

Ordinance No. 3072

AN ORDINANCE TO AMEND CHAPTER 19-153 OF THE CODE OF THE CITY OF AUBURN TO ESTABLISH SEWER USAGE RATES AND SEWER SYSTEM ACCESS FEES AND TO ESTABLISH POLICIES RELATED THERETO FOR THE CITY OF AUBURN SANITARY SEWER SYSTEM AND TO REPEAL ORDINANCE NO. 1288 DATED SEPTEMBER 6, 1988 AND TO REPEAL SEWER SURCHARGES AND AS SET FORTH BY BUDGET ORDINANCE NO. 2889 DATED SEPTEMBER 9, 2014.

BE IT ORDAINED by the City Council of the City of Auburn, as follows:

Section 1. That Article IV, Chapter 19, **Section 19-153. Rates.** of the *Code of the City of Auburn* is hereby amended to read as follows:

**Chapter 19 – SEWERS AND SEWAGE DISPOSAL
ARTICLE IV. – USAGE RATES AND CHARGES**

Section 19-153. Rates.

(a) Sewer Usage Charges. The city shall levy a sewer usage charge on the owner or the lessee of every premises or facility to which sanitary sewer services are furnished by the city to the users of the city sanitary sewer system, which usage charge shall be based on the volume of water consumed at such premises. Water usage shall be metered and water meters shall be read on a monthly basis.

(1) Monthly sewer usage charge – rate per 1,000 gallons.

There shall be a sanitary sewer usage charge per one thousand (1,000) gallons of water usage over the minimum monthly usage of up to three thousand (3,000) gallons as measured by the water meter; further provided that this charge shall be determined based on the size of the water meter for each premises to which sanitary sewer services are provided or available. The monthly rate per one thousand (1,000) gallons over the monthly minimum amount to be levied as the monthly sewer usage charge shall be as follows:

Rate Effective October 1, 2012 \$ 4.94 per one thousand (1,000) gallons

(2) Minimum monthly sewer usage charges for individually metered dwellings and business. There shall be a minimum monthly sewer usage charge to all premises connected to or served by the city sanitary sewer system. Minimum monthly charge includes usage of up to three thousand (3,000) gallons as shown on the following table:

Individually Metered Minimum Monthly Sewer Usage Charge

| Meter Size | Effective October 1, 2012 |
|---------------|------------------------------|
| | \$ |
| 3/4" | 14.81 |
| 1" | 24.76 |
| 1 1/2" | 49.49 |
| 2" | 74.23 |
| 3" | 160.83 |
| 4" | 321.64 |
| 6-8" | 643.30 |

(3) *Maximum monthly sewer usage charge established for single family residential dwellings.* There shall be no monthly usage charge for sanitary sewer services provided to single-family residences for water usage as measured by the water meter in excess of eighteen thousand (18,000) gallons per month.

(4) *Minimum monthly sewer usage charges for multiple dwellings or businesses using a common or master water meter.* Where master water meters serve more than one family, such as duplexes, triplexes, apartment complexes, manufactured home parks, recreational vehicle (RV) parks or in commercial buildings serving more than one business, each individual residence, apartment, mobile home pad, RV pad or business shall be subject to the minimum monthly sewer usage charge as specified in the schedule below or the actual usage recorded on the meter, whichever amount is greater. The minimum monthly sewer usage charge is calculated based on the number of dwelling or business units multiplied by the master metered minimum monthly sewer usage charge per unit as specified in the schedule below. The actual usage, divided by one thousand (1,000), is multiplied by the effective rate per one thousand (1,000) gallons of water usage. Under this provision, the minimum monthly sewer usage charge for efficiency and one bedroom apartments that are master metered shall be calculated by taking the total number of efficiency and one-bedroom apartments divided by two (2) and rounded up to the next whole number. An example calculation is as follows: the minimum monthly sewer usage charge for an apartment complex with a common or master water meter serving seven (7) one-bedroom apartments will be based on four (4) units [which is seven (7) one-bedroom apartments divided by two (2), which equals three and one half (3.5), which is rounded up to four (4)] multiplied by the minimum bill per unit as specified in the schedule below or the actual usage reflected on the common or master water meter divided by one thousand (1,000) multiplied by the effective sewer rate per one thousand (1,000) gallons, whichever is greater. Under this provision, the minimum monthly sewer usage charge for apartments larger than one bedroom, manufactured home pads, RV pads or businesses that are master metered shall be the number of units multiplied by the master metered minimum monthly sewer usage charge per unit as specified in the schedule below or the actual usage reflected on the common or master water meter divided by one thousand (1,000) multiplied by the effective sewer rate per one thousand (1,000) gallons, whichever is greater. The minimum monthly sewer usage charge for master-metered users shall be as follows:

Master Metered Minimum Monthly Sewer Usage Charge

| Meter Size | Effective October 1, 2012 |
|----------------------------|------------------------------|
| Master Meter (per Unit) | \$9.88 |

(5) *Late fees assessed for failure to pay by the due date.* For any total account balance, including water, sewer, or solid waste services billed, that has not been paid by the date due, a rate of five per cent of the delinquent account balance, with a minimum late fee of five dollars (\$5.00), will be added to the account.

