved - Offsetting Credits Assigned	3/13/2019	TB2_33		1 Yes
1117	3/14/2019	Grey Oak Lane/E. Brannon (Jessamine Co)	Brannon Medical Park	Canceled	3/18/2019	WH WWTP		4 No
1118	3/14/2019	110 Langley Avenue (Nicholasville, KY)		Canceled	3/18/2019	WH WWTP		4 No

Capacity Request Activity

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CTIMSId	RequestDate	DevelopmentName	PlanNumber	Determination	ApprovalDate	BankName	ReviewTime	TappedOut
1119	3/19/2019	3650 Boston Road (Clean Sweep) - Suite 110	PLN-MJDP-18-00075	Approved - Offsetting Credits Assigned	3/19/2019	South Elkhorn PS	0	No
1120	3/19/2019	817 Winchester Road (Enterprise Business Center)	PLN-MJDP-19-00011	Approved - Offsetting Credits Assigned	3/19/2019	TB3_254A	0	No
1121	3/20/2019	513 Addison Avenue		Approved - Offsetting Credits Assigned	3/21/2019	Wolf Run PS	1	Yes
1122	3/26/2019	421 United Ct		Approved - Offsetting Credits Assigned	3/27/2019	East Hickman PS	1	Yes
1123	3/28/2019	2140 Capstone Drive		Approved - Offsetting Credits Assigned	3/29/2019	TB WWTP	1	No
1124	3/29/2019	1221 S Broadway	FRP-19-00006	Approved - Offsetting Credits Assigned	3/29/2019	Wolf Run PS	0	Yes
1125	4/3/2019	2472 Fortune Dr	PLN-MJDP-19-00001	Canceled	4/4/2019	North Elkhorn PS	1	No
1126	4/3/2019	2472 Fortune Dr		Canceled	4/4/2019	North Elkhorn PS	1	No
1127	4/4/2019	2407 Mackinwood Drive		Approved - Offsetting Credits Assigned	4/5/2019	Wolf Run PS	1	Yes
1128	4/4/2019	4015 Lexington Road	Menards	Approved - Offsetting Credits Assigned	4/10/2019	WH WWTP	6	No
1129	4/4/2019	789 E Brannon Road (Ashtree, Unit 2, Lot 78D)		Canceled	4/5/2019	WH WWTP	1	No
1130	4/4/2019	2050 Ashgrove Road	J5879, J5984	Canceled	4/5/2019	WH WWTP	1	No
1131	4/8/2019	761 E. New Circle Road		Approved - Offsetting Credits Assigned	4/9/2019	North Elkhorn PS	1	No
1132	4/9/2019	803 Lakeshore Drive		Approved - Grandfathered	4/9/2019	WH6_98	0	Yes
1133	4/10/2019	130 Marlene Drive	J5495 - JSEWD SSA	Canceled	4/15/2019	WH WWTP	5	No
1134	4/10/2019	4097 Lexington Road	J5495	Canceled	4/15/2019	WH WWTP	5	No
1135	4/10/2019	390 E. Brannon Road	J5495 - JSEWD SSA	Canceled	4/15/2019	WH WWTP	5	No
1136	4/10/2019	780 E Brannon Road	J5983 - JSEWD SSA	Canceled	4/15/2019	WH WWTP	5	No
1137	4/16/2019	115 Southland Dr		Approved - Offsetting Credits Assigned	4/18/2019	WR7_47	2	Yes
1138	4/23/2019	361 N Broadway	PLN-BOA-18-00036	Approved - Offsetting Credits Assigned	4/24/2019	TB1_172A	1	Yes
1139	4/23/2019	1970 Winchester Rd (Tuscany Unit 13)		Approved - Offsetting Credits Assigned	4/24/2019	North Elkhorn PS	1	No
1140	4/23/2019	1970 Winchester Rd (Tuscany Unit 14)	PLN-MJSUB-19-00005	Approved - Offsetting Credits Assigned	4/24/2019	North Elkhorn PS	1	No
1141	4/24/2019	1710 - 1720 Fitzgerald Ct	PLN-MJDP-18-00094	Approved - Grandfathered	4/24/2019	North Elkhorn PS	0	Yes
1142	4/24/2019	3149 Warrenwood Wynd		Approved - Grandfathered	4/24/2019	WH6_98	0	Yes
1143	4/26/2019	1847 Nicholasville Road	PLN-MJDP-19-00014	Approved - Offsetting Credits Assigned	4/29/2019	Wolf Run PS	3	Yes
1144	4/30/2019	357 S Limestone		Approved - Offsetting Credits Assigned	5/1/2019	TB2_33	1	No
1145	5/7/2019	450 E New Circle Road		Approved - Offsetting Credits Assigned	5/8/2019	NE1_116	1	Yes
1146	5/9/2019	4470 Clays Mill Road (Drakes Landing Subdivision)		Approved - Offsetting Credits Assigned	5/9/2019	South Elkhorn PS	0	No
1147	5/13/2019	2750 Meadow Sweet Lane	PLN-MJDP-19-00016	Canceled	5/16/2019	TB WWTP	3	No
1148	5/31/2019	451 Harbison Road		Approved - Offsetting Credits Assigned	6/3/2019	TB WWTP	3	No
1149	6/5/2019	2449 Williamsburg Estates		Approved - Grandfathered	6/6/2019	WR2_119	1	Yes
