CITY OF ALGOMA COMMON COUNCIL
COUNTY OF KEWAUNEE
STATE OF WISCONSIN

ORDINANCE NO. 786 – 2015

AN ORDINANCE AMENDMENT ADJUSTING CITY OF ALGOMA WASTEWATER UTILITY RATES AS SET OUT IN SECTION 13.08(5) OF THE MUNICIPAL CODE

WHEREAS: The Common Council of the City of Algoma has the authority to promote the public health, safety and welfare pursuant to the general grant of authority to the City according to Wisconsin Statutes, Section 62.11 (5); and

WHEREAS: The Common Council finds that it is necessary, desirable, and in the best interest, of the City to amend and clarify the general schedule of sewer user charges, and other services; and

WHEREAS: It is imperative for the effective and efficient management of the City of Algoma Wastewater Utility that rates be regularly adjusted in order for the Wastewater Utility to pay for itself through its sewer user fees; and

WHEREAS: For several years the sewer user charges collected were insufficient to support the operation and maintenance of the Wastewater Utility, thus requiring that additional funds be provided by the City of Algoma General Fund to meet utility expenses; and

WHEREAS: In October 2012 the City of Algoma retained the services of John A. Mayer, a professional utility rate analyst and utility rate consultant, to complete a comprehensive and quantitative wastewater utility rate study; and

WHEREAS: After several changes in operation and maintenance of the Wastewater Utility since that time, once again in mid-2015 the City of Algoma retained the services of John A. Mayer to complete a new comprehensive and quantitative wastewater utility rate study; and

WHEREAS: This study, completed and received by the City on October 20, 2015, illustrated a significant need to adjust rates to provide sufficient revenues to meet these changes in operation and maintenance.

NOW, THEREFORE the Common Council of the City of Algoma does ordain as follows:

I. Section 13.08 (5) of the Algoma Code of Ordinances is repealed.

II. Section 13.08 (5) of the Algoma Code of Ordinances is recreated as follows:

(5) AMOUNT OF SEWER SERVICE CHARGES
(a) CATEGORY A USERS:

(i) Monthly Facilities Charge:

Meter Size (inches)	Charge	
5/8	~~$15.60~~	$ 24.00
¾	~~$15.60~~	$ 24.00
1	~~$28.08~~	$ 40.00
1 ¼	~~$34.32~~	$ 56.00
1 ½	~~$43.68~~	$ 75.00
2	~~$65.52~~	$ 118.00
3	~~$118.56~~	$ 216.00
4	~~$190.32~~	$ 347.00
6	~~$374.40~~	$ 673.00
8	~~$592.80~~	$1,065.00
10	~~$882.96~~	$1,587.00
12	~~$1,173.12~~	$2,109.00
No water or sewer, but main runs past property	~~$15.60~~	$ 24.00

(ii) Volume Charge:

Based on Water Meter Usage ~~$8.94~~ $9.89/1,000 gallons

(iii) Monthly Flat Rate for Unmetered Users

1-2 occupants	~~$38.85~~	$48.73
3 or more occupants	~~$77.71~~	$97.45

(b) CATEGORY B USERS:

(i) Monthly Facilities Charge: Same as Category A users.
(ii) Volume Charge: Same as Category A users

(c) SURCHARGE per lb. for Category B users over Category A strength:

BOD	~~$ 0.692~~	$ 0.805
TSS	~~$ 0.821~~	$ 0.795
Phosphorus	~~$14.848~~	$ 9.937
NH3-N	~~$ 1.704~~	$ 2.097

(d) <u>ANNUAL INCREASE OF SEWER RATES. Beginning on January 1, 2017, the above rates as listed in Sections 13.08 (5) (a) through 13.08 (5) (c) shall increase by two percent (2%) per year.</u>

~~(d)~~(e) REASSIGNMENT OF SEWER USERS. The Approving Authority will reassign sewer users into appropriate sewer service charge categories if wastewater sampling programs or other related information indicate a change of categories is necessary.

~~(e)~~(f) OPERATION, MAINTENANCE, AND REPLACEMENT FUND ACCOUNTS. All sewer service charge revenues collected for replacement costs shall be deposited in a separate and distinct fund to be used solely for replacement costs as defined in Section (1). All sewer service charge revenues collected for other operation and maintenance expenses shall also be deposited in a separate and distinct fund.

