

ORDINANCE 2022-11-10-0869

APPROVING AN ADJUSTMENT TO THE SAN ANTONIO WATER SYSTEM (SAWS) CHILLED WATER DEMAND RATES FOR 2023 (12.0%) AND AUTHORIZING UP TO MAXIMUM ANNUAL PERCENTAGE ADJUSTMENTS FOR 2024 (12.0%), 2025 (10.0%), 2026 (8.0%) AND 2027 (8.0%) RESPECTIVELY; APPROVING TWO NEW CHILLED WATER RATE COMPONENTS, NAMELY A DELTA T ADJUSTMENT CHARGE AND A CAPACITY CHARGE RAMP UP SCHEDULE; AND AMENDING CHAPTER 34 OF THE CITY CODE AND PRIOR CITY COUNCIL ORDINANCES TO BE CONSISTENT HERewith.

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WHEREAS, the San Antonio Water System (“SAWS”) is a municipally owned utility of the City of San Antonio; and

WHEREAS, SAWS operates a Chilled Water System that provides air-conditioning service to customers in the Downtown area and Port San Antonio; and

WHEREAS, the Chilled Water System was originally created to serve Hemisfair in 1968 and its operation was consolidated into SAWS at its creation in 1992; and

WHEREAS, in 2000, the Port San Antonio Chilled Water System was also consolidated into SAWS; and

WHEREAS, Ordinance Nos. 96794 and 100588 established chilled water charges for the Downtown and Port San Antonio Chilled Water System; and

WHEREAS, the Chilled Water System functions by operating centralized water chilling plants and passing water chilled to near freezing through pipes to heat exchangers in customer buildings, which provide cooling for the customers’ air handling systems; and

WHEREAS, such a system provides energy efficiency benefits and greenhouse gas emission reduction through a large-scale centralized system and shifting electrical demand off peak; and

WHEREAS, there are twenty-one customers on the Downtown System, with approximately 70% of the Chilled Water System serving the City of San Antonio, primarily for cooling the Alamodome and Convention Center and the balance of customers primarily include government offices and hotels; and

WHEREAS, the Port San Antonio Chilled Water System serves five customers including Boeing, Standard Aero, Chromalloy, United States Air Force, and Port San Antonio offices; and

WHEREAS, in July 2021, SAWS engaged a consultant to develop a long-term business and rate plan whose scope of work includes capital expenditures planning, financial planning, energy efficiency, controls/metering, management/staffing, hydraulic modeling, customer contracts, Port San Antonio analysis and marketing/communications; and

WHEREAS, SAWS has demonstrated that the Chilled Water System's net position has deteriorated and the current rates are not generating sufficient cash flow to fund needed capital improvements; and

WHEREAS, the SAWS Board of Trustees (the "Board") has recommended to the City Council that it approve a 12.0% increase for 2023 to the Chilled Water demand charge rates for the Downtown and Port San Antonio Chilled Water System to improve the financial condition of the System; and

WHEREAS, the Board has also recommended to the City Council that it approve additional up to maximum adjustments to the Chilled Water demand charge rates for the Downtown and Port San Antonio Chilled Water System for 2024 (12.0%), 2025 (10.0%), 2026 (8.0%), and 2027 (8.0%), respectively; and

WHEREAS, the Board has additionally recommended to the City Council that it approve two new chilled water rate components, namely a Delta T Adjustment Charge and a Capacity Charge Ramp Up Schedule; and

WHEREAS, the Supervisor of Public Utilities has reviewed the rate change request, considers it reasonable, and recommended approval of the rates and fees along with certain monitoring procedures; and

WHEREAS, in the exercise of its governmental regulatory authority, the City Council has determined that approval of the Board's requests are reasonable and necessary to ensure the financial sustainability and improvement of the Chilled Water System; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Council approves and authorizes a 12.0% adjustment to SAWS Chilled Water demand charge rates for the Downtown and Port San Antonio Chilled Water Systems effective on or about January 1, 2023, as set forth in Attachment I.

SECTION 2. The City Council approves and authorizes additional adjustments to the Chilled Water demand charge rates for the Downtown and Port San Antonio Chilled Water Systems for consumption effective on or about January 1, 2024, January 1, 2025, January 1, 2026, and January 1, 2027, respectively, up to the maximum rates set forth in Attachment I.

SECTION 3. The City Council approves and authorizes two new chilled water rate components, namely a Delta T Adjustment Charge and a Capacity Charge Ramp Up Schedule, effective on or about January 1, 2023, as set forth in Attachment I.

SECTION 4. The City Council approves and hereby adopts the accountability procedures set forth in Attachment II.

SECTION 5. The City Council finds that the adjustments and fees authorized and approved by this Ordinance are reasonable and necessary to ensure the financial sustainability and improvement of the Chilled Water System.

SECTION 6. Chapter 34 of the City Code of San Antonio, Texas (City Code), and prior City Council Ordinances regarding same, including but not limited to Ordinance Nos. 96794 and 100588, are hereby amended to be consistent with this Ordinance and its attachments including, the rate and fee schedules attached hereto and which are incorporated herein. Chapter 34 of the City Code is hereby amended by adding the language that is underlined (added) and deleting the language that is stricken (~~deleted~~) to the existing text as set forth in this Ordinance. All other provisions of Chapter 34 of the City Code shall remain unchanged and in full force and effect, unless expressly amended by this Ordinance.

SECTION 7. If any part, section, paragraph, sentence, phrase or word of this Ordinance is for any reason held to be unconstitutional, illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision herein contained is held to be unconstitutional, illegal, invalid, or ineffective, the remainder of this Ordinance shall nevertheless stand effective and valid as if it had been enacted without the portion held to be unconstitutional, illegal, invalid, or ineffective.

SECTION 8. The publishers of the City Code of San Antonio, Texas are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to index, format and number paragraphs to the existing Code.

SECTION 9. Funding in the amount of \$310,000.00 for this ordinance is available in Various Funds, Various Cost Centers and General Ledger 5407540 as part of the Fiscal Year 2023 Adopted Budget approved by City Council.

SECTION 10. Additional funding is contingent upon City Council approval of the Fiscal Year 2023 and subsequent budgets that fall within the contract terms of this ordinance.

SECTION 11. Payment is authorized to SAWS and should be encumbered with a purchase order.

