

Title 13 - WATER AND SEWAGE

BILL NO. ~~2846~~2851XXXX

INTRODUCED BY COUNCIL

ORDINANCE NO. 2669

AN ORDINANCE, AMENDING SPARKS MUNICIPAL CODE TITLE 13 ENTITLED "WATER AND SEWAGE", SPECIFICALLY CHAPTER 13.09 SEWER, STORM, AND RIVER FLOOD USER CHARGES, AND CHAPTER 13.24 CONNECTION FEES, TO INCREASE SANITARY SEWER USER RATES, INCREASE THE SANITARY SEWER CONNECTION FEES, AND INCREASE SEPTAGE RATES, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, THE CITY OF SPARKS PROVIDES SANITARY SEWER SERVICES TO THE CITIZENS OF SPARKS AND MUST, FROM TIME TO TIME, MAKE ADJUSTMENTS TO THE FEES CHARGED FOR THE SERVICES TO ENSURE THE LEVEL OF SERVICE WILL PROTECT THE HEALTH, SAFETY AND WELFARE OF ITS CITIZENS IN COMPLIANCE WITH FEDERAL, STATE, AND LOCAL REGULATIONS;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SPARKS DOES ORDAIN:

SECTION 1: Chapter 13.09 SEWER, STORM AND RIVER FLOOD USER CHARGES

Section 13.09.010 Purpose.

The purpose of the sewer and storm drains user charge is to recover administration, collection, treatment and disposal, operation, rehabilitation and maintenance costs related to the sanitary sewer and storm drain facilities and it is distributed based on volume and equivalent domestic strength wastewater. The portion of the operation and maintenance costs which are fixed costs such as billing of user charges will be distributed to the users as a monthly service charge. The purpose of the river flood protection user rate is to fund the North Truckee Drain Realignment Project and subsequent infrastructure projects that will protect the city from river flooding events.

(Ord. 2420, Amended, 01/26/2009; Ord. 2390, Amended, 02/25/2008; Ord. 1284 § 2 (part), 1980)

Section 13.09.020 Dwelling or residential unit.

The quarterly user charge consists of four components; sanitary sewer operation and replacement, storm drain operations and replacement, debt service and capital costs and river flood protection.

The sewer and storm drains service user charges for each type of residential unit is a flat quarterly rate.

Effective July 1, 2017, the quarterly sewer and storm drains service user charge for residential units shall be as follows:

<i>Type of Unit</i>	<i>\$/Quarter</i>
~~Single-family residential~~	~~\$90.25/Unit~~
~~Multiple family residential and mobile home~~	~~\$77.19/Unit~~
~~Roominghouse~~	~~\$90.25/Quarter plus \$49.78/Unit~~

Effective July 1, 2019, the quarterly sewer and storm drains service user charge for residential units shall be as follows:

<i>Type of Unit</i>	<i>\$/Quarter</i>
~~Single-family residential~~	~~\$94.77/Unit~~
~~Multiple family residential and mobile home~~	~~\$94.77/Unit~~
~~Roominghouse~~	~~\$94.77/Quarter plus \$52.27/Unit~~

Effective July 1, 2020, the quarterly sewer and storm drains service user charge for residential units shall be as follows:

<i>Type of Unit</i>	<i>\$/Quarter</i>
~~Single-family residential~~	~~\$99.50/Unit~~
~~Multiple family residential and mobile home~~	~~\$99.50/Unit~~
~~Roominghouse~~	~~\$99.50/Quarter plus \$54.88/Unit~~

Effective July 1, 2021, the quarterly sewer and storm drains service user charge for residential units shall be as follows:

<i>Type of Unit</i>	<i>\$/Quarter</i>
~~Single-family residential~~	~~\$104.48/Unit~~
~~Multiple family residential and mobile home~~	~~\$104.48/Unit~~
~~Roominghouse~~	~~\$104.48/Quarter plus \$57.63/Unit~~

Effective July 1, 2022, the quarterly sewer and storm drains service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$109.70/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$109.70/Unit</u>
<u>Roominghouse</u>	<u>\$109.70/Quarter plus \$60.51/Unit</u>

