



NIBLEY CITY COUNCIL MEETING AGENDA
Thursday, March 2, 2017 – 6:30 p.m.
Nibley City Hall 455 West 3200 South, Nibley, Utah

1. Opening Ceremonies (Councilmember Jacobsen)
2. Call to Order and Roll Call (Chair)
3. Approval of Minutes and Agenda (Chair)
4. Public Comment Period¹ (Chair)

5. A Public Hearing regarding Ordinance 17-06: An ordinance revising the Nibley City Space Requirements Chart

6. Discussion and Consideration of Ordinance 17-06: An ordinance revising the Nibley City Space Requirements Chart(First Reading)

7. A Public Hearing regarding Ordinance 17-05: An ordinance revising the Master Road Plan Element of the Nibley City Transportation Master Plan

8. Discussion and Consideration of Ordinance 17-05: An ordinance revising the Master Road Plan Element of the Nibley City Transportation Master Plan (First Reading)

9. Discussion of Ordinance 17-07: An ordinance vacating portions of the road right-of-way for two roads (First Reading)

10. Discussion and Consideration of Ordinance 17-04: An ordinance prohibiting the provision of utilities outside Nibley City limits (Second Reading)

11. Discussion and Consideration of Ratification of a Declaration of Emergency Regarding recent flooding

12. Discussion and Consideration of Resolution 17-04: Municipal Wastewater Planning Program Resolution(First Reading)

13. Discussion and Consideration of awarding a contract for the construction of the 640 West Well House

14. Council and Staff Reports

Adjourn Meeting

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, REASONABLE ACCOMMODATIONS FOR INDIVIDUALS WITH DISABILITIES WILL BE PROVIDED UPON REQUEST. FOR ASSISTANCE, PLEASE CALL 752-0431 A MINIMUM OF 24 HOURS BEFORE THE MEETING.

¹ Public input is welcomed at all City Council Meetings. 15 minutes have been allotted to receive verbal public comment. Verbal comments shall be limited to 3 minutes per person. A sign-up sheet is available at the entrance to the Council Chambers starting 15 minutes prior to each council meeting and at the rostrum for the duration of the public comment period. Commenters shall identify themselves by name and address on the comment form and verbally for inclusion in the record. Comment will be taken in the order shown on the sign-up sheet. Written comment will also be accepted and entered into the record for the meeting if received prior to the conclusion of the meeting. Comments determined by the presiding officer to be in violation of Council meeting rules shall be ruled out of order.



**Nibley City Council
Agenda Report for
March 2, 2017**

Agenda Item # 5 and 6

Description	<p>A Public Hearing regarding Ordinance 17-06: An ordinance revising the Nibley City Space Requirements Chart</p> <p>and</p> <p>Discussion and Consideration of Ordinance 17-06: An ordinance revising the Nibley City Space Requirements Chart</p>
Department	Planning
Presenter	Stephen Nelson
Sponsor	N/A
Applicant	N/A
Background	<p>There are several updates to the Space Requirement Chart that staff and the Planning and Zoning Commission recommends the City should consider.</p> <p>Adding R-2A</p> <p>Currently, for most of the chart, there is no column representing R-2A. The reason for this is all of the R-2A requirements match R-2, except for the minimum lot size. However, the City has received calls from residents in R-2A zones wondering where they can find the information. Therefore, staff thought it would be helpful to clarify the chart by adding that information onto the Space Requirement Chart.</p> <p>Industrial Zones</p> <p>There are some lots in the cities Industrial Zones that could be developed adjacent to Residential Zones. In order to provide a larger buffer, staff is proposing a 50 ft. side yard and rear yard setback if an industrial lot is developed next to a residential zone. The current side and rear setback in this zone is 20 feet.</p> <p>Other Errors:</p> <p>The current version online has some errors where the footnote numbers do not match. This probably occurred when the chart was uploaded</p>

	<p>online. Those errors have been corrected on the chart staff has prepared for approval at this time.</p> <p>The Planning Commission will make its recommendation on this chart on March 1, 2017.</p>
Findings	
Finical Impact	
Recommendation	Propose any suggested changes and make a motion to forward the ordinance for a second reading.
Reviewed By	Mayor, City Planner, City Manager, City Engineer, Public Works Director, City Attorney, Planning and Zoning Commission