SECTION 12. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 13. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

SZ
11/10/2022
Item # 6

PASSED AND APPROVED this 10th day of November, 2022.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

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11/10/2022
Item # 6

ATTACHMENT I

Adjustments to Chilled Water Service Rate Schedules

ATTACHMENT II

Accountability Procedures

SPECIAL SERVICES FEES-RELATED AMENDMENTS TO CHAPTER 34 OF THE SAN ANTONIO CITY CODE

Section 34-3.01. Deposits.

An advance deposit of an amount reasonably adequate to secure payment of the customer's final bill shall be required of all new customers. For a new residential water/wastewater account, the amount of the deposit shall be ~~one hundred dollars and eleven cents (\$100.11)~~ one-hundred dollars (\$100.00). For a new residential water-only account, the amount of the deposit shall be ~~sixty dollars (\$60.00)~~ sixty dollars (\$60.00). For a new residential water/wastewater customer who qualifies for participation in the SAWS ~~affordability program~~ Uplift Assistance Program, the amount of the deposit shall be ~~seventy seven dollars and nine cents (\$77.09)~~ fifty dollars (\$50.00). For a new residential water-only customer who qualifies for participation in the SAWS Uplift Assistance Program, the amount of the deposit shall be ~~thirty dollars (\$30.00)~~ thirty dollars (\$30.00). For a new residential wastewater-only customer who qualifies for participation in the SAWS Uplift Assistance Program, the amount of the deposit shall be ~~twenty dollars (\$20.00)~~ twenty dollars (\$20.00). For a new residential wastewater-only account, the amount of the deposit shall be ~~fifty dollars and sixty three cents (\$50.63)~~ forty dollars (\$40.00). For a new residential wastewater-only account for a customer who qualifies for participation in the SAWS ~~affordability program~~ the amount of the deposit shall be ~~twenty five dollars and thirty one cents (\$26.31)~~ twenty five dollars (\$25.00). For a new general class water/wastewater account, the amount of the deposit shall vary by meter size:

<u>Meter Size</u>	<u>General Class</u>
<u>5/8"</u>	<u>\$ 100</u>
<u>3/4"</u>	<u>\$ 150</u>
<u>1"</u>	<u>\$ 250</u>
<u>1.5"</u>	<u>\$ 500</u>
<u>2"</u>	<u>\$ 800</u>
<u>3"</u>	<u>\$ 1,600</u>
<u>4"</u>	<u>\$ 2,500</u>
<u>6"</u>	<u>\$ 5,000</u>
<u>8"</u>	<u>\$ 8,000</u>
<u>10"</u>	<u>\$ 10,000</u>
<u>12"</u>	<u>\$ 14,000</u>

Such amounts for other types of accounts shall be determined in accordance with system Resolution No. 93-107, and as amended which establishes a policy for customer deposits. These deposit amounts listed in Section 34-3.01 are effective for new accounts established on or after January 1, ~~2020~~ 2023. These deposit amounts shall be adjusted on January 1 of each year thereafter by the percentage of any approved monthly charge change (greater than zero (0)) for the next year in the monthly water and sewer charges for the average SAWS residential customer, and subsequently rounded to the nearest dollar.

Sec. 34-3.03. Penalty for late payment.

A penalty for late payment in the amount of five (5) percent of the net charges shall be added to the current charges owing if full payment for such charges is not made to the system on or before fifteen (15) days from date of mailing of the bill. The late payment penalty shall not be assessed for a residential customer who qualifies for participation in the SAWS Uplift Assistance Program.

~~Sec. 34-3.05. --Transfer of service; fee.~~

~~If a customer requests a transfer of service from a service location within the system's service area to a different service location within the system's service area, and such transfer necessitates a transfer of the customer's records from the former account to the current account, then a transfer fee of six dollars (\$6.00) shall be added to the customer's account which shall appear on the customer's next regular billing. The transfer fee shall not apply to new accounts which are in addition to a customer's existing account.~~

Section 34-3.07. Encroachment or easement release application processing fee.

A request to allow an encroachment on, over and/or across an existing SAWS easement or to release (in whole or in part) an existing SAWS easement must be submitted to SAWS development engineering services in accordance with procedures and requirements established by SAWS. The non-refundable application processing fee for the encroachment or release request is ~~eight hundred seventeen dollars and seven cents (\$817.07)~~ eight hundred thirty dollars (\$830.00). SAWS may require applicant to verify ownership, and if property owner is a legal entity, documentation will be required demonstrating applicant's authority to make an application on behalf of the entity. If the encroachment is approved by SAWS, an agreement, prepared by SAWS corporate real estate, will be entered into between the property owner and SAWS granting the encroachment. If the easement release request is approved, SAWS corporate real estate will either (i) if SAWS paid consideration for the easement, enter into negotiations for consideration for the full or partial release of the easement, or (ii) if the easement was dedicated to SAWS, prepare the release for SAWS execution. This fee amount is effective January 1, ~~2020~~ 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero (0)) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the service.

Section 34-3.08. Meter locate multiple trip fee.

If a customer's request for onsite water and/or wastewater utility location services requires more than one trip to a specific address, the customer shall be assessed a fee of fifty-five dollars (\$55.00) for each additional trip. This fee amount is effective January 1, 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero (0)) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to

the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the service.

Section 34-5.02. Other reinstatement charges.

Additionally, under certain special conditions or events, the procedures and charges relative to reinstatement of water service are as follows:

(a) If a customer, whose service has been discontinued in accordance with Division 4 is found to have reinstated his water service at the curb stop without approval of the system, the customer's meter shall be removed to preclude illegal reinstatement of service by the customer, and ~~an additional turn on fee of ten dollars (\$10.00)~~ a fee shall be added to the customer's account in the amount of ten one hundred twenty-five dollars (\$125.00) to recover the cost of removal of the illegal service connection.