Effective ~~March~~April 1, 2026, the quarterly sewer service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$84.11/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$84.11/Unit</u>
<u>Roominghouse</u>	<u>\$84.11/Quarter plus \$42.06/Unit</u>

Effective January 1, 2027, the quarterly sewer service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$88.32/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$88.32/Unit</u>
<u>Roominghouse</u>	<u>\$88.32/Quarter plus \$44.16/Unit</u>

Effective January 1, 2028, the quarterly sewer service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$92.73/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$92.73/Unit</u>
<u>Roominghouse</u>	<u>\$92.73/Quarter plus \$46.37/Unit</u>

Effective January 1, 2029, the quarterly sewer service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$97.37/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$97.37/Unit</u>
<u>Roominghouse</u>	<u>\$97.37/Quarter plus \$48.69/Unit</u>

Effective January 1, 2030, the quarterly sewer service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$102.24/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$102.24/Unit</u>
<u>Roominghouse</u>	<u>\$102.24/Quarter plus \$51.12/Unit</u>

Effective January 1, 2031, the quarterly sewer service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$106.33/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$106.33/Unit</u>
<u>Roominghouse</u>	<u>\$106.33/Quarter plus \$53.17/Unit</u>

Effective ~~March~~April 1, 2026, the quarterly storm drains service user charge for residential units shall be as follows:

<u>Type of Unit</u>	<u>\$/Quarter</u>
<u>Single-family residential</u>	<u>\$30.37/Unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$30.37/Unit</u>
<u>Roominghouse</u>	<u>\$30.37/Quarter plus \$15.19/Unit</u>

~~The quarterly user charge consists of four components; sanitary sewer operation and replacement, storm drain operations and replacement, debt service and capital costs and river flood protection.~~

A supplemental river flood protection rate component of five dollars and forty-one cents (\$5.41) per month will be charged to each dwelling or residential unit to which this ordinance applies, effective April 1, 2008.

(Ord. 2571, § 1, Amended, 12/10/2018; Ord. 2503, Amended, 09/08/2014; Ord. 2484, § 1, Amended, 01/27/2014; Ord. 2420, Amended, 01/26/2009; Ord. 2391, Amended, 02/25/2008; Ord. 2390, Amended, 02/25/2008; 2391, Amended, 02/24/2008; Ord. 2156, Amended, 12/09/2002; Ord. 2043, Amended, 11/22/1999; 1949, Amended, 11/24/1997; Ord 1823, 1994: Ord. 1568 § 1, 1987: Ord. 1371 § 1, 1982: Ord. 1284 § 2(part), 1980)

Section 13.09.025 Sewer rebate program.

If you live in a dwelling or residence in the City of Sparks and are enrolled in: (1) the State of Nevada Welfare Division Energy Assistance Program (EAP); (2) the Federal Supplemental

Security Income (SSI) Program; (3) Social Security Disability (SSD); or (4) or another equivalent low-income program you may be eligible to receive a sewer rebate up to one quarter's sewer, storm drains, and river flood user charge per the applicable fiscal year, provided you can demonstrate your eligibility. Any rebate granted may be prorated based on the amount of time the applicant has lived within the City of Sparks during the prior fiscal year. No more than one rebate per fiscal year may be given. However, you may apply once a fiscal year as long as the program is in effect. Applications and additional information may be obtained from the customer service department. All applications shall be subject to review and income verification.

(Ord. 2571, § 2, Amended, 12/10/2018; Ord. 2420, Amended, 01/26/2009; Ord. 2390, Amended, 02/25/2008; Ord. 2156, Amended, 12/09/2002; 2055, Added, 12/27/1999)

Section 13.09.030 Industrial/commercial discharger.

