

HOLDING TANK THAT RECEIVES A WATER BILL, A BUILDING OR GROUP OF BUILDINGS UNDER SINGLE OWNERSHIP OR MANAGEMENT THAT RECEIVES A WATER AND SEWER BILL AND THAT CONTAINS MULTIPLE RESIDENTIAL DWELLINGS THAT DO NOT RECEIVE AN INDIVIDUAL SEWER BILL, AND A NONRESIDENTIAL USER, THE RESTORATION FEE SHALL BE:

1. STATED IN A SEPARATE LINE ON THE SEWER OR WATER BILL, AS APPROPRIATE, THAT IS LABELED "BAY RESTORATION FEE"; AND

2. COLLECTED FOR EACH CALENDAR QUARTER, UNLESS A LOCAL GOVERNMENT OR BILLING AUTHORITY FOR A WATER OR WASTEWATER FACILITY ESTABLISHED SOME OTHER BILLING PERIOD ON OR BEFORE JANUARY 1, 2004.

(II) 1. A. IF THE USER DOES NOT RECEIVE A WATER BILL, FOR USERS OF AN ONSITE SEWAGE DISPOSAL SYSTEM AND FOR USERS OF A SEWAGE HOLDING TANK, THE COUNTY IN WHICH THE ONSITE SEWAGE DISPOSAL SYSTEM OR HOLDING TANK IS LOCATED SHALL BE RESPONSIBLE FOR COLLECTING THE RESTORATION FEE SHALL BE COLLECTED BY THE METHOD AND FREQUENCY DETERMINED APPROPRIATE BY THE DEPARTMENT.

B. A COUNTY MAY NEGOTIATE WITH A MUNICIPAL CORPORATION LOCATED WITHIN THE COUNTY FOR THE MUNICIPAL CORPORATION TO COLLECT THE RESTORATION FEE FROM ONSITE SEWAGE DISPOSAL SYSTEMS AND HOLDING TANKS LOCATED IN THE MUNICIPAL CORPORATION.

2. THE GOVERNING BODY OF EACH COUNTY, IN CONSULTATION WITH THE BAY RESTORATION FUND ADVISORY COMMITTEE, SHALL DETERMINE THE METHOD AND FREQUENCY OF COLLECTING THE RESTORATION FEE UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.

(3) THE TOTAL FEE IMPOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT EXCEED \$120,000 ANNUALLY FOR A SINGLE SITE.

(4) (I) FOR PURPOSES OF MEASURING AVERAGE DAILY WASTEWATER FLOW, THE LOCAL GOVERNMENT OR BILLING AUTHORITY FOR A WASTEWATER FACILITY SHALL USE EXISTING MEASURING METHODS METHODS OF MEASUREMENT, WHICH MAY INCLUDE WATER USAGE OR OTHER ESTIMATION METHODS.

(II) THE AVERAGING PERIOD IS:

1. THE BILLING PERIOD ESTABLISHED BY THE LOCAL GOVERNMENT OR BILLING AUTHORITY; OR

2. IF A BILLING PERIOD IS NOT ESTABLISHED BY THE LOCAL GOVERNMENT OR BILLING AUTHORITY, A QUARTER OF A CALENDAR YEAR.

(IV) (C) A NONRESIDENTIAL USER OF A WASTEWATER FACILITY IS EXEMPT FROM PAYING THE SURCHARGE RESTORATION FEE IF: