

RESOLUTION 58-2009

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, RESCINDING RESOLUTION 2-91 DATED JANUARY 21, 1991 AND ITS AMENDMENT THAT ESTABLISHED A REBATE PROGRAM IN THE CITY OF BENSON FOR INSTALLATION OF LOW WATER USE TOILETS AND WATERLESS URINALS

WHEREAS, on January 7, 1991 the City of Benson adopted via Resolution 2-91 a policy requiring low water use fixtures in new construction and established a rebate program for retrofitting existing conventional toilets with ultra-low toilets within City limits, which was later amended to include waterless urinals; and

WHEREAS, the National Energy Policy Act of 1992 governs household water fixtures, including toilets, shower heads and bath and kitchen faucets and requires that they be low flow, meeting the requirement of Resolution 2-91; and

WHEREAS, since 1994 all new toilets installed in the United States have been low-flow toilets, which has steadily diminished the number and percentage of older toilets contributing to Benson's wastewater flows; and

WHEREAS, it is no longer necessary to provide rebates as an incentive to retrofit existing homes with low flow fixtures.

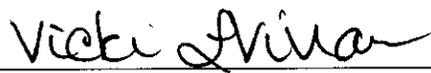
NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Benson, Arizona that City of Benson Resolution 2-91 is hereby rescinded and the rebate program established therein is hereby canceled.

PASSED AND ADOPTED by the Mayor and City Council of the City of Benson, Arizona, this 14th day of September, 2009.



MARK M. FENN, Mayor

ATTEST:



VICKI L. VIVIAN, City Clerk

APPROVED AS TO FORM:



MICHAEL J. MASSEE, City Attorney