The sewer service user charges for industrial/commercial dischargers shall be a uniform rate based upon the type of user and consumption. Effective April 1, 2008, and on January 1 of each year thereafter until 2012, the monthly sewer service user charges for industrial/commercial dischargers shall be as follows:

Type of User	\$/1,000 gallons of water use (+ Base Rate)				
	2008	01/01 2009	01/01 2010	01/01 2011	01/01 2012
Hotel/Casino, Large (> = 40,000 gallons/day)	\$ 0.60	\$ 0.60	\$ 0.62	\$ 0.64	\$ 0.69
Hotel/Casino, Small (< = 40,000 gallons/day)	\$ 0.20	\$ 0.20	\$ 0.21	\$ 0.22	\$ 0.24
Restaurant	\$ 1.20	\$ 1.20	\$ 1.24	\$ 1.29	\$ 1.38
Pizza Shop	\$ 0.50	\$ 0.50	\$ 0.52	\$ 0.54	\$ 0.58
Meat Packer	\$ 0.50	\$ 0.50	\$ 0.52	\$ 0.54	\$ 0.58
Hotel Laundry	\$ 1.70	\$ 1.70	\$ 1.76	\$ 1.82	\$ 1.96
Laundromat	\$ 0.50	\$ 0.50	\$ 0.52	\$ 0.54	\$ 0.58
Carwash, wand	\$ 0.20	\$ 0.20	\$ 0.21	\$ 0.21	\$ 0.23
Bakery, commercial	\$ 0.10	\$ 0.10	\$ 0.10	\$ 0.11	\$ 0.12
Bakery, donut	\$ 2.40	\$ 2.40	\$ 2.48	\$ 2.57	\$ 2.76
Market with bakery and delicatessen	\$ 0.40	\$ 0.40	\$ 0.41	\$ 0.43	\$ 0.46
Spice Packaging	\$ 0.40	\$ 0.40	\$ 0.41	\$ 0.43	\$ 0.46
Wash, truck or bus	\$ 0.70	\$ 0.70	\$ 0.72	\$ 0.75	\$ 0.81
Recreational vehicle park with dump site	\$ 1.10	\$ 1.10	\$ 1.14	\$ 1.18	\$ 1.27
Portable toilet dump, commercial	\$36.40	\$36.40	\$37.67	\$38.99	\$41.92
Food processor, large (> = 10,000 gallons/day)	\$ 0.40	\$ 0.40	\$ 0.41	\$ 0.43	\$ 0.46
Food processor, small (< = 10,000 gallons/day)	\$ 4.70	\$ 4.70	\$ 4.86	\$ 5.03	\$ 5.41

Kitchen, commercial	\$ 1.90	\$ 1.90	\$ 1.97	\$ 2.04	\$ 2.19
Primate biomedical facility	\$ 0.50	\$ 0.50	\$ 0.52	\$ 0.54	\$ 0.58
Other	base rate				

For industrial/commercial discharges not listed, sewer service user charges may be assigned by comparing a discharger to a discharger with a similar type and strength of discharge.

~~Effective July 1, 2017, the base rate shall be \$5.40/1,000 gallons of water usage. Effective July 1, 2019, the base rate shall be \$5.68/1,000 gallons of water usage. Effective July 1, 2020, the base rate shall be \$5.96/1,000 gallons of water usage. Effective July 1, 2021, the base rate shall be \$6.26/1,000 gallons of water usage. Effective July 1, 2022, the base rate shall be \$6.58/1,000 gallons of water usage. All customers are subject to a minimum monthly charge for 6,000 gallons, whether used or not. This 6,000-gallon minimum shall only apply to the base rate and river flood protection rate.~~

Effective ~~March~~April 1, 2026, the sewer base rate shall be \$5.71/1,000 gallons of water usage.

Effective January 1, 2027, the sewer base rate shall be \$6.00/1,000 gallons of water usage.

Effective January 1, 2028, the sewer base rate shall be \$6.30/1,000 gallons of water usage.

Effective January 1, 2029, the sewer base rate shall be \$6.61/1,000 gallons of water usage.

Effective January 1, 2030, the sewer base rate shall be \$6.94/1,000 gallons of water usage.

Effective January 1, 2031, the sewer base rate shall be \$7.22/1,000 gallons of water usage.