1150	6/5/2019	532 Columbia Avenue	PLN-BOA-19-00006	Approved - Offsetting Credits Assigned	6/6/2019	TB2_33	1	Yes
1151	6/7/2019	1925 Justice Drive	PLN-MNDP-19-00002	Approved - Offsetting Credits Assigned	6/7/2019	North Elkhorn PS	0	Yes
1152	6/13/2019	4093 Lexington Road	3883 Viking Ptr.	Canceled	6/14/2019	WH WWTP	1	No
1153	6/19/2019	1050 Lane Allen Road		Approved - Offsetting Credits Assigned	6/24/2019	WR2_119	5	Yes
1154	6/19/2019	2826 Leestown Road (Sebastian Unit 3)	PLN-MJDP-18-00064	Approved - Offsetting Credits Assigned	6/24/2019	TB WWTP	5	No
1155	6/20/2019	201 N Limestone		Approved - Offsetting Credits Assigned	6/25/2019	TB WWTP	5	Yes
1156	6/21/2019	280 Harrison		Approved - Offsetting Credits Assigned	6/25/2019	WH WWTP	4	No
1157	6/24/2019	5301 Athens Boonesboro	PLN-MAR-18-00028	Canceled	6/25/2019	East Hickman PS	1	No
1158	6/26/2019	5301 Athens Boonesboro Road REVISED	PLN-MAR-18-00028	Canceled	7/1/2019	East Hickman PS	5	No
1159	6/26/2019	319 Duke Road		Approved - Offsetting Credits Assigned	7/1/2019	TB2_33	5	Yes
1160	7/1/2019	2344 Elkhorn Drive	PLN-MJDP-18-00006	Approved - Offsetting Credits Assigned	7/2/2019	North Elkhorn PS	1	Yes
1161	7/1/2019	1847 Lakewood Dr		Approved - Offsetting Credits Assigned	7/2/2019	WH6_98	1	No
1162	7/1/2019	2390 Remmington Way	DP 2014-99	Approved - Offsetting Credits Assigned	7/2/2019	Lower Cane Run PS	1	Yes
1163	7/1/2019	1108 S Broadway	PLN-MNDP-19-00012	Canceled	7/2/2019	Wolf Run PS	1	No
1164	7/10/2019	527 Angliana Avenue		Approved - Offsetting Credits Assigned	7/17/2019	TB WWTP	7	Yes
1165	7/10/2019	1770 Vendor Way	PLN-MJDP-18-00059	Approved - Offsetting Credits Assigned	7/17/2019	North Elkhorn PS	7	No
1166	7/17/2019	3644 Boston Road	PLN-MJDP-18-00039	Approved - Offsetting Credits Assigned	7/19/2019	South Elkhorn PS	2	Yes
1167	7/18/2019	320 Hannah Todd Place		Canceled	7/19/2019	East Hickman PS	1	No
1168	7/18/2019	3195 Beaumont Centre Circle	PLN-MJDP-18-00082	Canceled	7/19/2019	South Elkhorn PS	1	No
1169	7/22/2019	1733 Harrodsburg Road	PLN-MNDP-19-00009	Approved - Offsetting Credits Assigned	7/29/2019	Wolf Run PS	7	Yes
1170	8/6/2019	428 Southland Drive		Approved - Offsetting Credits Assigned	8/6/2019	WR7_47	0	Yes
1171	8/6/2019	684 E. New Circle Road		Approved - Offsetting Credits Assigned	8/8/2019	North Elkhorn PS	2	Yes
1172	8/6/2019	1621 Harmony Hall Lane (Lakeview Acres, Lot 12D)	PLN-MNSUB-18-00033	Approved - Offsetting Credits Assigned	8/8/2019	WH6_98	2	Yes
1173	8/7/2019	Loudon Park Belt Land Parcel 2 , 3 / 171 E Loudon Ave 175 E Loudon Ave	PLN-MNSUB-18-00052	Approved - Offsetting Credits Assigned	8/8/2019	CR3_51	1	Yes
1174	8/13/2019	1500 Winners Circle	PLN-MJDP-19-00042	Approved - Offsetting Credits Assigned	8/16/2019	WR2_119	3	No
1175	8/15/2019	904 Tates Creek Road		Approved - Offsetting Credits Assigned	8/16/2019	TB2_33	1	Yes
1176	8/19/2019	825 Lane Allen Road	PLN-BOA-19-00038	Approved - Offsetting Credits Assigned	8/21/2019	WR2_101A	2	Yes
1177	8/21/2019	385 Redding Road	PLN-MJDP-19-00030	Approved - Offsetting Credits Assigned	8/21/2019	WH2_179	0	Yes
1178	8/21/2019	Red Mile 1101 Winbak Way	PLN-MNDP-19-00007	Approved - Offsetting Credits Assigned	8/22/2019	Wolf Run PS	1	Yes
1179	8/22/2019	3544 Castlegate Wynd		Approved - Grandfathered	8/22/2019	WH6_98	0	Yes
1180	8/26/2019	1585 Mercer Road		Approved - Offsetting Credits Assigned	8/27/2019	TB WWTP	1	Yes
1181	8/26/2019	126 Ashton Drive, Davidhills Lot 20		Canceled	8/27/2019	North Elkhorn PS	1	No
1182	8/28/2019	1847 Nicholasville Road	PLN-MJDP-19-00014	Canceled	9/6/2019	Wolf Run PS	9	No
1183	8/29/2019	2259 Jaggie Fox Way	PLN-MJDP-19-00024	Approved - Offsetting Credits Assigned	9/6/2019	Lower Cane Run PS	8	Yes

