

(Entire chapter amended by Ordinance No. 06-242, passed June 27, 2006.)

**CHAPTER 917
Sewerage Charges**

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CROSS REFERENCES

Sewerage rates—see Ohio R.C. 729.49

Weekly deposit of sewer rentals collected—see Ohio R.C. 729.52

Definitions—see S.U. & P.S. 911.01

Sewer tapping fee—see S.U. & P.S. 915.02

917.01 SERVICE CHARGE LEVIED.

(a) To provide necessary funds for equipment, personnel, and other expenses in connection with the providing of sewer services by the City, the City Manager is hereby directed to charge and collect a sewer service charge from every owner of a premises at the rates set forth in Section 917.02.

(b) It is determined and declared to be necessary and conducive to the protection of the public health, safety, welfare and convenience of the City, to levy and collect service charges or rentals upon all lots, lands and premises served by having connections with the sewage system and by the sewage treatment and disposal works of the City, the proceeds of such charges or rentals so derived to be for the use of the sewage system and the treatment and disposal works of the City as now or hereafter provided.

(c) The definitions contained in Section 911.01 shall be applicable to this chapter.

917.02 SERVICE CHARGE RATES.

For the purpose as provided in Sections 917.01 and 917.06, there is levied and assessed upon such premises having any sewer connection with the sewage system of the City or otherwise discharging sanitary sewage, industrial waste, water or other liquids, either directly or indirectly into the City sewage system, and upon the owner of such premises, a

sewage service charge or rental at rates to be in effect and payable as hereinafter provided, and in the amount, as applicable, to be determined as follows:

- (a) For any premises situated within the corporate limits or within the JEDD, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

<u>Monthly Rates</u> <u>Effective January 1, 2005</u>	<u>Monthly</u> <u>Inside City Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 2.03 per 100 cu. ft.
Next 31,700 cu. ft.	1.61 per 100 cu. ft.
All over 33,400 cu. ft.	1.58 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.43 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (d) hereof and includes the 200 cubic feet.

- (b) For any premises situated outside the corporate limits except (1) premises inside the JEDD, or (2) residential premises located in Springfield Township, and being supplied with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

<u>Monthly Rates</u> <u>Effective January 1, 2005</u>	<u>Monthly</u> <u>Outside City Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 4.06 per 100 cu. ft.
Next 31,700 cu. ft.	3.22 per 100 cu. ft.
All over 33,400 cu. ft.	3.16 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.43 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (d) hereof and includes the 200 cubic feet.

- (c) The monthly charges for up to two-family dwellings shall be based on the wintertime water use, and the average monthly meter readings of February for each such property shall determine the monthly sewer service charge on each such property for the subsequent twelve months commencing with May. In the event that the average monthly charges for water meter readings for the month of February when multiplied by twelve does not reflect the true annual sewer usage, the Director of Finance shall base the sewer charges on the average

monthly usage for the preceding year or on some other equitable basis which more accurately reflects the annual sewer usage. However, in no event shall charges per month be less than the minimum charges provided for each respective calendar year as shown in 917.02(d). Three-family dwellings and above, and commercial properties shall be charged the rate set forth in subsections (a) and (b) hereof.

- (d) Minimum Charges: the following minimum charges* per month based on the following meter sizes shall be charged for sewer service:

Effective January 1, 2005 (meter size in inches)	Inside City Rate Minimum Charge	Outside City Rate Minimum Charge
5/8	\$ 12.15	\$ 24.30
3/4	15.40	30.80
1	19.20	38.40
1-1/2	28.30	56.60
2	47.15	94.30
3	85.95	171.90
4	123.65	247.30
6	255.70	511.40
8	652.90	1,305.80
10	955.80	1,911.60
12	1,409.55	2,819.10

*Minimum charges include \$2.86 attributable to OMR.

- (e) For any premises situated within the corporate limits or within the JEDD, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

Monthly Rates Effective July 1, 2006	Monthly Inside City Rate*
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 2.15 per 100 cu. ft.
Next 31,700 cu. ft.	1.83 per 100 cu. ft.
All over 33,400 cu. ft.	1.81 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.45 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (i) hereof and includes the 200 cubic feet.

- (f) For any premises situated outside the corporate limits except (1) premises inside the JEDD, or (2) residential premises located in Springfield Township, and being supplied with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the

quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

<u>Monthly Rates</u> <u>Effective July 1, 2006</u>	<u>Monthly</u> <u>Outside City Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 4.30 per 100 cu. ft.
Next 31,700 cu. ft.	3.66 per 100 cu. ft.
All over 33,400 cu. ft.	3.62 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.45 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (i) hereof and includes the 200 cubic feet.