A storm drains base rate of one dollar and nineteen cents (\$1.19) per 1,000 gallons of water usage will be charged to each industrial/commercial discharger to which this ordinance applies, effective ~~March~~April 1, 2026.

A supplemental river flood protection rate of sixty-four cents (\$0.64) per 1,000 gallons of water usage will be charged to each industrial/commercial discharger to which this ordinance applies, effective April 1, 2008.

All customers are subject to a minimum monthly charge for 6,000 gallons, whether used or not. This 6,000-gallon minimum shall only apply to the sewer base rate, storm drains base rate, and river flood protection rate.

(Ord. 2571, § 3, Amended, 12/10/2018; Ord. 2484, § 1, Amended, 01/27/2014; Ord. 2420, Amended, 01/26/2009; Ord. 2391, Amended, 02/25/2008; Ord. 2390, Amended, 02/25/2008; Ord. 2156, Amended, 12/09/2002; Ord. 2043, Amended, 11/22/1999; 1949, Amended,

11/24/1997; Ord. 1823, 1994: Ord. 1568 § 2, 1987: Ord. 1421 § 8, 1983: Ord. 1371 § 2, 1982: Ord. 1342 § 1, 1982: Ord. 1321 § 1, 1981: Ord. 1292 § 1, 1980: Ord. 1284 § 2 (part), 1980)

Section 13.09.031 Industrial/commercial, federal, state, county and school district dischargers with water meters.

Effective December 31, 2002, the public works director will no longer allow private water meters to be used to determine irrigation credits. Instead, industrial/commercial dischargers will be required to have an additional public utility meter installed to separately measure water that is used for irrigation and is not discharged to the sewer. An administrative fee will be assessed for periodic reading of previously allowed separate private water meters and for processing.

(Ord. 2503, Amended, 09/08/2014; Ord. 2420, Amended, 01/26/2009; Ord. 2186, Amended, 08/25/2003; Ord. 2043, Added, 11/22/1999)

Section 13.09.033 Industrial/Commercial, Federal, State, County and School District dischargers without water meters.

Where no water meter data is available, monthly sewer service fees-user charges for industrial/commercial, federal, state, county and school district dischargers shall be based on weighted fixture units in accordance with the following rate table:

Weighted Fixture Unit Charge
For Each Weighted Fixture Unit

<u>July 1, 2017</u>	<u>\$3.64</u>
<u>July 1, 2019</u>	<u>\$3.94</u>
<u>July 1, 2020</u>	<u>\$4.26</u>
<u>July 1, 2021</u>	<u>\$4.61</u>
<u>July 1, 2022</u>	<u>\$5.60</u>

Weighted Fixture Unit Charge
For Each Weighted Fixture Unit

<u>~~March~~April 1, 2026</u>	<u>\$5.94</u>
<u>January 1, 2027</u>	<u>\$6.23</u>
<u>January 1, 2028</u>	<u>\$6.54</u>
<u>January 1, 2029</u>	<u>\$6.87</u>
<u>January 1, 2030</u>	<u>\$7.22</u>
<u>January 1, 2031</u>	<u>\$7.50</u>

A storm drains base rate of one dollar and nineteen cents (\$1.19) per 1,000 gallons of water usage will be charged to each industrial/commercial discharger to which this ordinance applies, effective ~~March~~April 1, 2026.

A supplemental river flood protection rate of sixty-four cents (\$0.64) per 1,000 gallons of water usage will be charged to each industrial/commercial discharger to which this ordinance applies, effective April 1, 2008.

All customers are subject to a minimum monthly charge for 6,000 gallons, whether used or not. This 6,000-gallon minimum shall only apply to the sewer base rate, storm drains base rate, and river flood protection rate.

(Ord. 2571, § 4, Amended, 12/10/2018; Ord. 2484, § 1, Amended, 01/27/2014; Ord. 2420, Amended, 01/26/2009; Ord. 2390, Amended, 02/25/2008; Ord. 2043, Added, 11/22/1999)

Section 13.09.034 Special rates for user charges for industrial/commercial dischargers.

