

ORDINANCE #2026-4

**AN ORDINANCE AMENDING THE ELKHART CODE OF ORDINANCES CHAPTER 100 TO
PROVIDE FOR NEW STORM WATER SERVICE CHARGES**

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ELKHART, IOWA

SECTION 1. Purpose. The purpose of this Ordinance is to amend the Elkhart Code of Ordinances Chapter 100.11 to provide for new storm water service charges from July 1, 2026 to June 30, 2031.

SECTION 2. Amendment. Elkhart Code of Ordinances Sections 100.11(1) and (2) is amended by replacing with the underlined:

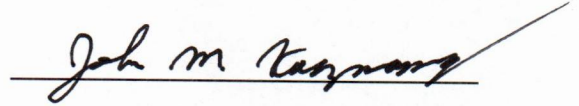
1. Except as hereinafter noted, each customer whose property lies within the corporate limits of the City shall pay to the City, as a part of the customer's combined water, sewer, recycling, and storm water service account with the City, monthly utility billings, at the same time payment for other City utilities are made, the following charges per unit associated with the customer's property:
 - A. Undeveloped properties. A flat storm sewer availability charge at the rate of \$0.00 per month.
 - B. Single-family dwelling, one residential unit: \$7.25 per month.
 - C. Duplex dwelling, one residential unit: \$7.25 per month.
 - D. Townhome dwelling, one residential unit: \$7.25 per month.
 - E. Mobile home dwelling, one residential unit: \$7.25 per month.
 - F. Apartment dwelling, one residential unit: \$7.25 per month.
 - G. Nonresidential properties: one nonresidential unit: \$14.50 per month.
2. The yearly rate shall increase by \$0.25 per year through fiscal year 2031 for properties in Section 2, (1)B-F. The yearly rate shall increase by \$0.50 per year through fiscal year 2031 for properties in Section 2, (1) G. As a result of the annual review of rates, as detailed in Section 100.15 of this chapter, the Council may choose to adjust the monthly unit rate as necessary. Such rate adjustments shall be approved by resolution of the City Council.

SECTION 3. Repealer. All ordinances or parts of ordinances in conflict with the provisions of these ordinances are hereby repealed.

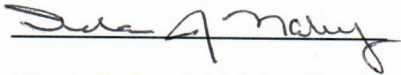
SECTION 4. Severability Clause. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. Effective Date. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed by the Elkhart City Council on this 15th day of June 2026 and approved this 15th day of June 2026.

A handwritten signature in black ink, appearing to read "John M. Kaczmarczyk", written over a horizontal line.

Mayor John M. Kaczmarczyk

A handwritten signature in black ink, appearing to read "Debra J. Nabity", written over a horizontal line.

Attest: Debra J. Nabity, City Clerk