Agenda Item # 7 and 8

<p>Description</p>	<p>A Public Hearing regarding Ordinance 17-05: An ordinance revising the Master Road Plan Element of the Nibley City Transportation Master Plan</p> <p>and</p> <p>Discussion and Consideration of Ordinance 17-05: An ordinance revising the Master Road Plan Element of the Nibley City Transportation Master Plan</p>
<p>Department</p>	<p>Planning</p>
<p>Presenter</p>	<p>Stephen Nelson</p>
<p>Sponsor</p>	<p>N/A</p>
<p>Applicant</p>	<p>N/A</p>
<p>Background</p>	<p>Since its proposal, there have been concerns about the development on the Malouf property and how it will affect neighboring residents. The City continues to address options for mitigating the concerns residents have. One possible option is to remove the road listed on Nibley’s master road plan that would link 1500 W, in the Maple Valley subdivision, to 2930 S in the Stonebridge Subdivision, and vacating parts of those roads where they connect to the Malouf subdivision.</p> <p>Items to Consider</p> <ul style="list-style-type: none"> • As the road is currently master planned, the connection to these two subdivisions could bring hundreds of more cars through these neighborhoods each day if the remaining parcels in the Malouf subdivision were to be developed. Both roads are 66’, but go through residential neighborhoods. This is not ideal for industrial traffic. • The Malouf Preliminary Plat did have three lots, one of which would have to rely on these connections. However, the final plat only subdivided the one lot on the north and left a remainder parcel on the south. Therefore, both lots have access to a public ROW at the cul-de-sac on the east end of 2960 S if the road is removed. • Nibley City Code 11-5-5e and in the International Fire Code D103.4 require a turnaround point on dead end roads for emergency vehicles. Currently, that turnaround is located on an easement on lot 1 in Stonebridge on the west end of 2930 S. The developer was planning to remove the temporary

	<p>turnaround easement on Lot 1 after 2930 S would have been connected through to 1500 W. If the City removes the possibility for that connection, Lot 1 in Stonebridge would have to keep that temporary turnaround easement. Nibley City’s attorney and engineer are currently researching the feasibility of that turnaround being used permanently.</p> <ul style="list-style-type: none"> • Traffic on 2900 S would most likely increase in the future when additional industrial development occurs on the Malouf and adjacent industrial properties. Most mornings and evenings as employees are going to and from work, there can be a long backup at the intersection of 2900 S (also known as Nibley Parkway) and US 89/91. By removing this road connection, any future development on the remainder parcel for the Malouf Property would leave and enter through the US 89/91 intersection until other streets are constructed to provide access to Nibley Parkway. • A connection was historically shown in the transportation master plan connecting this industrial park by extending 1500 W north to 2600 South, however that road was removed from the master plan by the City Council in 2014. Another road, Sierra Drive, is proposed to connect from 3200 S to 2600 S approximately 1 block east of and parallel to US 89/91, however the completion of that road is potentially decades away. • Another potential connection between 3200 S and 2900 S that is now being proposed is shown on the map. • It is also important to consider how a future trail could be put in to allow there to be pedestrian and non-motorized traffic to connect between the industrial park and the Maple Valley and Stonebridge neighborhoods. A trail could serve as a benefit to the surrounding neighborhoods and employees heading to the industrial park and could help with traffic on Nibley Parkway. <p>The Planning Commission will make its recommendation on March 1, 2017.</p>
Findings	
Final Impact	
Recommendation	Provide staff with direction and advance the item to a second reading.
Reviewed By	Mayor, City Planner, City Manager, City Engineer, Public Works Director, City Attorney

Agenda Item # 9

Description	Discussion of Ordinance 17-07: An ordinance vacating portions of the road right-of-way for two roads (First Reading)
Department	Planning
Presenter	Stephen Nelson, City Planner
Applicant	
Background	
Findings	
Recommendation	Review and approve a motion to forward the item for a second reading and public hearing
Reviewed By	Mayor, City Planner, City Manager, City Attorney

Agenda Item # 10

Description	Discussion and Consideration of Ordinance 17-04: An ordinance prohibiting the provision of utilities outside Nibley City limits (Second Reading)
Department	Planning
Presenter	Stephen Nelson, City Planner
Applicant	
Background	<p>This ordinance would require all applicants that would like to connect to Nibley City utilities services to be within city limits. Currently, the City does have a few connection into the water and sewer systems from outside the City, however, City staff has concerns about continuing that policy and adding new outside connection. There is a lot of area surrounding the City that could be developed where developers may wish to tie into City utilities. In order to ensure the best service to Nibley residents and businesses, this ordinance is proposing to limit future connections just to the properties within the City. If a property outside the City wishes to apply to connect to the City's water and sewer systems, they would need to properly annex into the City first.</p> <p>Staff has added an exception for public entities to the last line of the proposed code change.</p> <p>There are several reasons why staff believes this issued should considered:</p> <ul style="list-style-type: none"> • Nibley City installed these systems to serve Nibley residents and business, not to serve those in the unincorporated areas. • This change in the code would give staff clear direction of when to accept or not to accept an application to making a connection to the City's system. • It is possible, that if multiple connections are made from outside the City, this could cause more maintenance, including high maintenance cost, and the City would be more likely to replace infrastructure sooner. However, a lot, if not all of these costs, would be paid for impact fees and utility charges from the new connections. <p>Utility users who might currently be outside of City limits would be able to continue using services under this ordinance.</p>
Findings	
Recommendation	Review and approve
Reviewed By	City Planner, City Manager, City Attorney, and Utility Manager