(b) **Sewer System Access Fees.** The city shall levy a sewer system access fee for each property that is developed and connected to the city sanitary sewer

system. The purpose of the sewer system access fee is to finance the cost of the sanitary sewer system capacity necessary to serve each property that is connected to the city sanitary sewer system.

(1) *Sewer system access fee rates.* Except as provided in subparagraph (3) below, sanitary sewer system access fees for residential and commercial customers shall be based upon the size of the water meter installed on the property being developed, regardless of the water service provider. Sewer system access fees shall be levied as follows:

| Meter Size | Effective April 1, 2010 \$ |
|---------------|----------------------------------|
| 3/4" | 1,800.00 |
| 1" | 4,500.00 |
| 1 1/2" | 9,000.00 |
| 2" | 14,400.00 |
| 3" | 28,800.00 |
| 4" | 45,000.00 |
| 6" | 90,000.00 |
| 8 - 10" | 144,000.00 |

(2) *Sewer system access fee due date.* The sewer system access fee shall be determined by the Water Resource Management Department following review of the site development and construction plans. The sewer system access fee shall be paid to the Utility Billing Office of the Finance Department prior to the issuance of the building permit for the development. If the owner or developer of a parcel for which a sewer system access fee is due, but unpaid, begins construction activities on the parcel prior to payment of the sewer system access fee, the city manager or his designee shall take the necessary action to halt such construction activities.

(3) *Sewer system access fees for master-metered residential developments.* Sewer system access fees for master-metered residential developments including, but not limited to, multi-family developments, RV parks and manufactured home parks shall be levied on a "per dwelling unit" basis; that is, the sewer system access fee for a master-metered residential development shall be calculated by multiplying the number of dwelling units in a multi-family development or the number of spaces/pads in an RV or manufactured home park by the sewer system access fee in effect for a ¾-inch meter.

(4) *Sewer system access fee credits for redevelopment.* Where a previously developed property is redeveloped or modified, a credit for the existing meter(s) or number of dwelling units shall be applied to the sewer system access fee due and payable at the time of redevelopment. These credits shall be calculated using the methodology outlined in the city water works board's methodology to be used for the collection of residential and commercial water access fees resolution dated May 21, 2009.

(c) **Sewer Account Security Deposits.** In order to secure the city's charges for sanitary sewer system services, a security deposit shall be required to be paid by each property owner or lessee for each service address to which city sanitary sewer services are provided or available. If the sewer account security deposit has not been paid

within thirty (30) days of a customer's request to receive city sanitary sewer services, the city may take such action as necessary to collect the amount of the sewer account security deposit from the property owner or lessee. The amount of the sewer account security deposit shall be based on the size of the water meter serving the property, as well as the customer's service category, as follows:

- (1) Residential customers

a. ¾" meter

\$ 30.00

b. 1" meter

85.00

c. 1 ½" meter and larger

165.00
- (2) Commercial customers

a. ¾" meter

\$ 50.00

b. 1" meter

100.00

c. 1 ½" meter

180.00

d. 2" meter

300.00

e. 3" meter

600.00

f. 4" meter

1,000.00

g. 6" meter and larger

1,595.00

(d) **Waste Disposal Fees.** To regulate the use of private wastewater disposal and associated draining systems;

- (1) Minimum usage charges established

a. A charge of \$75.00 per one thousand (1,000) gallons of septic tank waste, portable toilet waste, holding tank waste and grease trap waste, with a minimum charge of \$75.00 per truck load; and

b. Point of discharge will be determined by the Water Recourse Management Director and Sewer Plan Superintendent.

Section 2. Should any provision, section or sub-section of this Ordinance be declared invalid, such declaration shall not affect any other provisions or sections or sub-sections of this Ordinance, which provisions or sections or sub-sections shall remain in full force and effect.

Section 3. This Ordinance shall be effective immediately upon its approval by the City Council, or upon its otherwise becoming law, but shall, nonetheless, be published as required by law.

ADOPTED AND APPROVED by the City Council of the City of Auburn, this the 2nd day of January, 2018.

ATTEST:

/s/ Bill Ham, Jr., Mayor

/s/ James C. Buston, III, City Manager