All revenues for the replacement fund and for operation and maintenance of the wastewater treatment facilities shall be used solely for the replacement fund and operation and maintenance of the wastewater treatment facilities.

~~(f)~~(g) DISPOSAL OF SEPTIC TANK SLUDGE AND HOLDING TANK SEWAGE. No person in the business of gathering and disposing of septic tank sludge or holding tank sewage shall transfer such material into any disposal area or public sewer unless a permit for disposal has been first obtained from the Approving Authority. Written application for this permit shall be made to the Approving Authority and shall state the name and address of the applicant; the number of its disposal units; and the make, model, and license number of each unit. Permits shall be non-transferable except in the case of replacement of the disposal unit for which a permit shall have been originally issued. The permit may be obtained upon payment of a fee of $50.00 per calendar year. The Approving Authority will designate the time and place of disposal. The Approving Authority may impose such conditions as it deems necessary or, any permit granted.

Any person or party disposing of septic tank sludge or holding tank sewage agrees to carry public liability insurance in an amount not less than one Hundred Thousand Dollars ($100,000) to protect any and all persons or property from injury and/or damage caused in any way or manner by an act, or the failure to act, by any of the person's employees. The person(s) shall furnish a certificate certifying such insurance to be in full force and effect.

All materials disposed of into the treatment system shall be of domestic origin, or compatible pollutants only, and the person(s) agrees that he will comply with the provisions of any and all applicable ordinances of the Municipality and shall not deposit or drain any gasoline, oil, acid, alkali, grease, rags, waste, volatile or flammable liquids, or other deleterious substances into the public sewers, nor allow any earth, sand or other solid material to pass into any part of the wastewater treatment facilities.

Persons with a permit for disposing of septic tank sludge and/or holding tank sewage into the wastewater treatment facilities shall be charged a handling charge of $5.00 per discharge and a volume charge as follows:

Septic Tank Sludge: (BOD 1,365 mg/l, TSS 2,925 mg/l, P 49 mg/l, NH_3-N 29 mg/l) ➔ $36.00/1,000 gal.

Portable Toilet Waste: (BOD 1,000 mg/l, TSS 2,000 mg/l, P 30 mg/l, NH_3-N 20 mg/l) ➔ $26.00/1,000 gal.

Holding Tank Sewage: (BOD 261 mg/l, TSS 783 mg/l, P 11 mg/l, NH_3-N 22 mg/l) ➔ $11.00/1,000 gal.

The person(s) disposing wastes agrees to indemnify and hold harmless the Municipality from any and all liability and claims for damages arising out of or resulting from work and labor performed.

~~(g)~~(h) CHARGE FOR TOXIC POLLUTANTS. Any person discharging toxic pollutants which cause an increase in the cost of managing the effluent or sludge from the Municipality's wastewater treatment facility shall pay for such increased costs, as may be determined by the Approving Authority.

~~(h)~~(i) FEES FOR INDUSTRIAL MONITORING. The POTW may adopt charges and fees, which may include:

1. Fees for reimbursement of costs of setting up and operating the POTW Pretreatment Program.
2. Fees for monitoring, inspection and surveillance procedures including the cost of reviewing monitoring reports submitted by the Industrial User;
3. Fees for reviewing accidental discharge procedures and construction;
4. Fees for permit applications including the cost of processing such applications;
5. Fees for filing appeals;
6. Other fees as the POTW may deem necessary to carry out the requirements contained herein. These fees relate solely to the matters covered by this ordinance and are separate from all other fees chargeable by the POTW.

II. This ordinance amendment shall take effect upon passage, posting and publication as provided by law.

Adopted by the Common Council of the City of Algoma, Wisconsin at a regular meeting thereof on the 7th day of Dec, 2015, by a vote of 7 for and Ø opposed.

Approved: Wayne R. Schmidt
Wayne R. Schmidt,
Mayor of the City of Algoma

Attest: Jeffrey L. Wiswell
Jeffrey L. Wiswell, Sr.,
Administrator – Clerk – Treasurer of the City of Algoma