Agenda Item # 11

Description	Discussion and Consideration of Ratification of a Declaration of Emergency Regarding recent flooding
Department	Public Safety
Presenter	David Zook, City Manager
Applicant	
Background	Due to recent flood events, Nibley City took emergency actions to protect citizens and public infrastructure from damage. Nibley's costs related to the recent flood events could exceed \$30,000. Cache County is currently pursuing state and federal funding assistance for their costs related to this emergency. If Cache County becomes eligible for financial assistance related to this emergency, Nibley City might also be eligible for some reimbursement. Mayor Dustin was asked to sign an emergency declaration in response to the emergency. Such a declaration is necessary in order for the City to be eligible for financial assistance.
Financial Impact	The City could be eligible for up to half of the costs incurred.
Recommendation	Make a motion to ratify the emergency declaration
Reviewed By	Mayor, City Manager, Emergency Manager

Agenda Item # 12

Description	Discussion and Consideration of Resolution 17-04: Municipal Wastewater Planning Program Resolution(First Reading)
Department	Sewer
Presenter	Justin Maughan, Public Works Director
Applicant	
Background	The City is required to annually file a report regarding the sewer system with the State of Utah Department of Environmental Quality, Division of Water Quality. Staff will present the report to the Council for adoption prior to filing.
Findings	
Recommendation	Waive second reading and adopt the resolution.
Reviewed By	City Manager, Public Work Director, Water and Sewer Department Staff

Agenda Item # 13

Description	Discussion and Consideration of awarding a contract for the construction of the 640 West Well House
Department	Water
Presenter	Justin Maughan, Public Works Director
Applicant	
Background	<p>Nibley City is continuing to complete the project to construct a new drinking water well on city-owned property on 640 West. The final phase of the project is to construct the well house, which will include the installation of the pump, a variable frequency drive system, electronic controls, including remote telemetry (SCADA) systems, a backup generator and a building to house all of this equipment.</p> <p>Nibley's purchasing policy allows staff to award this contract because it was specifically budgeted for in the annual budget. However, it has been the preference of the Council that staff bring major purchases such as this to the Council to be awarded.</p> <p>This project was put out to bid in February and was advertised in the local newspaper as well as the Utah Legal Journal. Bid documents were provided to nine general contractors who expressed interest in the project. Seven of those companies submitted sealed bids. The sealed bids were opened on March 1 at 2 p.m. at City Hall. Most of the companies attended the public bid opening.</p> <p>The seven bids received ranged from a low bid of \$785,530 to a high of \$919,500. The City's estimate for this work was \$760,000. The lowest bid came from DWA Construction. City staff and engineers are confident that DWA can competently construct the project because the company has constructed three similar wells in northern Utah in recent years.</p> <p>The City currently operates two wells and has a spring that is not being used. The largest of the existing wells, located on 250 West, produces up to 2,300 gallons per minute. The other well, located near 4000 South, produces approximately 1,200 gallons per minute. This new well is expected to produce 3,300 gallons per minute. This well will essentially double the City's water supply and is expected to provide sufficient supply for the city's needs for many years to come.</p>
Financial Impact	The City Council approved \$1 million in this year's budget for the well project. So far this fiscal year, approximately one quarter of that has been expended on the project. The schedule for the project is that some of the work would be conducted in this fiscal year and the remainder would be completed in the first two months of next fiscal year. Therefore, additional funds will be allocated in next fiscal year's budget to complete the project.
Recommendation	Award the contract to DWA Construction.
Reviewed By	Mayor, City Manager, Public Work Director, City Engineer, Contract Engineer, State of Utah Division of Drinking Water

ORDINANCE 17-06

AN ORDINANCE REVISING THE NIBLEY CITY SPACE REQUIREMENT CHART

WHEREAS, Nibley City requires space between buildings, roads and other structures for the safety and beatification of Nibley City; and

WHEREAS, Nibley City will make changes to the Space Requirements Chart from time to time in order to further enhance the safety and beatification of the City, and

WHEREAS, Nibley wishes to make changes to help clarify the chart for the public and to help protect residential property neighboring industrial zones.

NOW THEREFORE, BE IT ORDAINED BY THE NIBLEY CITY COUNCIL LOCATED AT NIBLEY CITY, STATE OF UTAH, THAT:

1. The attached updated Space Requirement Chart is hereby adopted.
2. All ordinances, resolutions and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution or ordinance or part thereof.
3. This ordinance shall become effective upon posting as required by law.

Passed by the Nibley City Council this _____ day of _____, 2017.

