

ORDINANCE NUMBER 1058

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 13.08.070 A. 1. BY DESIGNATING A PORTION OF THE MONTHLY SEWER FEE TO A DEDICATED RECONSTRUCTION FUND; REPEALING SECTIONS 13.08.080, 13.08.081, 13.08.082, 13.08.083, 13.08.084; ADDING A NEW SECTION 13.08.080 SETTING SPECIFIC INDUSTRIAL DISCHARGE SERVICE RATES ACCORDING TO LOADING; SETTING MONTHLY LOADINGS WHICH WILL BE ACCEPTED; ESTABLISHING CHARGES FOR EXCEEDING THOSE LIMITS; ESTABLISHING DAILY PEAK LOADINGS WHICH WILL BE ACCEPTED WITH PENALTIES IF EXCEEDED; PROVIDING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; REPEALER;

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

Section 1. Section 13.08.070 A.1. of the City Code of the Payette, Idaho is hereby amended to read as follows:

13.08.070 A.1. The minimum monthly charge shall be five dollars twenty-five cents. This minimum monthly charge shall entitle the user to a discharge not to exceed two thousand gallons during each month. From the monthly minimum charge of each residential user, the City Treasurer shall place \$1.50 of that monthly charge into a fund dedicated exclusively to the reconstruction or replacement of the City sewer system and plant.

Section 2. Sections 13.08.080, 13.08.081, 13.08.082, 13.08.083, 13.08.084 of the Payette Municipal Code are hereby repealed.

Section 3. A new Section 13.08.080 of the Payette Municipal Code is hereby created, which Section 13.08.080 shall read 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 sewer works. The charges shall be:

<u>Biochemical Oxygen Demand (B.O.D.)</u>	<u>\$.19 per pound</u>
<u>Total Suspended Solids (T.S.S.)</u>	<u>\$.13 per pound</u>
<u>Flow</u>	<u>\$.61 per 1,000 gallons</u>

Monthly maximum loading limits are:

<u>B.O.D.</u>	<u>49,000 pounds</u>
<u>T.S.S.</u>	<u>22,000 pounds</u>
<u>Flow</u>	<u>5,600,000 gallons</u>

Charges for loadings over the maximum limits allowed are:

B.O.D. 49,000 lbs. to 56,000 lbs. @ \$.24 per lb.
T.S.S. 22,000 lbs. to 25,800 lbs. @ \$.16 per lb.
Flow 5,600,000 gal. to 6,500,000 gal. @ \$.76 per 1,000 gal.

B.O.D. 56,001 lbs. to 64,500 lbs. @ \$.285 per lb.
T.S.S. 25,801 lbs. to 29,700 lbs. @ \$.195 per lb.
Flow 6,500,000 gal. to 7,500,000 gal. @ \$.915 per 1,000 gal

B.O.D. over 64,500 lbs. @ \$.38 per lb.
T.S.S. over 29,700 lbs. @ \$.26 per lb.
Flow over 7,500,000 gallons @ \$1.22 per 1,000 gallons

Daily Peak Loading Limits

B.O.D. maximum of 3,000 lbs.
T.S.S. maximum of 3,000 lbs.
Flow maximum of 500,000 gallons

If any Daily Loading limit is exceeded, there shall be a \$1,000 penalty for each violation. Every violation that occurs, being a separate and distinct violation. Every day being an opportunity for more occurrences.

Section 4. Any ordinances which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 5. 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 1058.

Section 6. This ordinance may be published by summary in accordance with the Statutes of the State of Idaho.

This Ordinance shall be in full force and effect July 1, 1993 upon passage and publication as required by law.

Passed and approved by the Mayor and City Council this 3rd day of May, 1993.

CITY OF PAYETTE

By J. Lloyd L. Meyer
Mayor

ATTEST: John P. Franks
City Clerk