Subject to approval by the city council, an industrial/commercial discharger may apply to the public works director for a special user charge if the discharger can demonstrate that the rates specified in this title are inequitable or unfair because its fees are higher than the fees assessed to industrial/commercial dischargers requiring comparable treatment.

(Ord. 2420, Amended, 01/26/2009; Ord. 2186, Amended, 08/25/2003; Ord. 2056, Added, 12/27/1999)

Section 13.09.040 Weighted fixture unit schedule.

The number of weighted fixture units for industrial/commercial dischargers shall be determined from the following schedule:

Fixture Type	Weighted Fixture Units	
	Private	Public
Bathtub (including shower head)	2.5	—
Bedpan (washer and sterilizer)	3	5
Bidet	2	—
Car wash (per stall)	12	28
Car wash (non-stall, per acre-foot of water rights dedicated to the facility)	45	45
Dental units (cuspidors)	1	—
Dishwasher (conveyor, commercial glass washer, etc.)	—	100
Dishwasher (undercounter type)	2	10
Disposal (commercial type)	25	50
Drinking fountain (per head) with valve control	1	2

Floor Drain	2	4
Food-scraping system, commercial	—	4
Laundry Tub or Washing Machine Residential	2	4
Laundry, commercial (per pound capacity of machine)	1.5	—
Laundry, self-service (per pound capacity of machine)	1	.75
Lavatory	1	2
Receptor, indirect waste (trap up to 2 inches)	2	4
Receptor, indirect waste (trap over 2 inches)	3	6
Recreational vehicle dump station	25	—
Recreational vehicle park (per wet space)	7	—
Shower: each head	2.5	5
Sink: clinical, flushing rim	3	5
Sink: kitchen, service or mop basin	2	4
Sink: wash or bar	1	2
Trench drain	2	4
Urinal, trough (per 2 foot) valve controlled	3	6
Urinal, individual valve controlled	3	6
Washfountain	3	3
Water closet	3	6
Waterless urinals	3	6
Wok	2	4

Should recycle capabilities be present in car wash (stall) or laundry, commercial fixture types, equivalent weighted fixture units may be reduced by thirty-five (35) percent.

For fixtures not listed, weights may be assigned by comparing to one listed that uses water in similar quantities and at similar rates.

Except for car wash (non-stall), multiply weighted fixture units by one and one-half (1.5) for private and public facilities with more than twelve (12) and less than sixteen (16) hours, of operation. Multiply weighted fixture units by two (2.0) for private and public facilities with sixteen (16) hours of operation or more.

(Ord. 2420, Amended, 01/26/2009; Ord. 2390, Amended, 02/25/2008; Ord. 1421 § 9, 1983: Ord. 1321 § 2, 1981: Ord. 1292 § 2, 1980: Ord. 1284 § 2 (part), 1980)

Section 13.09.050 Residential septage.

Residential septage discharged to the municipal wastewater system is only dischargeable at TMWRF. It must have compatible pollutants and must conform to the requirements of this title. It may not exceed the mass loads for constituents using the limitations in Section 13.36.090, or actual residential concentrations, whichever is lower. Fees for residential septage shall be calculated based on sampled and analyzed waste strengths of compatible pollutants

using septic waste strengths defined in the handbook of Septage Treatment and Disposal, United States EPA, Document No. 625/6-84-009. In addition to the unit cost of compatible treatment, a flat fee of \$0.~~06~~11/gallon shall be assessed to cover the special costs of providing septic waste services.

(Ord. 2053, Amended, 12/27/1999; Ord. 1686, 1991)

Section 13.09.055 Industrial/commercial waste transported by vehicle.

Facilities generating industrial/commercial waste who transport that waste by vehicle to TMWRF for disposal must be issued an environmental control permit as outlined in Chapter 13.39 of this title, notwithstanding anything to the contrary in Chapter 13.39, prior to disposal and must otherwise comply with the requirements of this title. Wastes transported by truck do not qualify for exemption under the solid waste requirements of the Resource Conservation and Recovery Act ("RCRA") under the domestic sewage exclusion of 40 CFR 261.4(a)(1). A flat fee of \$0.~~075~~13/gallon shall be assessed to cover special costs of providing waste services.