Shaun Dustin, Mayor

ATTEST: _____

David Zook, City Recorder

Space Requirements Chart

Column1	Column2	A	R-E	R-1	R-1A	R-2
A.	Minimum lot area	5 acres	2 acres	1 acre	3/4 acre	1/2 acre
	Minimum lot width, measured at setback line	200	200	200	150	100
B.	Setback principal uses					
	Front yard	30(35)3	30(35)3	30(35)3	30(35)3	30(35)
	Side yard, interior	153	15	10	10	10
	Side yard, street	25(35)3	25(35)3	25(35)3	25(35)3	25(35)3
	Rear yard	30	30	30	30	25
C.	Setback accessory uses					
	Front yard	30(35)3	30(35)3	30(35)3	30(35)3	30(35)3
	Side yard, interior	10(3)5	10(3)5	10(3)5	10(3)5	10(3)5
	Side yard, street		25(35)3	25(35)3	25(35)3	25(35)3
	Rear yard	1(10)6	1(10)6	1(10)6	1(10)6	1(10)6
D.	Height maximums					
	Principal uses	40	40	40	40	40
	Accessory uses	30	30	30	30	20
E.	Fences and walls maximum height					
	Front yard, property line to setback line	4	4	4	4	4
	Rear yard	7(8)*	7(8)*	7(8)*	7(8)*	7(8)*
	Side yard	7(8)*	7(8)*	7(8)*	7(8)*	7(8)*
	Corner lots	See subsection 10-12-9B of this title				

1. In all zones in a platted subdivision, lot width is 100 feet minimum, at setback line, but lot area must be 1/2 acre.
2. All measurements are in feet unless otherwise specified.
3. Greater distance required where yard faces arterial road.
4. Greater distance required where property line is adjacent to residential zone or residential dwelling unit.
5. Lesser distance allowed where accessory building is at least 10 feet behind the rear of main building and not less than 10 feet from
6. Greater distance required where rear yard faces side yard of adjacent property.
7. Principal use is defined as a dwelling unit in R-E, R-1 and R-2.
8. 8 foot height allowed for a transparent fence, e.g., chainlink.
9. Conditional use permit required on request of height increase.
10. See section 10-6C-4 of this title for use regulations governing the R-2A zone.

11. The average lot size for the entire subdivision phase and portion thereof shall average at least fourteen thousand (14,000) sq. ft.

* Eight-foot (8') height allowed for a transparent fence, e.g., chain link.

R-2A		
12,000 sq ft (11)	-	-
100	-	-
30(35) 3	20	50
10	0(10) ³	0(50)4
25 (35)3	20	25(35)3
25	0(10) ³	0(50)4
30(35)3	20	50
10(3)5	0(10)4	0(10)4
25(35)3	20	25(35)3
1(10)6	0(10)4	0(10)4
40	40	50
20	30	30
4	4	4
7(8)*	7(8)*	7(8)*
7(8)*	7(8)*	7(8)*

n any dwelling unit on adjacent property.

Nibley City Master Road Plan

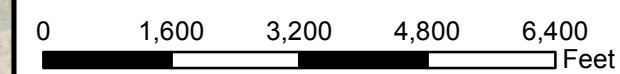
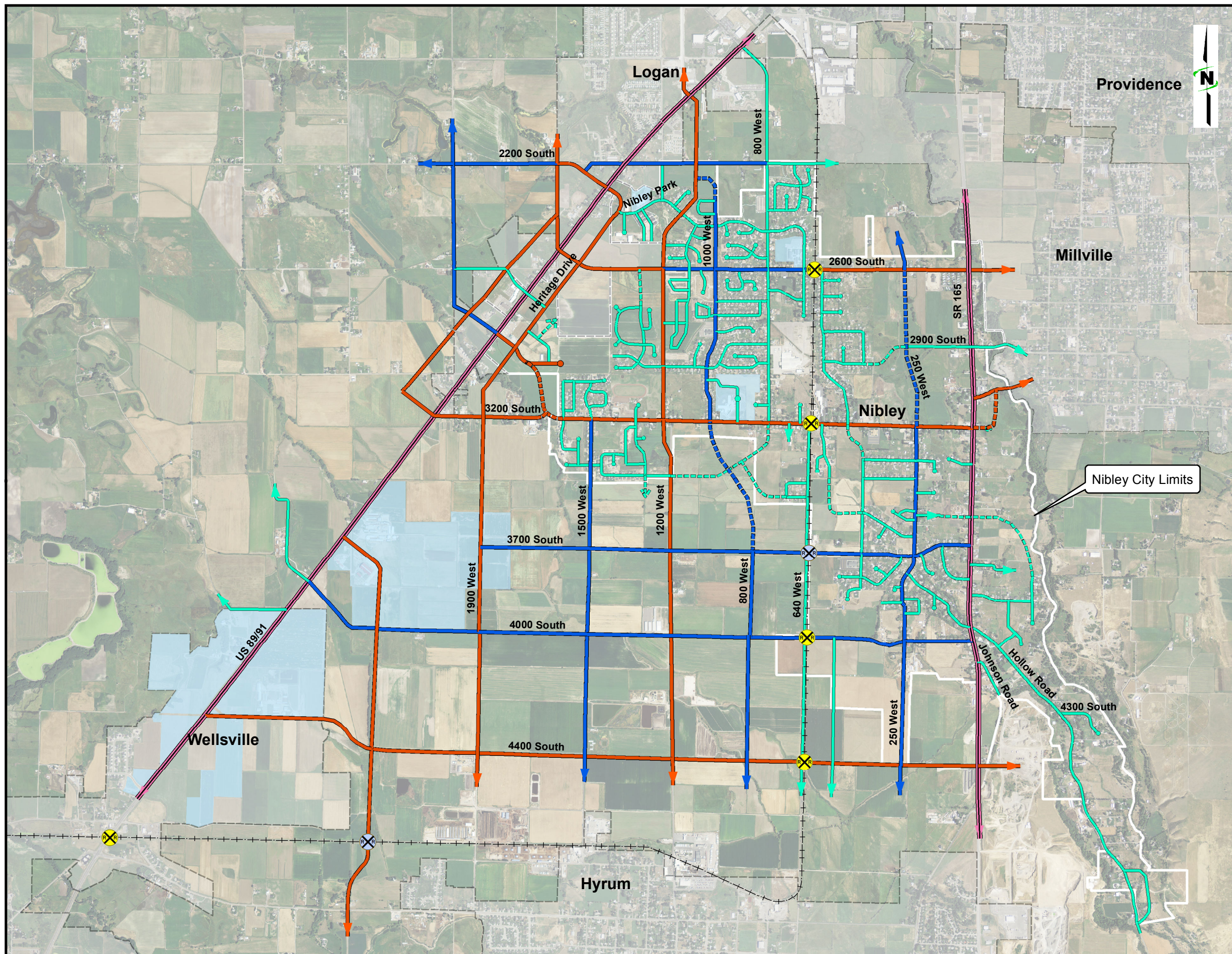