Additionally, a fee shall be added to the customer's account in the amount of four hundred and thirty dollars (\$430.00) to recover the cost of capping the customer's service line.
~~shall be added to the customer's account.~~

As a condition for service reinstatement, after removal of an illegal service connection or after a meter has been found to be damaged or illegally removed, one of the following fees shall also be assessed a customer's account to replace the damaged or illegally removed meter depending on the size and type of meter as listed below:

<u>Meter Size</u>	<u>Mechanical Meter</u>	<u>Connect H2O Meter</u>
<u>5/8"</u>	<u>\$92.00</u>	<u>\$146.00</u>
<u>3/4"</u>	<u>\$111.00</u>	<u>\$150.00</u>
<u>1"</u>	<u>\$140.00</u>	<u>\$200.00</u>
<u>1.5"</u>	<u>\$285.00</u>	<u>\$462.00</u>
<u>2"</u>	<u>\$435.00</u>	<u>\$587.00</u>

If the customer is found to have tampered or damaged ~~the meter or~~ an associated Connect H2O Meter, the associated valve, ~~or the associated lock, or the plug installed to cap the associated service line~~, one or more of the following charges shall be added to the customer's account depending on the piece of equipment damaged:

Connect H2O Meter tampering Fee: \$54.00

Valve tampering fee: ~~\$62.85~~ \$72.00

Lock tampering fee: ~~\$47.14~~ \$57.00

Plug tampering fee: \$70.00

~~5/8" meter tampering fee: \$76.47~~

~~3/4" meter tampering fee: \$96.37~~

~~1" meter tampering fee: \$124.66~~

~~These fee amounts are effective January 1, 2020. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next~~

~~year and as it was calculated at the end of the month of July one year earlier. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.~~

~~(b) In addition to the turn-on fees a charge of twenty five dollars (\$25.00) shall be added to the customer's account for the removal of each illegal straight connection. In addition, the customer shall be charged the cost of the estimated amount of water used between the time the customer's service was disconnected for non-payment and the time the customer's illegal straight connection was discovered. For a residential customer, the charge for the water used will be calculated using the winter average (see Sec. 34-226.1) for all SAWS residential customers. For a general class customer, the charge for water used will be calculated using the appropriate average monthly consumption amount by meter size listed in the table of average monthly consumptions by general class sub-classification and meter size established by SAWS and updated on an annual basis as defined in Sec. 34-2.01.~~

~~(c) In addition to the turn-on fees, any meter/lock/valve tampering fees, estimated water usage charge, and straight connection removal fee, depending on the method selected by the system, a charge of seventy eight dollars (\$78.00) (service plug and removal fee) shall be added to the customer's account for plugging of the service line or a charge of one hundred seventy five dollars (\$175.00) (service capping fee) shall be added to the customer's account for the capping of the service line.—~~

~~(dc) In addition to the turn-on fees, any meter/lock/valve tampering fees, estimated water usage charge, straight connection removal fee, service plug and removal fee, and or service capping fee, a charge of one hundred thirty seven twenty five dollars (\$25.00).~~

~~(de) Full payment of all charges incurred under the terms of Section 34.3.01, paragraphs (a) and (b) above including the turn-on fees, any meter/lock/valve tampering fees, straight connection removal fee, service plug and removal fee or service capping fee, and meter reinstallation fee must be paid made prior to the reinstatement of service.~~

~~(ed) If a customer presents a check or other negotiable instrument in payment of service fees that is not honored by the bank or other financial institution upon which the check or other negotiable instrument is drawn, a service charge of thirty dollars (\$30.00) shall be added to the amount due the system by the customer; provided, however, that if the instrument is returned by the financial institution because of error on its part, the service charge will not be added.~~

~~(e) All fee amounts listed in Section 34.3.01, paragraphs (a) and (b) above are effective January 1, 2023. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.~~

~~(g) In addition to the foregoing there shall be deposited an amount reasonably adequate to secure payment of the customer's final bill. Such amount shall be determined in~~

~~accordance with System Resolution No. 93-107, and as amended, which establishes a policy for customer deposits.~~

Sec. 34-38. - Specifications for service connections.

(a) All property owners on streets, alleys, plazas and other public places, hereafter to be paved, shall, within fifteen (15) days after written notice from the director of public works, connect their water fixtures with the street water mains. Wrought and galvanized pipe incorporated in the center of concrete at least six (6) inches wide or a double "A" lead pipe inside of a three-inch vitrified pipe, are acceptable types of service connections, and should any type of service connection other than the above be used, it shall first be approved by the director of public works.

(b) Service pipes shall be connected to mains by either two (2) elbows or an elbow and a tee in such manner as to make a flexible joint that will prevent an excessive strain on the pipes.

(c) All public water meters are owned, operated, maintained and replaced by the San Antonio Water System. The San Antonio Water System may install an advanced electronic meter and communication endpoint at a customer's water service connection for the purpose of measuring water use and transmitting that information over an electronic communication network. No person shall be allowed to prohibit the installation of such an advanced electronic meter nor shall they inhibit the electronic transmission of water use information.

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Section 34-125.1. Pipeline damage cost recovery fees.

The following fees are established for the purpose of recovering certain costs incurred by SAWS in connection with each instance of damage to a SAWS pipeline from the party which caused the damage:

(a) Dispatch fee for response to damaged mains: ~~fifty dollars and twenty eight cents (\$50.28)~~ four hundred dollars (\$400.00) per instance reported to the SAWS emergency operations center.

(b) ~~Flowable fill and bulk material usage fee: two hundred forty two dollars and eighty one cents (\$242.81) two hundred forty seven dollars and twenty two cents (\$247.22) two hundred forty two dollars per instance reported to the SAWS emergency operations center.~~

~~(be)~~ The amounts for the dispatch fee, and the flowable fill and bulk material usage fee are is effective January 1, ~~2020~~ 2023. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.

- (c) Lost water charge: the cost of water lost as a result of each instance of damage to a pipeline shall be recovered through the assessment on the estimated water loss volume of the current highest tier water supply fee rate assessed by SAWS, the current highest tier outside-the-city-limits (OCL) water delivery rate, and the current Water Uplift Assistance Program Fee rate assessed by SAWS, and the current Edwards Aquifer Authority (EAA) permit fee rate.

Section 34-126. Fire flow test fee.

Upon request, a fire flow test will be conducted by personnel of the system to provide flow data in support of any fire protection system located within the board's service area. An advance fee of ~~sixty dollars and seventy six cents (\$60.76)~~ seventy-six dollars (\$76.00) shall be applicable for each fire flow test requested for purposes of obtaining fire flow data for a specific piece of property or building in order for the owner of the property or building to obtain insurance rating or coverage or to assist in the design and construction of an interior fire protection system. This fee amount is effective January 1, ~~2020~~ 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the service.

Section 34-127. Private fire protection water service connections; rates; billing; late payment; termination.

- (a) Private fire protection water service line connections permitted may be one of the following three (3) types:

Type 1 – A line utilized exclusively to supply service for closed circuit automatic sprinkler head system.