(Ord. 2503, Amended, 09/08/2014; Ord. 2186, Amended, 08/25/2003; Ord. 2054, Added, 12/27/1999)

Section 13.09.060 Portable toilet waste discharge fees.

The public works director shall establish conditions for the discharge of portable toilet waste. Dischargers of portable toilet waste will be considered industrial/commercial dischargers for the purposes of billing.

(Ord. 2420, Amended, 01/26/2009; Ord. 2186, Amended, 08/25/2003; Ord. 2043, Added, 11/22/1999)

SECTION 2: Chapter 13.24 CONNECTION FEES

Section 13.24.010 Connection fee payment.

Except as otherwise provided in a sewer service agreement between Sparks and Sun Valley General Improvement District or Washoe County, the connection fees set forth in this chapter apply to all new construction. The connection fee will be paid when the building permit is issued or the payment of the connection fee can be deferred until prior to issuance of a certificate of occupancy or for twelve (12) months, whichever comes first. If the applicant chooses to defer the payment of connection fees, no temporary certificate of occupancy will be issued until such time as the connection fees are paid. If a connection is made to the wastewater facility without a building permit and payment of connection fees, the discharger will be subject to a connection fee which is twice the applicable connection fee.

(Ord. 2493, Amended, 06/23/2014; Ord. 1283 § 4 (part), 1980.) (Ord. 2390, Amended, 02/25/2008; Ord. 2156, Amended, 12/09/2002)

Section 13.24.020 Dwelling or residential unit.

The sewer connection fee is at a flat rate for each residential unit and shall be in accordance with the following schedule:

<i>Type of Unit</i>	<i>Connection Fee effective January 1, 2019</i>
~~Single-family residential~~	~~\$7,356.48/unit~~
~~Multiple-family residential and mobile home~~	~~\$7,356.48/unit~~
~~Interval residential~~	~~\$7,356.48/unit~~
~~Roominghouse~~	~~\$7,356.48 plus \$3,666.27/rental room~~

<i>Type of Unit</i>	<i>Connection Fee effective ~~March~~April 1, 2026</i>
<u>Single-family residential</u>	<u>\$8,052/unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$8,052/unit</u>
<u>Interval residential</u>	<u>\$8,052/unit</u>
<u>Roominghouse</u>	<u>\$8,052 plus \$4,026/rental room</u>

The storm drains connection fee is at a flat rate for each residential unit and shall be in accordance with the following schedule:

<u>Type of Unit</u>	<u>Connection Fee effective ~~March~~April 1, 2026</u>
<u>Single-family residential</u>	<u>\$1,524.19/unit</u>
<u>Multiple-family residential and mobile home</u>	<u>\$1,524.19/unit</u>
<u>Interval residential</u>	<u>\$1,524.19/unit</u>
<u>Roominghouse</u>	<u>\$1,524.19 plus \$762.10/rental room</u>

Effective January 1, ~~2020~~2027, sewer and storm drains connection fees shall be adjusted annually based on the Engineering News Record Construction Cost Index. The measurement period shall end with the published index for November of each year and the resulting increases shall be implemented January of each year. Calculation of the change in the index is made by dividing the current index for November by the preceding index for November and subtracting one.

A supplemental river flood protection connection fee of two hundred dollars (\$200.00) will be charged to each dwelling or residential unit to which this ordinance applies, effective April 1, 2008.

(Ord. 2582, § 1, Amended, 10/14/2019; Ord. 2571, § 5, Amended, 12/10/2018; Ord. 2391, Amended, 02/25/2008; Ord. 2390, Amended, 02/25/2008; Ord. 2156, Amended, 12/09/2002; Ord. 2043, Amended, 11/22/1999; 1949, Amended, 11/24/1997; Ord. 1368 § 1, 1982: Ord. 1292 § 3, 1980: Ord. 1283 § 4 (part), 1980)

Section 13.24.030 Industrial/commercial discharger.