Rail Road Crossing

- Existing
- Proposed

Road Classification

- Principal Arterial (120')
- Minor Arterial (80' or 99' ROW)
- Collector (66' ROW)
- Local (60' ROW)
- Alignment Alternatives, Minor Arterial
- Alignment Alternatives, Collector
- Alignment Alternatives, Local
- Rail Road
- Parcels of Special Interests
Utah State University
City/County Schools



ORDINANCE 17-05

AN ORDINANCE REVISING THE MASTER ROAD PLAN ELEMENT OF THE NIBLEY CITY
TRANSPORTATION MASTER PLAN

WHEREAS, Nibley City has a transportation master plan which outlines anticipated future development of its transportation infrastructure; and

WHEREAS, although Nibley City tries to make transportation decisions in light of the Plan, from time to time, it becomes necessary to amend the Plan; and

WHEREAS, Nibley City desires to amend the Plan at this time to clarify its transportation goals in a certain part of Nibley City and to enhance public safety.

NOW THEREFORE, BE IT ORDAINED BY THE NIBLEY CITY COUNCIL LOCATED AT NIBLEY, UTAH, THAT:

1. The attached map, entitled "Nibley City Master Road Plan" is hereby adopted, by fact and by reference.
2. All other portions of the previously adopted Plan remain in full force and effect.
3. All ordinances, resolutions and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution or ordinance or part thereof.
4. Should any provision, clause or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Nibley City Municipal Code to which these amendments apply, The valid part of any provision, clause or paragraph of this ordinance shall be given independence from the invalid provisions or applications and to this end the parts, sections and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.
5. This ordinance shall become effective upon posting as required by law.

Passed by the Nibley City Council this _____ day of _____, 2017.

J. Shaun Dustin, Mayor

ATTEST: _____

David Zook, City Recorder

ORDINANCE 17-04

AN ORDINANCE PROHIBITING THE PROVISION OF UTILITIES OUTSIDE NIBLEY CITY LIMITS

WHEREAS, Nibley City provides water and sewer services to the residents and businesses in Nibley City; and

WHEREAS, Nibley City provides these service to help enhance the welfare and lives of those residents and businesses within the City; and

WHEREAS, these residents and businesses pay taxes and make other great contributions to the City and enhance the City in many ways; and

WHEREAS, Nibley City designed and built the water and sewer system to serve those properties and people that are within Nibley City boundaries.

NOW THEREFORE, BE IT ORDAINED BY THE NIBLEY CITY COUNCIL LOCATED AT NIBLEY, UTAH. THAT:

The attached ordinance, entitled "An Ordinance Prohibiting The Provision Of Utilities Outside Nibley City Limits" is hereby adopted, by fact and by reference, as Title 8, Section 1-2 (E).

1. All ordinances, resolutions and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution or ordinance or part thereof.
2. This ordinance shall become effective upon posting as required by law.

Passed by the Nibley City Council this _____ day of _____, 2017.