Type 2 – A line to supply service for systems which have water outlets such as open head sprinkler systems, standpipes, hose connection outlets, external private fire hydrants on the premises, or other outlets used solely for fire protection purposes.

Type 3 – A line to supply service for a combination domestic and private fire protection system where the fire system is composed of automatic sprinkler heads, standpipes, hose connections, external private fire hydrants, and where other outlets shall be classified as a domestic account.

- (b) The private fire protection water service charges for Type Nos. 1, 2, and 3 shall be based on the size of the fire flow line requirement determined in accordance with the system's "Regulations For Water Service." The water service rates which shall be the lawful rates charged on the three types of connections are contained in Rate Schedules A and B, attached hereto and incorporated herein.

- (c) Such charges shall be billed as of January 1 of each year and shall be the net annual charge for private fire protection service to be rendered during the ensuing calendar year. For private fire protection service established subsequent to January 31 of each calendar year, charges shall be prorated based on the number of remaining full months in the year. Charges for private fire protection water service are due and payable on or before thirty (30) days from the date of mailing of the bill.
- (d) For Type 3 (combination meter) accounts, private fire protection water service shall be billed in accordance with (c) above. Domestic service shall be billed monthly in accordance with Rate Schedules A or B for General Water Service rates inside and outside the city limits, according to the size of meter required for domestic flow purposes.
- (e) A penalty for late payment in the amount of five (5) percent of the net charges shall be added to the current charges owing if full payment for such charges is not made to the system on or before thirty (30) days from the date of the mailing of the bill.
- (f) In the event payment of applicable charges for private fire protection water services is not made on or before sixty (60) days from the date of the mailing of the system bill, service may be subject to termination in accordance with the procedure set out in Division 4.
- (g) The system is hereby authorized and directed to promulgate and enforce detailed rules and regulations governing private fire protection water service connections and charges consistent with the provisions hereof.
- (h) The private fire protection water service rates on the three types of connections listed in Section 34-127 (a) above are effective January 1, 2023. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the service.

Section 34-130. Meter trip fee.

A customer requesting assistance from SAWS to turn-off or turn-on water flow via the meter serving the customer shall be assessed a fee of ~~ten dollars (\$10.00)~~ twelve dollars (\$12.00) for each trip required by a SAWS employee to satisfy the customer's request. This fee shall also be assessed for each trip necessary by a SAWS employee to turn-on water flow via a meter whenever a customer requests new water service from SAWS. For a customer who qualifies for participation in the ~~SAWS affordability program~~ Uplift Assistance Program, the meter trip fee amount shall be ~~five dollars (\$5.00)~~ six dollars (\$6.00). This fee amounts are effective January 1, 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently

rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the service.

Section 34-131. Fire hydrant water usage regulation, rates, and meter fees.

(a) General. SAWS may authorize a meter to be connected temporarily to a fire hydrant during construction operations in lieu of installing a temporary service line provided the customer:

- (1) Executes a contract for fire hydrant meter usage,
- (2) Pays the customer account deposit and all other applicable rates and fees as established in this section,
- (3) Assumes responsibility for the safekeeping of the meter, fitting and fire hydrant, and
- (4) Complies with backflow prevention requirements as established in the SAWS Utility Service Regulations.

(b) Fire hydrant meter deposit, and daily availability charge.

- (1) Prior to obtaining a fire hydrant meter, the customer will be required to pay a fire hydrant meter deposit of ~~one thousand seven hundred fifteen dollars (\$1,715.00)~~ one thousand seven hundred eighty-one dollars (\$1,781.00).

- a. The customer shall indicate on the fire hydrant meter usage contract the location of usage of the meter by street address or by street name with the nearest cross street, and the estimated duration of meter usage at the designated location.
- b. The customer shall indicate whether the fire hydrant meter will be used for irrigation or non-irrigation purposes for the purpose of being assessed the appropriate water usage rates; a single meter may not be used for both types of usages during a given six-month usage period.

- (2) The daily availability charge for use of a fire hydrant meter shall be ~~six dollars and ninety-one centers (\$6.91)~~ six dollars (\$6.00).

- (3) The fee amounts for the fire hydrant meter deposit and the daily availability charge are effective January 1, ~~2020~~ 2023. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.

(c) Requirements for Fire Hydrant Meter Periodic Calibration and Meter Readings. A customer authorized by SAWS to use a fire hydrant meter must meet the following requirements:

- (1) Return the meter to SAWS for inspection and re-calibration every twelve (12)

months from the original date of the customer's fire hydrant meter contract; if the customer fails to meet this requirement, the customer will:

- a. Forfeit the fire hydrant meter deposit, and
 - b. Be charged ~~ninety-nine dollars and forty cents (\$99.40)~~ one hundred and forty-four dollars (\$144.00) per month in addition to all other fees and charges until the meter in question is returned for inspection and re-calibration (this monthly fee will not be prorated if the meter is returned in the middle of a billing period), and
 - c. Be unable to obtain any additional fire hydrant meters from SAWS until the meter in question is returned for inspection and re-calibration.
- (2) Provide meter readings to SAWS on a monthly basis and report the location of the usage by the meter by street address, or by street name with the nearest cross street; if the customer fails to provide a meter reading for a given month on the day designated by SAWS, the customer shall be billed a flat fee equal to the OCL volumetric cost of water usage of 74,810 gallons (100 CCF) for the month.
- (3) The additional ~~ninety-nine dollars and forty cents (\$99.40)~~ one hundred and forty-four dollars (\$144.00) per month fee amount indicated in Sec. 34-131(c)(1), above, is effective on January 1, ~~2019~~ 2023. The fee shall be adjusted on January 1 of each year thereafter by the percentage of any approved monthly change (greater than zero) for the next year in SAWS domestic water delivery rates, and subsequently rounded to the nearest dollar.
- (d) Fire hydrant water usage rate classes. Two separate classes of fire hydrant water usage rates are established one or the other to be assessed on monthly water consumption measured by the fire hydrant meter based on the type of usage declared by the customer at the time of entering into a contract with SAWS for use of a fire hydrant meter:
- (1) Non-irrigation usage. The customer shall be charged using the second tier general class water delivery outside the city limits (OCL) rates currently assessed by SAWS, the Water Uplift Assistance Program Fee rate, the second tier general class water supply fee rates currently assessed by SAWS, and the current Edwards Aquifer Authority (EAA) permit fee rate.
 - (2) Irrigation usage. The customer shall be charged using the highest tier irrigation class OCL rates currently assessed by SAWS, the highest irrigation water supply fee rates currently assessed by SAWS, the Water Uplift Assistance Program Fee rate, and the current Edwards Aquifer Authority (EAA) permit fee rate.
- (e) Regulations for fire hydrant meter irrigation meter usage.
- (1) Fire hydrant meters may not be used for irrigation if regular metered SAWS irrigation service is available at the desired location of meter usage; if regular SAWS irrigation service becomes available after fire hydrant meter irrigation usage begins, the fire hydrant meter must be returned to SAWS immediately or else the meter is subject to unannounced retrieval by SAWS.