APPENDIX E
TAP ON FEE SCHEDULE
JULY 1, 2017; JULY 1, 2018; JULY 1, 2019

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges

As Authorized by Ordinance

Effective July 1, 2017

1) Single-family residences lots, Townhomes and Duplexes:

Of 1/4 acre or less	\$1,158.26
From 1/4 acre to 1/2	\$2,150.83
From 1/2 to 3/4	\$3,146.16
From 3/4 acre to 1 acre	\$4,304.41
Larger than 1 acre	\$5,462.66

2) Apartments, Condominiums, Hospitals and Nursing Homes:

Each efficiency unit	\$463.84
Each 1-bedroom unit	\$860.04
Each 2-bedroom unit	\$1,125.10
3 or 4 bedroom unit	\$1,391.53
Minimum for each apartment building	\$2,316.47

3) Motels / Hotels:

Each living unit	\$860.04
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4) Trailer Parks:

Each trailer space	\$1,158.26
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5) Service Stations (stand alone or as a Quick-mart type center)

Each Station	\$6,620.88
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6) Townhomes:

Each living unit	\$1,158.26
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7) Duplex:

Each Duplex	\$1,158.26 [#] 2,316.52
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8) Commercial and industrial buildings, including hospitals and nursing homes:

A fee to be based on (usable space) per sqft of floor space	\$1.326
Minimum fee for each urban county government connection	\$1,158.26

9) Storage areas, warehouses and distribution areas:

A fee to be based on (unusable space) per sqft of floor space	\$0.276
Minimum fee for each urban county government connection	\$1,158.26

10) Swimming Pools:

For the erection of each swimming pool, a fee to be based on \$1.98 per 100 cubic feet. (LxWxAverage Depth) /100	\$1.98 per 100 cubic feet. [#] 1.988
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11) Nonprofit School Establishments:

The fee for each urban county government sewer connection shall be \$0.66 per sqft of floor space	\$0.667 ftsq [#] 0.661
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Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Single Family Residence Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	6.022
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	0.0246
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	2.5

New Single Family Residence Tap-On Fees
Effective July 1, 2018

Current Rate for 1/4 Acre Or Less	\$ 1,158.26
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for 1/4 Acre Or Less	\$ 1,186.78

Current Rate for 1/4 Acre To 1/2 Acre	\$ 2,150.83
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for 1/4 Acre To 1/2 Acre	\$ 2,203.80

Current Rate for 1/2 Acre To 3/4 Acre	\$ 3,146.16
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for 1/2 Acre To 3/4 Acre	\$ 3,223.64

