

ORDINANCE NO. 1112

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 13.04.260 OF THE PAYETTE MUNICIPAL CODE TO CHANGE THE WATER RATES; AMENDING SECTION 13.08.070 TO CHANGE THE SEWER RATES; 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. Section 13.04.260 of Title 13 of the Payette Municipal Code, is hereby amended to read as follows:

13.04.260 Water charges--Designated.

A. The monthly charges for water shall be made and collected at the following rates for each meter services; however, in the event there is more than one dwelling unit, as defined in Section 17.08.110 of this Code, connected to a water meter, then the charges shall be made and collected for each dwelling unit by determining the average use per dwelling unit.

B. The minimum monthly charge for each meter service within the City limits shall be five dollars ~~twenty-five~~ eighty cents (~~\$5.25~~ \$5.80) for each unit. Where there is more than one unit connected to a single water meter the charges shall be five dollars ~~twenty-five~~ eighty cents (~~\$5.25~~ \$5.80) for each unit which is not connected to the water meter but is supplied through the meter. This minimum charge shall entitle the user to the delivery of two thousand (2,000) gallons of water during each such month.

C. For all amounts of water used in any month in excess of two thousand (2,000) gallons and not to exceed two hundred fifty thousand (250,000) gallons, the charge shall be ~~twelve~~ thirteen and one-half cents (~~\$0.12~~ \$0.135) for each one hundred (100) gallons or fraction thereof.

D. For all amounts of water used in any month in excess of two hundred fifty thousand (250,000) gallons, the charge shall be ~~eight~~ nine cents (~~\$0.08~~ \$0.09) for each one hundred (100) gallons or fraction thereof.

E. Water delivery charges to users outside the City limits will be computed as set forth in subsections A through D above except that the cost shall be two (2) times the in-City rates.

Section 2. Section 13.08.070 of Title 13 of the Payette Municipal Code, is hereby amended to read as follows:

13.08.070 Service rates and charges--Designated. Owners or occupants of all premises now served by the sanitary sewer of the city and of all premises to be furnished sewer service by the sewage collection system, except industrial users, shall pay the rates specified as follows:

A. The monthly charge for City sewer service shall be determined by the amounts of City water delivered to and discharged at the premises, and shall be collected at the following rates for each meter services; however, in the event there is more than one dwelling unit, as defined in Section 17.08.110 of this Code, connected to a water meter, then the charges shall be made and collected for each dwelling unit by determining the average discharge per dwelling unit.

1. The minimum monthly charge shall be ~~five~~ six dollars ~~twenty-five~~ thirty cents (~~\$5.25~~ \$6.30). This minimum monthly charge shall entitle the user to a discharge not to exceed two thousand (2,000) gallons during each month. From the monthly minimum charge of each residential user, the City Treasurer shall place one dollar fifty cents (\$1.50) of that monthly charge into a fund dedicated exclusively to the reconstruction or replacement of the City sewer system and plant.

2. For all amounts of discharge in any month in excess of two thousand (2,000) gallons, the charge shall be ~~ten-and-one-half~~ thirteen cents (~~\$0.105~~ \$0.13) per each one hundred (100) gallons discharged or fraction thereof.

B. Rates and charges for premises to which City water is not delivered or metered, shall be ~~eleven~~ thirteen dollars twenty cents (~~\$11.00~~ \$13.20) per month.

C. No charge shall be made for the month or months in which the City water service for such premises had been discontinued in accordance with Section 13.04.120 of this Title, except that where City water is not furnished to any premises, no charge will be made during the time the premises are vacant and no sewage is collected therefrom; provided, that such period of time is not less than thirty (30) days and that notice of such vacancy shall be given to the City Clerk prior to such vacancy.

D. A fee of one dollar (\$1.00) per each one hundred (100) gallons, with a minimum of five dollars (\$5.00) per each load, for emptying septic tank or cesspool pumping at the sewage treatment plant shall be charged.

E. The rates and charges established in this Section shall be subject to modification upon application to the Council by the owner or occupant in all cases where fees so established are unjust or oppressive.

F. Sewer service charges to users outside the City limits will be computed as set forth in subsections A and B above except that the cost shall be two (2) times the in-City rates.

Section 3. Any ordinances which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 4. 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 1112.

Section 5. This ordinance may be published by summary in accordance with the statutes of the state of Idaho.

Section 6. 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 2nd day of October, 1995.

CITY OF PAYETTE

By James E. McClellan
Mayor

ATTEST: John P. Franks
City Clerk