- (g) For any residential premises situated outside the corporate limits and within Springfield Township, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial, wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 616.02.

<u>Monthly Rates</u> <u>Effective August 1, 2006</u>	<u>Monthly Springfield</u> <u>Township Residential Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 3.23 per 100 cu. ft.
Next 31,700 cu. ft.	2.75 per 100 cu. ft.
All over 33,400 cu. ft.	2.72 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.45 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (i) hereof and includes the 200 cubic feet.

- (h) The monthly charges for up to two-family dwellings shall be based on the wintertime water use, and the average monthly meter readings of February for each such property shall determine the monthly sewer service charge on each such property for the subsequent twelve months commencing with May. In the event that the average monthly charges for water meter readings for the month of February when multiplied by twelve does not reflect the true annual sewer usage, the Director of Finance shall base the sewer charges on the average monthly usage for the preceding year or on some other equitable basis which more accurately reflects the annual sewer usage. However, in no event shall charges per month be less than the minimum charges provided for each respective calendar year as shown in 917.02(i). Three-family dwellings and above, and commercial properties shall be charged the rate set forth in subsections (e) and (f) hereof.

- (i) Minimum Charges: the following minimum charges* per month based on the following meter sizes shall be charged for sewer service:

Meter Size In Inches	Effective July 1, 2006	Effective July 1, 2006	Effective August 1, 2006
	Premises Inside City Or Inside JEDD	Premises Outside City Except JEDD or Residential Premises Located Within Springfield Township	Residential Premises Both Outside City And Inside Springfield Township
5/8	\$ 12.15	\$ 24.30	\$ 18.25
3/4	15.40	30.80	23.10
1	19.20	38.40	28.80
1-1/2	29.30	58.60	44.00
2	47.15	94.30	70.50
3	92.50	185.00	139.00
4	151.00	302.00	227.00
6	297.00	594.00	446.00
8	652.90	1,305.80	979.00
10	955.80	1,911.60	1,434.00
12	1,409.55	2,819.10	2,114.00

*Minimum charges include \$2.90 attributable to OMR.

- (j) For any premises situated within the corporate limits or within the JEDD, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

Monthly Rates Effective January 1, 2007	Monthly Inside City Rate*
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 2.24 per 100 cu. ft.
Next 31,700 cu. ft.	1.91 per 100 cu. ft.
All over 33,400 cu. ft.	1.89 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.52 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (n) hereof and includes the 200 cubic feet.

- (k) For any premises situated outside the corporate limits except (1) premises inside the JEDD, or (2) residential premises located in Springfield Township, and being supplied with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City

water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

Monthly Rates <u>Effective January 1, 2007</u>	Monthly <u>Outside City Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 4.48 per 100 cu. ft.
Next 31,700 cu. ft.	3.82 per 100 cu. ft.
All over 33,400 cu. ft.	3.77 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.52 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (n) hereof and includes the 200 cubic feet.

- (l) For any residential premises situated outside the corporate limits and within Springfield Township, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial, wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 616.02.

Monthly Rates <u>Effective January 1, 2007</u>	Monthly Springfield <u>Township Residential Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 3.37 per 100 cu. ft.
Next 31,700 cu. ft.	2.87 per 100 cu. ft.
All over 33,400 cu. ft.	2.84 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.45 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (n) hereof and includes the 200 cubic feet.

- (m) The monthly charges for up to two-family dwellings shall be based on the wintertime water use, and the average monthly meter readings of February for each such property shall determine the monthly sewer service charge on each such property for the subsequent twelve months commencing with May. In the event that the average monthly charges for water meter readings for the month of February when multiplied by twelve does not reflect the true annual sewer usage, the Director of Finance shall base the sewer charges on the average monthly usage for the preceding year or on some other equitable basis which more accurately reflects the annual sewer usage. However, in no event shall charges per month be less than the minimum charges provided for each respective calendar year as shown in 917.02(i). Three-family dwellings and above, and commercial properties shall be charged the rate set forth in subsections (j) and (k) hereof.

- (n) Minimum Charges: the following minimum charges* per month based on the following meter sizes shall be charged for sewer service. These rates are effective January 1, 2007.