Current Rate for 3/4 Acre To 1 (One) Acre	\$ 4,304.41
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for 3/4 Acre To 1 (One) Acre	\$ 4,410.42

Current Rate for Larger Than 1 (One) Acre	\$ 5,462.66
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for Larger Than 1 (One) Acre	\$ 5,597.19

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Apartment Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	<u>6.022</u>
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	<u>0.0246</u>
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	<u>2.5</u>

New Apartment Tap-On Fees
Effective July 1, 2018

Current Rate for Each Efficiency Unit	\$ 463.84
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for Each Efficiency Unit	\$ 475.26

Current Rate for Each One-Bedroom Unit	\$ 860.04
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for Each One-Bedroom Unit	\$ 881.22

Current Rate for Each Two-Bedroom Unit	\$ 1,125.10
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for Each Two-Bedroom Unit	\$ 1,152.81

Current Rate for Three or Four Bedroom Unit	\$ 1,391.53
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for Each Three or Four Bedroom Unit	\$ 1,425.80

Current Minimum Rate For Each Apartment Building	\$ 2,316.47
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Minimum Rate For Each Apartment Building	\$ 2,373.52

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Motel Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	6.022
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	0.0246
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	2.5

New Motel Tap-On Fees
Effective July 1, 2018

Current Rate for Each Living Unit	\$	860.04
MULTIPLIED BY: (1+(Percent Change/100))		1.025
EQUALS: New Rate for Each Living Unit	\$	881.22

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Trailer Park Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	6.022
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	0.0246
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	2.5

New Trailer Park Tap-On Fees
Effective July 1, 2018

Current Rate for Each Trailer Or Space	\$ 1,158.26
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for Each Trailer Or Space	\$ 1,186.78

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Service Station Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	<u>6.022</u>
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	<u>0.0246</u>
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	<u>2.5</u>

New Service Station Tap-On Fees
Effective July 1, 2018

Current Rate for Each Station	\$ 6,620.88
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate for Each Station	\$ 6,783.94

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Restaurants, Business, Professional, Commercial and Industrial Building
Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	6.022
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	0.0246
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	2.5

New Restaurant, Business, Professional, Commercial and Industrial Building
Tap-On Fees Effective 07/01/18

Current Rate Per Square Foot of Floor Space	\$	1.326
MULTIPLIED BY: (1+(Percent Change/100))		1.025
EQUALS: New Rate Per Square Foot of Floor Space	\$	1.359

Current Minimum Rate For Each UCG Sewer Connection	\$	1,158.26
MULTIPLIED BY: (1+(Percent Change/100))		1.025
EQUALS: New Minimum Rate For Each UCG Sewer Connection	\$	1,186.78

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Storage Area Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	<u>6.022</u>
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	<u>0.0246</u>
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	<u>2.5</u>

New Storage Area Tap-On Fees Effective 07/01/18

Current Rate Per Square Foot of Floor Space	\$	0.276
MULTIPLIED BY: (1+(Percent Change/100))		1.025
EQUALS: New Rate Per Square Foot of Floor Space	\$	0.283

Current Minimum Rate For Each UCG Sewer Connection	\$	1,158.26
MULTIPLIED BY: (1+(Percent Change/100))		1.025
EQUALS: New Minimum Rate For Each UCG Sewer Connection	\$	1,186.78

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

Swimming Pool Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)	250.546
LESS: CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS: Index Point Change	<u>6.022</u>
DIVIDED BY: Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS: Result	<u>0.0246</u>
MULTIPLIED BY: 100	100
EQUALS: Percentage Change	<u>2.5</u>

New Swimming Pool Tap-On Fees Effective 07/01/18

Current Rate Per 100 Cubic Feet	\$	1.988
MULTIPLIED BY: (1+(Percent Change/100))		1.025
EQUALS: New Rate Per 100 Cubic Feet	\$	2.037

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Lexington Fayette Urban County Government Sanitary Sewer Fees and Charges
As Authorized by Ordinance Number 22-2015

School Establishments Tap-On Fees Effective 07/01/18
Using CPI-u 12-Month Average As Of April 2018

CPI for Current Period (12-month average as of April 2018)		250.546
LESS:	CPI for Previous Period (12-month average as of April 2017)	244.524
EQUALS:	Index Point Change	<u>6.022</u>
DIVIDED BY:	Previous Period CPI (12-month average as of April 2017)	244.524
EQUALS:	Result	<u>0.0246</u>
MULTIPLIED BY:	100	<u>100</u>
EQUALS:	Percentage Change	<u>2.5</u>

New School Establishments Tap-On Fees Effective 07/01/18

Current Rate For Each UCG Sewer Connection Per Square Foot of Floor Space	\$ 0.661
MULTIPLIED BY: (1+(Percent Change/100))	1.025
EQUALS: New Rate For Each UCG Sewer Connection Per Square Foot of Floor Space	\$ 0.677

(Data From the Federal Bureau of Labor Statistics: CPI-All Urban Consumers)

Sec. 16-60. - Tap-on or connection fees.

