

ORDINANCE NO. 1102

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING CHAPTER 13.08.080 TO CHANGE THE RATES AND REQUIRING A MONITORING STATION; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ALLOWING FOR PUBLICATION BY SUMMARY; ESTABLISHING A REPEALER.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO;

Section 1. Chapter 13.08.080 of Title 13 of the Payette Municipal Code is hereby amended as follows:

13.08.080 Industrial charges for loading of the sewer system. Users shall be monitored and the fees shall be based on the loading the user discharges into the City's sewerworks. All charges are based on gallons of flow received daily, pounds of biochemical oxygen demand received daily, pounds of total suspended solids received daily, and daily settleable solids concentrations higher than 7 mg/l. The charges shall become effective July 1, 1996. The charges shall be:

A. Biochemical oxygen demand (BOD) \$0.19-per-pound
0 - 3,000 lbs. @ \$.19 per lb.
3,001 lbs. and over @ \$.38 per lb.

Total suspended solids (TSS) 0.13-per-pound
0 - 1,500 lbs. @ \$.13 per lb.
1,501 lbs. and over @ \$.26 per lb.

Flow 0.61-per-1,000-gallons
0 - 500,000 gal. @ \$.61 per thousand gallons
500,001 gal. and over @ \$1.22 per thousand gallons

Settleable Solids
higher than 7 mg/l \$100.00

~~Monthly-maximum-loading-limits-are:~~

~~BOD-----49,000-pounds~~
~~TSS-----227,000-pounds~~
~~Flow-----5,600,000-gallons~~

~~Charges-for-loadings-over-the-maximum-limits-allowed-are:~~

~~BOD-----49,000-lbs.-to-56,000-lbs.-@-\$0.24-per-lb.~~
~~TSS-----227,000-lbs.-to-25,800-lbs.-@-\$0.16-per-lb.~~
~~Flow-----5,600,000-gal.-to-6,500,000-gal.-@-\$0.76-per-1,000 gal.~~

BOD-----56,001-lbs.-to-64,500-lbs.-@-\$0.285-per-lb.
 TSS-----25,801-lbs.-to-29,700-lbs.-@-\$0.195-per-lb.
 Flow-----6,500,000-gal.-to-7,500,000-gal.-@-\$0.915-per
 1,000-gal.
 BOD-----over-64,500-lbs.-@-\$0.38-per-lb.
 TSS-----over-29,700-lbs.-@-\$0.26-per-lb.
 Flow-----over-7,500,000-gallons-@-\$1.22-per-1,000-gallons

B. Daily Peak Discharge Loading Limits

BOD	maximum of 3,000 lbs.
TSS	maximum of 3,000 lbs.
Flow	maximum of 500,000 gallons
<u>Settleable Solids</u>	<u>7 mg/L</u>
<u>Ph</u>	<u>not under 6 or over 9</u>

C. Penalties. If any daily loading limit is exceeded, ~~there shall be~~ the user is subject to a one thousand dollar (\$1,000.00) penalty for each violation. Every violation that occurs, being a separate and distinct violation. Every day being an opportunity for more occurrences.

Section 2. Any ordinances which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 3. If any portion of this ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the ordinance shall constitute ordinance number 1102.

Section 4. This ordinance may be published by summary in accordance with the statutes of the state of Idaho.

Section 5. This ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Passed and approved by the Mayor and City Council this 17th day of July, 1995.

CITY OF PAYETTE

By James E. McQuinn
Mayor

ATTEST: John P. Franks
City Clerk