Meter Size In Inches	Premises Inside City Or Inside JEDD	Premises Outside City Except JEDD or Residential Premises Located Within Springfield Township	Residential Premises Both Outside City And Inside Springfield Township
5/8	\$ 12.67	\$ 25.33	\$ 19.03
3/4	16.05	32.11	24.08
1	20.02	40.03	30.02
1-1/2	30.55	61.09	45.87
2	49.15	98.31	73.50
3	96.43	192.86	144.91
4	157.42	314.84	236.65
6	309.62	619.25	464.96
8	680.65	1,361.30	1,020.61
10	996.42	1,992.84	1,494.95
12	1,469.46	2,938.91	2,203.85

*Minimum charges include \$3.04 attributable to OMR.

- (o) For any premises situated within the corporate limits or within the JEDD, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

Monthly Rates Effective January 1, 2008	Monthly Inside City Rate*
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 2.34 per 100 cu. ft.
Next 31,700 cu. ft.	1.99 per 100 cu. ft.
All over 33,400 cu. ft.	1.97 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.59 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (s) hereof and includes the 200 cubic feet.

- (p) For any premises situated outside the corporate limits except (1) premises inside the JEDD, or (2) residential premises located in Springfield Township, and being supplied with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City

water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

<u>Monthly Rates</u> <u>Effective January 1, 2008</u>	<u>Monthly</u> <u>Outside City Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 4.67 per 100 cu. ft.
Next 31,700 cu. ft.	3.98 per 100 cu. ft.
All over 33,400 cu. ft.	3.93 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.59 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (s) hereof and includes the 200 cubic feet.

- (q) For any residential premises situated outside the corporate limits and within Springfield Township, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial, wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 616.02.

<u>Monthly Rates</u> <u>Effective January 1, 2008</u>	<u>Monthly Springfield</u> <u>Township Residential Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 3.51 per 100 cu. ft.
Next 31,700 cu. ft.	2.99 per 100 cu. ft.
All over 33,400 cu. ft.	2.96 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.45 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (s) hereof and includes the 200 cubic feet.

- (r) The monthly charges for up to two-family dwellings shall be based on the wintertime water use, and the average monthly meter readings of February for each such property shall determine the monthly sewer service charge on each such property for the subsequent twelve months commencing with May. In the event that the average monthly charges for water meter readings for the month of February when multiplied by twelve does not reflect the true annual sewer usage, the Director of Finance shall base the sewer charges on the average monthly usage for the preceding year or on some other equitable basis which more accurately reflects the annual sewer usage. However, in no event shall charges per month be less than the minimum charges provided for each respective calendar year as shown in 917.02 (n). Three-family dwellings and above, and commercial properties shall be charged the rate set forth in subsections (o) and (p) hereof.

- (s) Minimum Charges: the following minimum charges* per month based on the following meter sizes shall be charged for sewer service. These rates are effective January 1, 2008.

<u>Meter Size In Inches</u>	<u>Premises Inside City Or Inside JEDD</u>	<u>Premises Outside City Except JEDD or Residential Premises Located Within Springfield Township</u>	<u>Residential Premises Both Outside City And Inside Springfield Township</u>
5/8	\$ 13.20	\$ 26.41	19.83
3/4	16.74	33.47	25.11
1	20.87	41.73	31.30
1-1/2	31.84	63.69	47.82
2	51.24	102.49	76.62
3	100.53	201.06	151.07
4	164.11	328.22	246.71
6	322.78	645.56	484.72
8	709.58	1,419.15	1,063.98
10	1,038.77	2,077.54	1,558.48
12	1,531.91	3,063.82	2,297.51

*Minimum charges include \$3.18 attributable to OMR.

- (t) For any premises situated within the corporate limits or within the JEDD, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

<u>Monthly Rates Effective January 1, 2009</u>	<u>Monthly Inside City Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 2.44 per 100 cu. ft.
Next 31,700 cu. ft.	2.07 per 100 cu. ft.
All over 33,400 cu. ft.	2.05 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.70 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (x) hereof and includes the 200 cubic feet.

- (u) For any premises situated outside the corporate limits except (1) premises inside the JEDD, or (2) residential premises located in Springfield Township, and being supplied with the sewage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City

water meter there in use and any increases in such quantity as provided pursuant to Section 916.02.

<u>Monthly Rates</u> <u>Effective January 1, 2009</u>	<u>Monthly</u> <u>Outside City Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 4.87 per 100 cu. ft.
Next 31,700 cu. ft.	4.15 per 100 cu. ft.
All over 33,400 cu. ft.	4.10 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.70 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (x) hereof and includes the 200 cubic feet.

