

Ordinance No. 2366

An Ordinance to Provide for Sewer Rental and Repeal Ordinances in Conflict Therewith

Be It Ordained by the City Council of the City of Fort Dodge, Iowa:

Section 1. Purpose. The purpose of this Ordinance is to collect from all users of the City sewer system the cost in whole or in part of constructing, maintaining and operating the main sewers and sewage treatment plant in proportion to the service provided to each user.

Section 2. Sewer System Defined. For use within this Ordinance a “sewer system” is composed of main sewers, sewage pumping stations, treatment and disposal plants, lateral sewers, drainage conduits or channels, and sewer connections in public streets for private property.

Section 3. Who Shall Pay Rent. Every person, firm or corporation whose premises now or hereafter are directly or indirectly served by a connection to the City sewer system shall pay rent to the City at the rate and in the manner provided in Section 4, 6, & 9.

Section 4. Rate of Rent. The rate of rent shall be as follows:

A. From and after the 1st day of January 2023.

1. **Domestic User:** Any user whose average waste contribution is less than 60,000 gallons per month and BOD of less than 250 mgL, and suspended solids less than 250 mgL, and oil and grease less than 100 mgL, and ammonia less than 20 mgL, and whose discharge contains no waste referred to in Section 19 of Ordinance No. 1863 of the Ordinances of the City of Fort Dodge, is classified as a **Domestic User**, and their rates shall be:
 - (a) Monthly Consumption: **INSIDE** City Limits
0 to 3,000 gallons, \$19.43 minimum bill.
All over 3,000 gallons, \$3.76 per one thousand gallons.
 - (b) Monthly Consumption: **OUTSIDE** City Limits
0 to 3,000 gallons, \$54.38 minimum bill
All over 3,000 gallons, \$5.26 per one thousand gallons

2. **Class I (Wet & Dry) Industry:** Any user whose average contribution exceeds 60,000 gallons per month, or contains more than 250 mgL of BOD, and/or contains more than 250 mgL. of suspended solids, and/or more than 100 mgL. of oil and grease, and/or more than 20 mgL of ammonia is classified as a Class I (Wet & Dry) industry, or discharges waste referred to in Section 19 of Ordinance No. 1863 their rates shall be:
 - a) Monthly Consumption: **INSIDE** City Limits
0 to 3,000 gallons, \$19.43 minimum bill

All over 3,000 gallons, \$3.76 per thousand gallons plus surcharge for use over the normal domestic waste as follows:

BOD	\$0.43/lb if over 250 mg/L
SS	\$0.43/lb if over 250 mg/L
OIL/GREASE	\$1.41/lb if over 100 mg/L
AMMONIA	\$2.59/lb if over 20 mg/L

Based on monthly average's as tested by the City or their representatives

- b) Monthly Consumption: **OUTSIDE** City Limits
0 to 3,000 gallons, \$54.38 minimum bill
All over 3,000 gallons, \$5.26 per thousand gallons plus surcharge for over the normal domestic waste as follows:

BOD	\$0.59/lb if over 250 mg/L
SS	\$0.59/lb if over 250 mg/L
OIL/GREASE	\$1.98/lb if over 100 mg/L
AMMONIA	\$3.64/lb if over 20 mg/L

Based on Monthly Average's as tested by the City or their representatives

B. From and after the 1st day of January 2024:

1. **DOMESTIC USER:** Any user whose average waste contribution is less than 60,000 gallons per month and BOD of less than 250 mg/L, and suspended solids less than 250 mg/L, and oil and grease less than 100 mg/L and ammonia less than 20 mg/L, and whose discharge contains no waste referred to in Section 19 of Ordinance No. 1863 of the Ordinances of the City of Fort Dodge, is classified as a **Domestic User**, and their rates shall be:
 - a) Monthly Consumption: **INSIDE** City Limits
0 to 3,000 gallons \$20.60 minimum bill
All over 3,000 gallons, \$3.98 per one thousand gallons
 - b) Monthly Consumption: **OUTSIDE** City Limits
0 to 3,000 gallons \$57.65 minimum bill
All over 3,000 gallons, \$5.58 per one thousand gallons
2. **Class I (Wet & Dry) Industry:** Any user whose average contribution exceeds 60,000 gallons per month, or contains more than 250 mg/L of BOD, and/or contains more than 250 mg/L of suspended solids, and/or more than 100 mg/L of oil and grease, and/or more than 20 mg/L of ammonia, is classified as a **Class I (Wet & Dry) Industry**, or discharges waste referred to in Section 19 of Ordinance No. 1863, their rates shall be:
 - a) Monthly Consumption: **INSIDE** City Limits
0 to 3,000 gallons \$20.60 minimum bill
All over 3,000 gallons, \$3.98 per thousand gallons plus
Surcharge for use over normal domestic waste as follows:

BOD	\$0.45/lb if over 250 mg/L
SS	\$0.45/lb if over 250 mg/L
OIL/GREASE	\$1.49/lb if over 100 mg/L
AMMONIA	\$2.74/lb if over 20 mg/L

Based on Monthly Average's as tested by the City or their representatives

- b) Monthly Consumption: **OUTSIDE** City Limits
 0 to 3,000 gallons \$57.65 minimum bill
 All over 3,000 gallons, \$5.58 per 1,000 gallons, plus surcharge for use over the normal domestic waste as follows:
- | | |
|------------|----------------------------|
| BOD | \$0.62/lb if over 250 mg/L |
| SS | \$0.62/lb if over 250 mg/L |
| OIL/GREASE | \$2.09/lb if over 100 mg/L |
| AMMONIA | \$3.85/lb if over 20 mg/L |

Based on Monthly Average's as tested by the City or their representatives.

SECTION 5. Determination and Payment of Rent From Premises with Private Water Systems

- A. Users whose premises have private water systems shall pay rent in proportion to the water used as determined by the City Engineer either by an estimate agreed to by the user or by metering the water system.
- B. The City Council of the City of Fort Dodge may give credit to the consumers who are discharging clear and unpolluted water into the storm sewer system or who are using considerable amounts of water for irrigation purposes (credit meter).
- C. The rates shall be the same as provided by Section 4, applied as if a City water bill were to be paid. Rent shall be paid at the same time and place as provided in Section 6 & 9.

SECTION 6. That all charges under this sewage rental ordinance shall be shown as a separate item on the regular water bill and are payable at the office of the Water Department. All collections, shut-offs, etc. shall be handled by the same organization, which handles the collection for the use of City water. All collections under this Sewage Rental Ordinance shall be kept in a separate account by the Water Department and deposited in the sewage disposal account of whatever bank designated by the City and a copy of the deposit slip turned over to the City Clerk.

SECTION 7. That the service charge, rate or rental, as provided in Section 4 hereof, shall be applied to the quantity of water used and discharged into the sewage system of said City as determined by the water meter readings of the municipal waterworks of the City of Fort Dodge, Iowa, and by such privately owned water supplies as may contribute to the sewage system; and, in the case of unmetered water supplies, the quantity of water used and discharged into the sewage system of said City shall be determined to the satisfaction of the Director of Public Works of said City and at the expense of the owner of said unmetered water supply. If the estimated quantity of water from any unmetered water supply equal in excess of ten (10) gallons per day, said City shall require that such water supply be metered at the expense of the owner of said water supply.

SECTION 8. That said City may change and readjust the foregoing services charges, rates, or rentals from time to time, and, in any event such service charges, rates or rentals shall be established, adjusted and maintained so as to be sufficient in each year for the payment of the proper and reasonable expense of operation, repair, replacements, and maintenance of said sewer outlet and purifying plant, and for supplanting or replacing in whole or in part the levy of taxes which shall have been heretofore or shall be hereafter authorized by resolution of the City Council, of said City to meet the interest and principal of all outstanding bonds, and/or any further bond issues made to cover cost of expansion of the said sewer outlet and purifying plant, the remission and reduction of said levy of taxes to be only by the amount of sewer outlet and purifying plant revenues actually used and employed to the payment of said bond and/or interest.

SECTION 9. Nothing in this ordinance prohibits the City Council to establish a different rate structure under the terms of a special utility services agreement.

SECTION 10. Payment. Payment of rents and delinquency thereof shall be processed as provided for in Section 2, Ordinance 1551 (13.04030FDMC).

SECTION 11. Repealer. All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed, specifically Ordinance No. 2318 of the Ordinances of the City of Fort Dodge, Iowa.

SECTION 12. Severability Clause. If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 13. When Effective. This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

This Ordinance shall be in effect after its final passage, approval, and publication, as by law provided. Passed and approved by the City Council of the City of Fort Dodge, Iowa, this 19th day of December, AD, 2022.

Passed on first consideration this 28th day of November, 2022.

AYE: Flattery, Nelson, Fritz, McCaleb, Alstott, Moehnke and Schuur
NAY: None
OTHER: None

Passed on second consideration this 12th day of December, 2022.

AYE: Flattery, Nelson, Fritz, McCaleb, Moehnke and Schuur
NAY: None
OTHER: Absent: Alstott