- (2) Customers using fire hydrant meters for irrigation purposes are subject to all drought management restrictions contained in Article IV and must not irrigate between 11:00 A.M. and 7:00 P.M.
 - (3) Fire hydrant meters may only be used for irrigation purposes at one location for six-months at a time; if customer desires to use the meter beyond the six-month period at one location, the customer must apply to the SAWS Director of Conservation for a variance using the procedure defined in Sec. 34-276.
 - (4) Fire hydrant meter irrigation usage found to be unauthorized by SAWS subjects the meter in question to unannounced retrieval by SAWS.
- (f) Regulations for unauthorized SAWS fire hydrant water usage.
- (1) Withdrawal of water directly from a SAWS fire hydrant without the use of a SAWS-issued fire hydrant meter as authorized under the terms of a duly executed fire hydrant meter contract is prohibited.
 - (2) Should SAWS staff encounter and document an instance of such unauthorized usage, the person or entity making the withdrawal shall be assessed and billed a flat fee equal to the volumetric cost of water usage of 74,810 gallons (100 CCF) plus the equivalent of 30 days of daily availability charges
 - (3) The fees and charges listed in Section 34-131(f)(2) above shall be assessed in addition to any legal enforcement action undertaken by the City of San Antonio for criminal theft of water.

Section 34-132. Same-day meter turn-on fee.

A customer requesting that the system initiate or reinstate water service on the same day the application for service is made shall be assessed a fee of ~~thirty-five dollars and sixty-two cents (\$35.62)~~ thirty-three (\$33.00) for this service. A customer who qualifies for participation in the SAWS Uplift Assistance Program requesting that the system initiate or reinstate water service on the same day the application for service is made shall be assessed a fee of sixteen dollars and fifty cents (\$16.50) for this service. The fee amount is effective January 1, ~~2020~~ 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the services.

Section 34-133. Bench meter test fee.

A customer requesting that the system apply a bench test at the system's meter shop to the meter serving the customer's account shall be assessed a fee of one hundred and sixteen dollars (\$116.00) ~~one of the following charges~~ only if the system finds that the meter being tested is accurate:

~~5/8" bench meter test fee: \$129.89~~
~~3/4" bench meter test fee: \$149.80~~
~~1" bench meter test fee: \$178.08~~
~~1.5" bench meter test fee: \$324.73~~
~~2" bench meter test fee: \$475.58~~

The fee amounts ~~are~~ is effective January 1, ~~2020~~ 2023. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.

Section 34-134. Irrigation system inspection compliance fees.

Failure to comply with the annual inspection requirements contained in subsection 34-273(3) shall result in the assessment of the following additional charges on the account associated with the irrigation system:

- (a) Annual enforcement fee in the amount of ~~one hundred sixty dollars and twenty seven cents (\$160.27)~~ one hundred fifty dollars (\$150.00); this fee shall be assessed on an annual basis until the requirements of subsection 34-273(3) have been met; and
- (b) Additional volumetric rate of ~~\$0.2056~~ \$0.8193 per one ~~hundred thousand (4001,000)~~ gallons on all irrigation consumption on a monthly basis; this additional rate shall continue to be assessed until the requirements of subsection 34-273(3) have been met.
- (c) The annual enforcement fee amount in Section 34-134 (a) above is ~~are~~ effective January 1, ~~2020~~ 2023. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.
- (d) The volumetric rate amount in Section 34-134 (b) above is effective January 1, 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.

Sec. 34-226.3. Industrial waste surcharges.

(a) Persons or owners discharging industrial wastes which exhibit none of the characteristics of wastes prohibited by Ordinance Number 77784, or as may be amended, other than excessive BOD or TSS, but having a concentration in excess of normal domestic sewage, that is, concentrations of BOD in excess of 250 mg/l and TSS in excess of 250 mg/l, shall pretreat the industrial waste to meet the concentrations of normal domestic sewage; however, such excessive BOD and TSS waste may be accepted for treatment if all the following requirements are met:

- (1) The wastes will not cause damage to the collection system.
- (2) The wastes will not impair the system's treatment process.
- (3) The wastes will not cause contamination of POTW sludges thus limiting sludge disposal options or practices.
- (4) The person(s) or owners responsible for the wastes pays an industrial surcharge, in addition to the regular water and sewer charges, in accordance with the following cost factors and formula:

V	=	Volume of water use reported in millions of gallons (MG) per month.
BOD	=	Biochemical oxygen demand analyzed in accordance with the procedures approved under 40 CFR Part 136, or the latest Environmental Protection Agency (EPA) approved method, and reported in units of milligrams per liter (mg/l).
TSS	=	Total suspended solids analyzed in accordance with the procedures approved under 40 CFR Part 136, or the latest Environmental Protection Agency (EPA) approved method, and reported in units of milligrams per liter (mg/l).

Cost factor BOD = ~~\$1.81~~ \$1.32

Cost factor TSS = ~~\$1.68~~ \$3.05

IWS = Industrial waste surcharge computed in dollars as follows: IWS Volume of discharge (in MG per Month) [~~\$1.81~~ \$1.32 × (BOD mg/l - 250 mg/l) + ~~\$1.68~~ \$3.05 × (TSS mg/l) - 250 mg/l].

(b) Surcharge review.

- (1) The San Antonio Water System as the Control Authority (CA) shall review the basis for determining surcharges at least once every two (2) years, or more frequently as needed.
- (2) The discharger may employ an independent registered professional engineer, at the discharger's cost, to perform additional sampling and analysis provided this activity is coordinated with the CA. Upon consideration of all available information, the CA shall determine the final values and/or charges to be assessed.