Shaun Dustin, Mayor

ATTEST: _____

David Zook, City Recorder

Attached Wording:

8-1-2

E. No landowner, person, subdivider or developer's application to connect to Nibley City's water and sewer system will be considered unless the property noted on the application is within Nibley City limits. No application for connection or service will be considered from outside Nibley City limits until the property is properly annexed into Nibley City. The City Council may make exceptions for public entities.

DISASTER DECLARATION

WHEREAS, beginning on February 6th, 2017, a number of slow-moving storms and unseasonably warm temperatures brought significant rain and heavy wet snow to the Nibley City area, which fell upon an already higher-than-normal accumulation of snow on the ground, resulting in significant flooding throughout the City, and causing excess in-flow into the City sewer system, threatening the health and safety of residents because of sewage back-ups into homes and damage to private homes and businesses and public infrastructure; and

WHEREAS, Nibley City contracts with Logan City, at a gallon per minute rate, to treat wastewater, utilizing Logan City's treatment system, and because of floodwater infiltration into the sewer system, compounded by emergency measures taken by residents to divert floodwaters from homes, Nibley City took action to prevent sewage backup and floodwater into homes; and

WHEREAS, these conditions resulted in additional amounts of wastewater being pumped into the Logan system, and the emergency fees charged for pumping the additional wastewater into the Logan system is expected to budgeted amount by \$20,000; and

WHEREAS, other costs for emergency response and repair of damaged infrastructure are expected to exceed an additional \$10,000

WHEREAS, City and private resources have been limited and/or depleted due to the above conditions; and

WHEREAS, Nibley City activated its Emergency Operations Center and is operating under the City's Emergency Operations Plan; and

WHEREAS, these conditions have the potential to worsen and immediate attention is necessary to combat the threat to the safety, health and welfare of the citizens of Nibley City.

NOW, THEREFORE, BE IT RESOLVED BY THE NIBLEY CITY COUNCIL, NIBLEY, UTAH THAT:

In accordance with Utah Code Annotated §63K-4-301 et seq., the Mayor and City Council of Nibley City do hereby declare a local emergency and request assistance from Cache County, the State of Utah and the United States of America.

Dated this 7th day of February, 2017

Shaun Dustin, Mayor

Attest: _____
David Zook, City Recorder

Municipal Wastewater Planning Program (MWPP) Collection System Section for 2016

Owner Name: NIBLEY

Name and Title of Contact Person:

Justin Pope

Phone: _____

435-760-3777

E-mail: _____

Justin@nibleycity.com

SUBMIT BY APRIL 15, 2017

Electronic

submission: <http://deq.utah.gov/ProgramsServices/services/submissions/index.htm>

or

Mail to: MWPP - Department of Environmental Quality
Division of Water Quality
195 North 1950 West
P.O. Box 144870
Salt Lake City, Utah 84114-4870
Phone: (801) 536-4300

Form completed by:

May Receive Continuing Education Units (CEUs)

Part I: SYSTEM AGE

A. What year was your collection system first constructed (approximately)?

Year 2003

B. What is the oldest part of your present system?

Oldest part 2003 years

Part II: BYPASSES

A. Please complete the following table:

Question	Number	Points Earned	Total Points
How many days last year was there a bypass, overflow or basement flooding by untreated wastewater in the system due to rain or snowmelt?	0	0 times = 0 points 1 time = 5 points 2 times = 10 points 3 times = 15 points 4 times = 20 points 5 or more = 25 points	0
How many days last year was there a bypass, overflow or basement flooding by untreated wastewater due to equipment failure? (except plugged laterals)	0	0 times = 0 points 1 time = 5 points 2 times = 10 points 3 times = 15 points 4 times = 20 points 5 or more = 25 points	0
TOTAL PART II =			0

B. The Utah Sewer Management Program defines two classes of sanitary sewer overflows (SSOs). Below include the number of SSOs that occurred in 2016.

Class 1- a Significant SSO means a SSO or backup that is not caused by a private lateral obstruction or problem that:

- (a) affects more than five private structures;
- (b) affects one or more public, commercial or industrial structure(s);
- (c) may result in a public health risk to the general public;
- (d) has a spill volume that exceeds 5,000 gallons, excluding those in single private structures; or
- (e) discharges to Waters of the state.

Part II: BYPASSES (cont.)

Class 2 – a Non-Significant SSO means a SSO or backup that is not caused by a private lateral obstruction or problem that does not meet the Class 1 SSO criteria.

Number of Class 1 SSOs in Calendar year 2016 0

Number of Class 2 SSOs in Calendar year 2016 0

C. Please indicate what caused the SSO(s) in B. If needed attach the additional information to this report.

D. Please specify whether the SSOs were caused by contract or tributary community, etc.

Part III: NEW DEVELOPMENT

A. Please complete the following table:

Question	Points Earned	Total Points
Has an industry or other development moved into the community or expanded production in the past two years, such that either flow or wastewater loadings to the sewerage system were significantly increased (10 - 20%)?	No = 0 points Yes = 10 points	0
Are there any major new developments (industrial, commercial, or residential) anticipated in the next 2 - 3 years, such that either flow or BOD ₅ loadings to the sewerage system could significantly increase (25%)?	No = 0 points Yes = 10 points	0
TOTAL PART III =		0

Part III: NEW DEVELOPMENT (cont.)