- (a) Prior to every future tap-on or connection to any sewer pipe, main lateral, trunk line, interceptor or other installation or facility of the sanitary sewer system, there shall be paid to the director, division of revenue, a fee or charge, hereby established, which shall be solely for the privilege of connecting to the system and which shall be in addition to the requirement, as prescribed in section 16-38, that connections to the system be made at the sole expense of the connecting property owner. Such tap-on, connection or privilege fee is established and fixed as follows:

- (1) Single-family residences, town homes, and duplexes (per unit) occupying lots:

	Effective July 1, 2019	Effective July 1, 2020
Of $\frac{1}{4}$ acre or less	\$ 1,246.12	\$ 1,308.43
From $\frac{1}{4}$ to $\frac{1}{2}$ acre	2,313.99	2,429.69
From $\frac{1}{2}$ to $\frac{3}{4}$ acre	3,384.82	3,554.06
From $\frac{3}{4}$ to 1 acre	4,630.94	4,862.49
Larger than 1 acre	5,877.05	6,170.90

- (2) Apartments, condominiums, hospitals, and nursing homes:

	Effective July 1, 2019	Effective July 1, 2020
Each efficiency unit	\$ 499.02	\$ 523.97
Each 1-bedroom unit	925.28	971.54
Each 2-bedroom unit	1,210.45	1,270.97
3- or 4-bedroom unit	1,497.09	1,571.94
Minimum for each building	2,492.20	2,616.81

- (3) Motels:

	Effective July 1, 2019	Effective July 1, 2020
Each living unit	\$925.28	\$971.54

(4) Trailer parks:

	Effective July 1, 2019	Effective July 1, 2020
Each trailer or space	\$ 1,246.12	\$ 1,308.43

(5) Service stations:

	Effective July 1, 2019	Effective July 1, 2020
Each station	\$7,123.14	\$ 7,479.30

(6) Restaurants, business, professional, commercial and industrial buildings, including such facilities in hospitals or nursing homes:

	Effective July 1, 2019	Effective July 1, 2020
A fee to be per square foot of floor space	\$ 1.427	\$ 1.498
Minimum fee for each Urban County Government sewer connection	\$ 1,246.12	\$ 1,308.43

(7) Storage areas, warehouses, and distribution centers:

	Effective July 1, 2019	Effective July 1, 2020
A fee to be per square foot of floor space	\$ 0.297	\$ 0.312
Minimum fee for each Urban County Government sewer connection	\$ 1,246.12	\$ 1,308.43

(8) Swimming pools:

	Effective July 1, 2019	Effective July 1, 2020
For the erection of each swimming pool, a fee [per] 100 cubic feet	\$2.139	\$2.246

(9) Non-profit school establishments:

	Effective July 1, 2019	Effective July 1, 2020
The fee for each Urban County Government sewer connection, per square foot of floor space	\$0.711	\$0.747

- (b) However, neighborhoods which are served by septic tanks and which are identified for sewer installation in the urban county government's 1976 201 Facilities Plan for Wastewater Treatment Works and were further identified in a capacity reservation resolution as at the previous rate, shall pay the tap-on fee rates in effect prior to July 1, 1986.

(Ord. No. 126-83, § 1, 7-21-83; Ord. No. 164-84, § 1, 9-20-84; Ord. No. 35-86, § 3, 3-18-86; Ord. No. 183-91, § 1, 8-29-91; Ord. No. 23-2001, § 3, 2-8-01; Ord. No. 87-2001, § 5, 4-19-01; Ord. No. 23-2001, § 3, 2-8-01; Ord. No. 87-2001, § 5, 4-19-01; Ord. No. 34-2008, § 5, 2-21-08; Ord. No. 35-2012, §§ 1—10, 3-22-2012; [Ord. No. 22-2015, § 4, 3-17-15](#); Ord. No. [34-2019](#), § 4, 6-6-19)

Editor's note— Ord. No. [22-2015](#), adopted March 17, 2015, provides that all rate and fees set forth in this section shall be adjusted annually each fiscal year beginning effective July 1, 2017, in accordance with the consumer price index for all urban consumers.

Note— Formerly, § 16-58.



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