(c) Sample point.

- (1) Each sampling point shall be installed and maintained by the discharger so that any authorized representative of the CA may readily and safely obtain samples of the flow at all times.
- (2) Each sampling point shall be near the outlet of each sewer, drain, pipe, or channel which connects with the sanitary sewer or wastewater facility.
- (3) Each sampling point shall be designed and constructed to prevent infiltration by ground and surface water and maintained so that any authorized representative of the CA may readily and safely obtain samples of the flow at all times.
- (4) Before beginning construction of a sampling point, a person shall submit plans to the CA for review and approval to ~~insure~~ ensure compliance with these provisions. Plans must include the sewage metering device if one is to be installed.

(d) Measurement of waste volumes.

- (1) The volume of wastes may be determined by the same methods used to calculate the general sewer service rate.
- (2) On premises where all or part of the water is obtained from a source other than the public water supply and no sewage metering device is installed, the owner shall provide and maintain a metering device of a type approved by the CA to measure sources of private water.

(e) Sampling of wastes.

- (1) The CA shall take samples of waste discharges from establishments as often as determined necessary to adequately monitor and control the discharges. If an owner desires additional samples, the owner shall pay the cost of the additional service.
- (2) Samples collected by the CA may be either flow-proportional or time proportional composite samples as appropriate to achieve the most representative samples, or via the best available sampling method given the constraints and limitations present at the discharge point source.

(f) Sampling and analysis fees. A person discharging concentrations of BOD and/or TSS in excess of normal domestic sewage concentrations shall compensate the CA for the cost of sample collection and analysis when an industrial surcharge is established.

(g) Industrial surcharges for class groups.

- (1) The CA shall assess an industrial surcharge rate for each class group based on waste strength determinations established by averaging grab or composite samples or both, taken from a representative number of establishments in each group, and shall apply this rate to the water consumption or metered wastewater of the establishment. If the establishment is within a larger facility for which water usage is determined from a master meter, the San Antonio Water System Customer Service Department (CSD) shall determine an estimated volume for the establishment on which the surcharge rate is applied. CSD shall then add the appropriate industrial surcharge to billings for regular water and sewer service for each establishment classified into a class group.

- (2) If an establishment contains operations from more than one of the class groups, CSD determines that the surcharge rate for a particular class group would not adequately compensate the system for its cost of treatment, CSD shall add an appropriate industrial waste surcharge to adequately compensate the system for its cost of treatment.
- (3) The CA may, from time to time, revise surcharge class groups based on analysis of current samples.
- (h) The surcharge amounts shown in Sec. 34-226.3 (a) above are effective January 1, 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero (0)) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the services.

Section 34-236. Lift station maintenance fee.

A customer-developer wishing to install a lift station as an element of an off-site wastewater collection system to serve a specific area must meet all SAWS regulatory requirements as they relate to lift stations and, in addition, pay to SAWS a one-time lift station maintenance fee of ~~two hundred nine thousand six hundred and forty two dollars (\$209,642)~~ two hundred twenty-five thousand four hundred and forty-five dollars (\$225,445) that will be used to offset annual lift station maintenance expenses over a ten-year period. The fee amount is effective January 1, ~~2020~~ 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero (0)) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the services.

Section 34-237. Dye testing fee.

A person requesting that the system provide a dye test to confirm the presence of a connection of a property to the system's sewer system shall be assessed a fee of ~~fifty nine dollars and seventy one cents (\$59.71)~~ eighty-five dollars (\$85.00) for the conduct of the test. The fee amount is effective January 1, ~~2020~~ 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the services.

~~Section 34-238. Unauthorized sewer connection cap and removal fee.~~

~~If a customer who has made an unauthorized connection to the system's sewer system wishes to establish authorized sewer service from the system after discovery by the system of the unauthorized service connection, the customer shall be assessed one of the following charges that must be paid before authorized sewer service can be established:~~

~~4" pipeline unauthorized sewer connection cap and removal fee: —\$911.35~~

~~6" pipeline unauthorized sewer connection cap and removal fee: \$1,041.24~~

~~8" pipeline unauthorized sewer connection cap and removal fee: \$1,170.09~~

~~The fee amounts are effective January 1, 2020. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.~~

Section 34-484. Fees.

It is the purpose of this section to provide for the recovery of costs from users of the control authority wastewater disposal system for the implementation and continued operation of the pretreatment program established herein. All industrial users shall pay the following fees, as appropriate, and in accordance with the current fee schedule, within thirty (30) days of billing:

- (a) A permit application fee
- (b) A permit fee;
- (c) Sampling fee;
- (d) Analysis fee;
- (e) Environmental assessment;
- (f) Other fees as the control authority may deem necessary to carry out the requirements contained herein, such as, but not limited to emergency response fees, special sampling fees, monitoring equipment reset fees, etc. These fees relate solely to the matters covered by this division and are separate from all other fees, fines, and penalties chargeable by the control authority or any other agency.

The special services charges outlined in Schedule E, industrial waste fee schedule, relating to industrial waste permits and services shall be lawful rates charged by the system effective January 1, ~~2020~~ 2023. The Schedule E charges shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.

Section 34-521. Fees.

All liquid waste transporters shall pay the following fees, as appropriate, and in accordance with the current fee schedule:

- (1) A permit fee for each vehicle to be permitted;
- (2) A fee for each reinspection required for a vehicle to qualify for an annual liquid waste hauling permit;
- (3) A sampling fee;
- (4) An analysis fee;
- (5) A disposal site fee for disposing of septic or chemical toilet wastes at a control authority disposal facility;
- (6) A manifest booklet fee;
- (7) A disposal site holiday access fee (transporters must give two weeks' notice to SAWS to schedule access when fee is paid);
- (8) A disposal site weekend access fee (transporters must give two weeks' notice to SAWS to schedule access when fee is paid);
- (9) Other fees as the control authority may deem necessary to carry out the requirements contained herein, such as, but not limited to emergency response fees or special sampling fees. These fees relate solely to the matters covered by this division and are separate from all other fees, fines and penalties chargeable by the control authority or any other agency.

The special service charges outlined in Schedule F, liquid waste hauler fee schedule, relating to liquid waste hauler permits shall be lawful rates charged by the system effective January 1, 2020 2023. The Schedule F charges shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.

Sec. 34-530. Fees.