- B. Approximate number of new residential sewer connections in the last year
230 new residential connections
- C. Approximate number of new commercial/industrial connections in the last year
2 new commercial/industrial connections
- D. Approximate number of new population serviced in the last year
690 new people served
- E. Total number of effective residential connections (ERC) served
1868 total ERC served

Part IV: OPERATOR CERTIFICATION

A. How many collection system operators are currently employed by your facility?

4 collection system operators employed

B. You are required to have the chief direct responsible charge (DRC) operator(s) certified at COLLECTION II.

What is the current grade of the collection DRC operator(s)? Collection II

C.

What is/are the name(s) of your waste water treatment DRC operator(s)?

- Rod Elwood Collection II
- Justin Maughan Collection IV
- Justin Pope Collection II
- Steve Eliason Collection IV

D. State of Utah Administrative Rules requires all operators, of public systems, considered to be in DRC to be appropriately certified. List all the operators in your system by their certification class. Attach additional pages if necessary.

Not Certified _____
Small Lagoons _____
Collection I _____
Collection II JustinPope,
Rod Elwood

Collection III

Justin

Collection IV

Maughan,
Steve Eliason

Part IV: OPERATOR CERTIFICATION (cont.)

E. Please complete the following table:

Question	Points Earned	Total Points
Is/are your DRC operator(s) currently certified at the appropriate grade for this facility? (see C)	Yes = 0 points No = 50 points	0
How many continuing education units has each of the DRC operator(s) completed over the last 3 years?	3 or more = 0 points less than 3 = 10 points	0
TOTAL PART IV =		0

Part V: FACILITY MAINTENANCE

A. Please complete the following table:

Question	Points Earned	Total Points
Do you follow an annual preventative maintenance program?	Yes = 0 points No = 30 points	0
Is it written?	Yes = 0 points No = 20 points	0
Do you have a written emergency response plan?	Yes = 0 points No = 20 points	0
Do you have an updated operations and maintenance manual	Yes = 0 points No = 20 points	0
Do you have a written safety plan?	Yes = 0 points No = 20 points	0
TOTAL PART V =		0

Part VI: SSMP EVALUATION

- A. Has your system completed its Sewer System Management Plan (SSMP)?
No _____ Yes X

- B. If the SSMP has been completed, has the SSMP been public noticed?
No _____ Yes (include date of public notice) 1/28/16

- C. Has the SSMP been approved by the permittee's governing body at a public meeting?
No _____ Yes X (2/4/16)

- D. During the annual assessment of the SSMP, were any adjustments needed based on the performance of the plan?
No X Yes _____ If yes, what components of the plan were changed (i.e. line cleaning, CCTV inspections and manhole inspections and/or SSO events)?

- E. During 2016 was any part of the SSMP audited as part of the five year audit?
No X Yes _____ If yes, what part of the SSMP was audited and were changes made to the SSMP as a result of the audit? NO.

- F. Has your system completed its *System Evaluation and Capacity Assurance Plan* (SECAP) as defined by the Utah Sewer Management Program?
No _____ Yes X

The following are dates that the SSMP and SECAP are required to be completed, based on population. The SSMP and SECAP must be public noticed and approved by the permittee's governing body in order to be considered complete.

Requirement	Population
-------------	------------

	Less than 2,000	2,000 - 3,500	3,501 – 15,000	15,001 – 50,000	More than 50,000
Completion of SSMP	March 31, 2016	March 31, 2016	September 30, 2016	March 31, 2016	September 30, 2016
Completion of SECAP	Optional	September 30, 2017	September 30, 2016	March 31, 2016	September 30, 2016

Part VII: SUBJECTIVE EVALUATION

This section should be completed with the system operators.

- A. Describe the physical condition of the sewer collection system: (lift stations, etc. included)

Sewer system is in good shape. System has a regular cleaning and video
Inspection program. System has one large lift station, and three smaller lift
stations
850 manholes and about 35 miles of pipe.

- B. What sewerage system improvements does the community plan to have under consideration for the next 10 years?

Normal development

- C. Explain problems, other than plugging, that you have experienced over the last year

Minor Inflow & Infiltration with some basements draining to sewer.

- D. Is your community presently involved in formal planning for system expansion/upgrading? If so explain.

No formal planning at this time.

POINT SUMMATION

Fill in the point totals from Parts II through V in the blanks provided in the Points column. Add the numbers to determine the MWPP point total that your wastewater facility has generated for the past twelve months.