On ~~January 1, 2019~~ ~~March~~April 1, 2026, the sewer connection fees will be based on the number of weighted fixture units which are being connected, ~~times three hundred thirty-nine dollars and seventy-nine cents (\$339.79)~~ times times three hundred seventy one dollars and ninety-two cents (\$371.92) per weighted fixture unit.

On ~~March~~April 1, 2026, the storm drains connection fees will be based on the number of weighted fixture units which are being connected, times seventy dollars and forty cents (\$70.40) per weighted fixture unit.

Effective January 1, ~~2020~~2027, sewer and storm drains connection fees shall be adjusted annually based on the Engineering News Record Construction Cost Index. The measurement period shall end with the published index for November of each year and the resulting increases shall be implemented January of each year. Calculation of the change in the index is made by dividing the current index for November by the preceding index for November and subtracting one.

If the wastewater discharge contains BOD, suspended solids, total phosphorus or total nitrogen concentrations more than three times higher than for the discharger categories listed

in Section 13.09.030, the public works director may adjust the sewer connection fee to cover any additional capital costs required for treating and disposing of the wastewater. The public works director's decision may be appealed to the city council.

A supplemental river flood protection connection fee of nine dollars and twenty-four cents (\$9.24) per weighted fixture unit will be charged to each industrial/commercial discharger to which this ordinance applies, effective April 1, 2008.

(Ord. 2582, § 2, Amended, 10/14/2019; Ord. 2571, § 6, Amended, 12/10/2018; Ord. 2503, Amended, 09/08/2014; Ord. 2420, Amended, 01/26/2009; Ord. 2391, Amended, 02/25/2008; Ord. 2390, Amended, 02/25/2008; Ord. 2186, Amended, 08/25/2003; Ord. 2156, Amended, 12/09/2002; Ord. 2043, Amended, 11/22/1999; Ord. 1949, Amended, 11/24/1997; Ord. 1374 § 1, 1982: Ord. 1368 § 2, 1982: Ord. 1283 § 4 (part), 1980)

Section 13.24.040 Abandonment of sewer connections.

There shall be no refunds granted for abandoning fixtures that connect to sewer facilities. However, the city may provide documentation of a weighted fixture unit credit per the schedule in Section 13.09.040 at the time of abandonment. Credit for abandonment of residential uses shall be per equivalent residential unit (ERU). If fixtures are added in excess of the abandonment credit, connection fees shall be required for weighted fixture units that exceed the abandonment credit at the rates in effect at the time of permit applications. To obtain a weighted fixture unit credit, the owner, discharger, or account holder must provide sufficient documentation of the credit previously granted by the city. Fixture credits shall be applied on a per parcel basis and are not transferable to another parcel.

(Ord. 2503, Amended, 09/08/2014; Ord. 2390, Add, 02/25/2008)

Section 13.24.050 Change in use.

- A. Connection fees associated with a change in use from an industrial/commercial discharge to a residential discharge, or vice versa, are subject to a credit in the number of weighted fixture units for an industrial/commercial discharge, or the number of dwelling units for a residential discharge, upon which the connection fee was originally based.
- B. Connection fees associated with a change of use to a new use will be determined in accordance with the type of use as outlined in this chapter.

(Ord. 2390, Add, 02/25/2008)

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. The City Clerk is instructed and authorized to publish the title to this ordinance as provided by law.

SECTION 5. This ordinance shall become effective upon passage, approval and publication.

SECTION 6. The provisions of this ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare and convenience.

SECTION 7. If any subsection, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

PASSED AND ADOPTED this 23rd day of March, 2026, by the following vote of the City Council:

AYES: Abbott, VanderWell, Anderson, Bybee, Rodriguez

NAYS: _____

ABSTAIN: _____

ABSENT: _____

APPROVED this 23rd day of March, 2026, by:

ED LAWSON, Mayor

ATTEST:

PPROVED AS TO FORM:

LISA HUNDERMAN, City Clerk



WES DUNCAN, City Attorney