



2.1 the council's wastewater reserve capacity fund. Each fiscal year an amount from the  
2.2 wastewater reserve capacity fund shall be transferred to the wastewater operating fund  
2.3 for the reserved capacity costs described in this paragraph. For the purposes of this  
2.4 subdivision, the amount transferred from the wastewater reserve capacity fund to the  
2.5 wastewater operating fund shall be referred to as the "SAC transfer amount."

2.6 (b) If, after appropriate study and a public hearing, the council determines for the  
2.7 next fiscal year that a reduction of the SAC transfer amount is necessary or desirable to  
2.8 ensure adequate funds remain in the wastewater reserve capacity fund, based on a goal  
2.9 of maintaining at least the next year's estimated SAC transfer amount in the wastewater  
2.10 reserve capacity fund, the council may reduce the SAC transfer amount for that fiscal year.  
2.11 If the council reduces the SAC transfer amount for the next fiscal year, the council must  
2.12 then increase the metropolitan sewer availability charge not less than the greater of six  
2.13 percent or the annual percentage change in the Consumer Price Index for the metropolitan  
2.14 region for the previous year plus three percentage points. For the purposes of this  
2.15 subdivision, any reduction in the SAC transfer amount shall be referred to as the "SAC  
2.16 transfer deficit." The provisions of this paragraph expire at the end of calendar year 2015.

2.17 (c) The council will record on a cumulative basis the total SAC transfer deficit. In  
2.18 any year that the wastewater reserve capacity fund has a year-end balance of at least two  
2.19 years' estimated SAC transfer amount, the council shall increase the subsequent annual  
2.20 SAC transfer amount in excess of the amount required by paragraph (a) with the goal  
2.21 of eliminating the cumulative total SAC transfer deficit. The annual amount by which  
2.22 the council increases the SAC transfer amount shall be determined by the council after  
2.23 appropriate study and a public hearing.

2.24 **Sec. 2. APPLICATION.**

2.25 Section 1 applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey,  
2.26 Scott, and Washington.