- (a) In order to recover the costs for the implementation of this division, each SAWS account associated with each FSE and each FPE shall be assessed a fee of ~~twenty-two dollars and fifteen cents (\$22.15)~~ seventeen dollars (\$17.00) cents per month.
- (b) This fee shall be effective January 1, 2020 2023. ~~This~~ These fees shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.

Section 34-572. Permit fees.

The fees to be paid to SAWS for the permits required by this article shall be as follows:

Permit for closure or repair of existing well ~~\$385.00~~ \$626.00

Permit for drilling new well ~~445.00~~ \$626.00

Permit for the construction of a geothermal heat exchange system ~~\$200.00~~ \$626.00

The fee schedule may be amended, as needed, when a change in the amount of fees is required to adequately recover the costs reasonably related to the performance of these functions for which the fee is charged. The fee amounts are effective January 1, 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the service.

Sec. 34-1008. Permit procedures.

- (a) Any facility regulated by this division shall submit a completed permit application in accordance with Section 34-1006 and Section 34-1007 of this division. The application shall be signed by the operator and/or UST owner; and the signed application, together with the appropriate fee as set forth in the ERZD and Edwards Transition Zone UST Fees Schedule set forth in subsection e) of this Section 34-108- shall be submitted to the resource protection and compliance department. The fee amounts listed in the ERZD and Edwards Transition Zone UST Fees Schedule are effective January 1, ~~2020~~ 2023. The fee amounts shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fees charged do not exceed the cost of providing the services.
- (b) After a complete and signed application has been received and the appropriate fee collected, the applicant's monitoring plan will be reviewed, and compliance with the regulations of this division will be verified by an on-site inspection by a staff member of the resource protection and compliance department. The initial inspection will be considered the first annual inspection for the purpose of administering this division.
- (c) Upon receipt of all required information, approval of the monitoring plan, and the return of a favorable inspection report by the staff inspector, the resource protection and compliance department will issue a permit to the applicant. Each permit shall be valid for a period of three (3) years from the date it is issued.

(d) In the event a deficiency in the monitoring plan is found to exist, or in the event the facility is found to be non-compliant with the requirements of this division during the application process and initial inspection, the applicant will be notified in writing and may correct any deficiencies in the application or the monitoring plan or at the regulated facility within thirty (30) days from the date of notification. If the corrections cannot be made within the thirty-day period, the applicant may request an extension in writing from the resource protection and compliance department. An extension of up to sixty (60) days may be granted upon a showing of good cause. Upon the earlier of notification by the applicant or expiration of the period for corrections, the application will be re-evaluated. If the required corrections have not been made at the time of the application is re-evaluated, the application will be denied.

(e) ERZD and Edwards Transition Zone UST fees schedule.

(1) Initial registration fee (per site).....	\$230.46	<u>\$367.00</u>
(2) Annual inspection fee (per site).....	\$157.13	<u>\$250.00</u>
(3) Follow-up inspection fee (per site, per occurrence, if prior inspection fails).....	\$125.70	<u>\$200.00</u>
(4) 3 rd year renewal fee (per tank): Tank sizes:		
0 – 4,999 gallons.....	\$549.95	<u>\$876.00</u>
5,000 – 10,000 gallons.....	\$680.89	<u>\$1,084.00</u>
Greater than 10,000 gallons.....	\$765.65	<u>\$1,251.00</u>

Sec. 34-1078. Fees.

(a) To recover the costs for the implementation of this division, each property owner shall pay the applicable fee for existing backflow and maintenance report that is provided in section 10-83 of the City Code, for each backflow prevention assembly for which an annual inspection is required by this division to the public water system providing water to the location of each backflow prevention assembly. The fee shall be delivered to the public water system with the report of annual inspection and testing that is required by this division. Subject to city council approval, the governing body of each public water system is authorized to amend the amount of the fee charged to recover the costs reasonably related to the performance of the functions for which the fee is charged. The fee may be waived if the report prepared by the state licensed backflow assembly tester that is required by this division is submitted online through the San Antonio Water System electronic submission program.

(b) If a property owner fails to submit or deliver the annual report of backflow testing and inspection as set out in Section 34-1077 (d), the public water system may assess a cost

recovery fee to the property owner upon notice of the violation. The cost recovery fee shall be assessed as follows:

1-3 Assemblies - \$ 79.50

4-9 Assemblies - \$ 110.00

>9 Assemblies - \$ 168.00

Failure to pay the cost recovery fee in a timely manner shall subject the property owner to suspension of service, and/or bar the reconnection or resumption of service until such time as the fee is paid.

- (c) The fee amounts are effective January 1, 2023. The fee amount shall be adjusted on January 1 of each year thereafter by the percentage difference (greater than zero) between the Consumer Price Index for All Urban Consumers (CPI-U) as it is calculated by the United States Bureau of Labor Statistics at the end of the month of July prior to the next year and as it was calculated at the end of the month of July one year earlier, and subsequently rounded to the nearest dollar. SAWS will periodically perform a cost of service analysis to ensure that the fee charged does not exceed the cost of providing the service.

Sec. 34-1081. Enforcement.

(a) The failure to perform any action that is required by this division, or the performance of any action that is prohibited by this division shall constitute a violation of this division.

(b) Criminal penalty. A conviction for a violation of any provision of this division shall constitute a class C misdemeanor. A person convicted of a violation of any provision of this division shall be fined an amount of not less than two hundred dollars (\$200.00) per violation and a maximum of not more than two thousand dollars (\$2,000.00) per violation. Each violation of this division shall constitute a separate offense, and each day a violation continues shall be considered a new offense. A culpable mental state is not required to prove an offense under this division.

(c) Civil penalty. A civil penalty may be imposed for each violation of any provision of this division in an amount not to exceed five thousand dollars (\$5,000.00) per violation. Each violation of any provision of this division shall constitute a separate violation, and each day a violation continues shall be considered a new violation.

(d) Authorization to enforce. SAWS is authorized to take any action authorized by this division against any person committing a violation of this division within SAWS service area. The grant of authority set out in this section does not in any way diminish the authority of the office of the city attorney to take any action necessary to enforce the terms of this division, to prosecute violations of this division, and to defend the legality of this division, if challenged.

(e) Additional enforcement remedies. In addition to any other remedies provided in this division, the city, or SAWS for violations of this division that occur within its service area may, at any time, pursue any other legal and/or equitable remedy to require compliance with this division.