Part	Points
II	0
III	0
IV	0
V	0
Total	0

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature of Signatory Official

Date

Print Name of Signatory Official

Title

The signatory official is the person authorized to sign permit documents, per R317-8-3.4.

Municipal Wastewater Planning Program (MWPP) Financial Evaluation Section for 2016

Owner Name: NIBLEY

Name and Title of Contact Person:

Justin Pope

Phone: (435) 760-3777

E-mail: _Justin@nibleycity.com

SUBMIT BY APRIL 15, 2017

Electronic

submission: <http://deq.utah.gov/ProgramsServices/services/submissions/index.htm>

or

Mail to: MWPP - Department of Environmental Quality
Division of Water Quality
195 North 1950 West
P.O. Box 144870
Salt Lake City, Utah 84114-4870
Phone: (801) 536-4300

NOTE: This questionnaire has been compiled for your benefit by a state sponsored task force comprised of representatives of local government and service districts. It is designed to assist you in making an evaluation of your wastewater system and financial planning. If you received financial assistance from the Water Quality Board, annual submission of this report is a condition of that assistance. Please answer questions as accurately as possible to give you the best evaluation of your facility. If you need assistance please call John Mackey, Utah Division of Water Quality: (801) 536-4300.

I. Definitions: The following terms and definitions may help you complete the worksheets and questionnaire:

User Charge (UC) - A fee established for one or more class(es) of users of the wastewater collection and treatment facilities that generate revenues to pay for costs of the system.

Operation and Maintenance Expense - Expenditures incurred for materials, labor, utilities, and other items necessary for managing and maintaining the facility to achieve or maintain the capacity and performance for which it was designed and constructed.

Repair and Replacement Cost - Expenditures incurred during the useful life of the treatment works for obtaining and installing equipment, accessories, and/or appurtenances necessary to maintain the existing capacity and the performance for which the facility was designed and constructed.

Capital Needs - Cost to construct, upgrade or improve the facility.

Capital Improvement Reserve Account - A reserve established to accumulate funds for construction and/or replacement of treatment facilities, collection lines or other capital improvement needs.

Reserve for Debt Service - A reserve for bond repayment as may be defined in accordance with terms of a bond indenture.

Current Debt Service - Interest and principal costs for debt payable this year.

Repair and Replacement Sinking Fund - A fund to accumulate funds for repairs and maintenance to fixed assets not normally included in operation expenses and for replacement costs (defined above).

Part I: OPERATION AND MAINTENANCE

Complete the following table:

Question	Points Earned	Total
Are revenues sufficient to cover operation, maintenance, and repair & replacement (OM&R) costs <i>at this time?</i>	YES = 0 points NO = 25 points	0
Are the projected revenues sufficient to cover operation, maintenance, and repair & replacement (OM&R) costs for the <i>next five years?</i>	YES = 0 points NO = 25 points	0
Does the facility have sufficient staff to ensure proper OM&R?	YES = 0 points NO = 25 points	0
Has a dedicated sinking fund been established to provide for repair & replacement costs?	YES = 0 points NO = 25 points	0
Is the repair & replacement sinking fund adequate to meet anticipated needs?	YES = 0 points NO = 25 points	0
What was the average User Charge fee for 2016?	\$ <u>42</u> per month	0
TOTAL PART I =		0

Part II: CAPITAL IMPROVEMENTS

Complete the following table:

Question	Points Earned	Total
Are present revenues collected sufficient to cover all costs and provide funding for capital improvements?	YES = 0 points NO = 25 points	0
Are projected funding sources sufficient to cover all projected capital improvement costs for the <i>next next five years?</i>	YES = 0 points NO = 25 points	0
Are projected funding sources sufficient to cover all projected capital improvement costs for the <i>next next ten years?</i>	YES = 0 points NO = 25 points	0
Are projected funding sources sufficient to cover all projected capital improvement costs for the <i>next next twenty years?</i>	YES = 0 points NO = 25 points	0
Has a dedicated sinking fund been established to provide for future capital improvements?	YES = 0 points NO = 25 points	0
TOTAL PART II =		0

Part III: GENERAL QUESTIONS

Complete the following table:

Question	Points Earned	Total
Is the wastewater treatment fund a separate enterprise fund/account or district?	YES = 0 points NO = 25 points	0
Are you collecting 95% or more of your sewer billings?	YES = 0 points NO = 25 points	0
Is there a review, at least annually, of user fees?	YES = 0 points NO = 25 points	0
Are bond reserve requirements being met if applicable?	YES = 0 points NO = 25 points	0
TOTAL PART III =		

Part IV: PROJECTED NEEDS

Estimate as best you can the following:

Cost of projected capital improvements (in thousands)	2017	2018	2019	2020	2021
	0	0	0	0	0

Point Summation

Fill in the point totals from Parts I through III in the blanks provided in the Points column. Add the numbers to determine the MWPP point total that reflects your present financial position for meeting your wastewater needs.

Part	Points
I	0
II	0
III	0
Total	0