(f) ~~Should SAWS shall provide~~ give written notice of a violation of this division to a property owner and if the violation is not completely remedied within ninety (90) days after the date of the notice, then in that event SAWS may terminate water and/or sewer service to the location where the violation occurred ~~upon the approval of a resolution by the SAWS board of trustees authorizing such termination~~ in accordance with the procedures set out herein.

SCHEDULE E

SAN ANTONIO WATER SYSTEM SAN ANTONIO, TEXAS

INDUSTRIAL WASTE FEE SCHEDULE

Under Article V, Sewage Transportation, Treatment and Disposal, Division 3, Sec. 34-484, et seg.

Effective 12:01 a.m., January 1, ~~2020~~ 2023

Ordinance No. _____ dated _____

<u>Name of Fee</u>	<u>Fee Amount</u>	<u>Unit</u>
Industrial Waste Discharge Permit - Categorical	\$14,513.00 <u>\$15,783.00</u>	Per Five (5) Year Permit with annual pro rata payments
Industrial Waste Discharge Permit - Non-Categorical	\$10,884.75 <u>\$11,837.00</u>	Per Five (5) Year Permit with annual pro rata payments
Sampling Fee - Significant Industrial Users	\$645.03 <u>\$577.00</u>	Per sample of discharge from Significant Industrial User collected under Industrial Pre-Treatment Program
Sampling Fee - Non-Significant Industrial Users	\$11.42 <u>\$13.00</u>	Per month billed to Non-Significant Industrial User under Industrial Pre- Treatment Program

Laboratory Testing Fees:

<u>Name of Fee</u>	<u>Fee Amount</u>	<u>Unit</u>
Alkalinity	\$18.51 <u>\$20.00</u>	Per test
Ammonia Direct	\$21.59 <u>\$24.00</u>	Per test
Ammonia Distillation	\$43.19 <u>\$47.00</u>	Per test
Biochemical Oxygen Demand	\$37.02 <u>\$40.00</u>	Per test
Chemical Oxygen Demand	\$38.56 <u>\$42.00</u>	Per test
Conductivity	\$12.34 <u>\$13.00</u>	Per test
Cyanide - Total (with Post Amending)	\$49.66 <u>\$54.00</u>	Per test
Phosphorus – Total	\$27.61 <u>\$30.00</u>	Per test

<u>Name of Fee</u>	<u>Fee Amount</u>	<u>Unit</u>
Total Kjeldal Nitrogen	\$41.64 <u>\$46.00</u>	Per test
Total Dissolved Solids	\$16.66 <u>\$18.00</u>	Per test
Total Suspended Solids	\$19.74 <u>\$22.00</u>	Per test
Turbidity	\$15.87 <u>\$17.00</u>	Per test
Escherichia Coli - Present/Absent	\$23.45 <u>\$26.00</u>	Per test
Total Coliform - Present/Absent	\$22.21 <u>\$24.00</u>	Per test
Fecal Coliform	\$22.21 <u>\$24.00</u>	Per test
Fecal Streptococcus	\$30.85 <u>\$34.00</u>	Per test
Escherichia Coli - Membrane Filtration	\$22.21 <u>\$24.00</u>	Per test
Mercury	\$37.02 <u>\$40.00</u>	Per test
Hardness	\$19.74 <u>\$22.00</u>	Per test
Hexavalent Chromium	\$35.47 <u>\$39.00</u>	Per test
Metals	\$17.27 <u>\$19.00</u>	Per test

<u>Name of Fee</u>	<u>Fee Amount</u>	<u>Unit</u>
Fats, Oil and Grease	\$67.86 <u>\$74.00</u>	Per test
IC (Nitrite, Sulfate, Chloride, Nitrite/Nitrate Combined, Nitrate, Fluoride)	\$19.17 <u>\$21.00</u>	Per test
Organochlorine Pesticides	\$209.76 <u>\$229.00</u>	Per test
Organophosphorus Pesticides (8 compounds)	\$240.25 <u>\$263.00</u>	Per test
Semi-Volatile Organic Compounds (70 - 110 compounds)	\$462.70 <u>\$506.00</u>	Per test
Total Petroleum Hydrocarbons	\$123.39 <u>\$135.00</u>	Per test
Volatile Organic Compounds - Drinking Water (48 - 84 compounds)	\$138.81 <u>\$152.00</u>	Per test
Volatile Organic Compounds - Waste Water (31 compounds)	\$186.62 <u>\$204.00</u>	Per test

SCHEDULE F

LIQUID WASTE HAULER FEE SCHEDULE

Under Article V, Sewage Transportation, Treatment and Disposal, Division 4, Sec. 34-521, et seq.

Effective 12:01 a.m., January 1, 2020 2021

Ordinance No. _____ dated _____

<u>Name of Fee</u>	<u>Fee Amount</u>	<u>Fee Unit</u>
Liquid Waste Permits and Coupons - Truck Permit	\$357.99 <u>\$413.00</u>	Per annual permit per liquid waste hauling truck
Liquid Waste Permits and Coupons – Truck Permit Reinspection Fee	\$199.96 <u>\$232.00</u>	Per each reinspection of a truck required for the truck to qualify for an annual liquid waste hauling permit
Liquid Waste Permits and Coupons - Manifest Coupon Books	\$46.23 <u>\$53.00</u>	Per manifest book
Disposal Site Fee	\$93.74 <u>\$39.00</u>	Per 400 <u>1,000</u> gallons of disposed waste
Disposal Site Holiday Access Fee	\$65.99 <u>\$73.00</u>	Per hour of access on holidays
Disposal Site Weekend Access Fee	\$39.81 <u>\$44.00</u>	Per hour of access on weekends

PRIVATE FIRE PROTECTION WATER SERVICE

(cf. Sec. 34-127)

Type Nos. 1 and 2 (non-metered) and Type No. 3 (combination meter):

	Minimum Annual Charge	
	<i>Inside City Limits</i>	<i>Outside City Limits</i>
4-inch or smaller service line connection	\$274.00	\$356.20 <u>\$356.00</u>
6-inch	378.00	493.20 <u>493.00</u>
8-inch	460.32 <u>460.00</u>	597.32 <u>597.00</u>
10-inch	531.56 <u>532.00</u>	690.48 <u>690.00</u>
12-inch	635.68 <u>636.00</u>	872.48 <u>872.00</u>