- (v) For any residential premises situated outside the corporate limits and within Springfield Township, and having any connection with the sewage system or otherwise discharging sanitary sewage, industrial, wastes, water or other liquids, either directly or indirectly into the City's sewage system, the service charge or rental shall be based upon the quantity of water used thereon or therein as the same is measured by the City water meter there in use and any increases in such quantity as provided pursuant to Section 616.02.

<u>Monthly Rates</u> <u>Effective January 1, 2009</u>	<u>Monthly Springfield</u> <u>Township Residential Rate*</u>
First 200 cu. ft.	**Minimum Charge
Next 1,500 cu. ft.	\$ 3.66 per 100 cu. ft.
Next 31,700 cu. ft.	3.12 per 100 cu. ft.
All over 33,400 cu. ft.	3.09 per 100 cu. ft.

*Rate includes an operation, maintenance, and replacement (OMR) rate of \$1.45 per one hundred cubic feet (Ccf).

**Minimum charge is based on the size of the water meter as set forth in subsection (x) hereof and includes the 200 cubic feet.

- (w) The monthly charges for up to two-family dwellings shall be based on the wintertime water use, and the average monthly meter readings of February for each such property shall determine the monthly sewer service charge on each such property for the subsequent twelve months commencing with May. In the event that the average monthly charges for water meter readings for the month of February when multiplied by twelve does not reflect the true annual sewer usage, the Director of Finance shall base the sewer charges on the average monthly usage for the preceding year or on some other equitable basis which more accurately reflects the annual sewer usage. However, in no event shall charges per month be less than the minimum charges provided for each respective calendar year as shown in 917.02(x). Three-family dwellings and above, and commercial properties shall be charged the rate set forth in subsections (t) and (u) hereof.

- (x) Minimum Charges: the following minimum charges* per month based on the following meter sizes shall be charged for sewer service. These rates are effective January 1, 2009.

Meter Size In Inches	Premises Inside City Or Inside JEDD	Premises Outside City Except JEDD or Residential Premises Located Within Springfield Township	Residential Premises Both Outside City And Inside Springfield Township
5/8	\$ 13.77	\$ 27.53	20.68
3/4	17.45	34.90	26.17
1	21.75	43.51	32.63
1-1/2	33.20	66.39	49.85
2	53.42	106.84	79.88
3	104.80	209.60	157.49
4	171.08	342.16	257.19
6	336.50	673.00	505.32
8	739.73	1,479.47	1,109.20
10	1,082.92	2,165.83	1,624.72
12	1,597.01	3,194.03	2,395.15

*Minimum charges include \$3.04 attributable to OMR.

- (y) Notwithstanding the provisions of subsections (a), (b), (e), (f), (j), (k), (l), (o), (p) (q), (t), (u), and (v) hereof, single and two-family dwellings which are connected to the City sewage system, but not to the water system will be billed at the following rate:

<u>Effective January 1, 2005</u>		<u>Monthly</u>
(1)	Inside City Rate	\$ 22.30
(2)	Outside City Rate	44.60

<u>Effective July 1, 2006</u>		<u>Monthly</u>
(1)	Inside City Rate	\$ 22.90
(2)	Outside City Outside Springfield Township Rate	45.80

<u>Effective August 1, 2006</u>		<u>Monthly</u>
(1)	Outside City Inside Springfield Township Rate	34.35

<u>Effective January 1, 2007</u>		<u>Monthly</u>
(1)	Inside City Rate	\$ 23.87
(2)	Outside City Outside Springfield Township Rate	47.75
(3)	Outside City Inside Springfield Township Rate	35.81

<u>Effective January 1, 2008</u>		<u>Monthly</u>
(1)	Inside City Rate	\$ 24.88
(2)	Outside City Outside Springfield Township Rate	49.28
(3)	Outside City Inside Springfield Township Rate	37.32

<u>Effective January 1, 2009</u>	<u>Monthly</u>
(1) Inside City Rate	\$ 25.94
(2) Outside City Outside Springfield Township Rate	51.90
(3) Outside City Inside Springfield Township Rate	38.91

Service to dwellings serving three or more families, not commercial properties, shall be charged at a rate to be determined by the City Manager.

- (z) Notwithstanding the provisions of subsection (y) hereof, in the event that a lot, parcel of land, building or premises, whether located inside or outside the corporate limits of the City, discharging sanitary sewage, industrial wastes, water or other liquids into the City sewage system, either directly or indirectly, is not a user of water supplied by the City, or if a user of City water supplements such use with other water, the owner or other interested party, at his expense, shall install and maintain a meter on such water supply for the purpose of determining the sewer service charge or rental provided in subsection subsections (a), (b), (e), (f), (j), (k), (l), (o), (p) (q), (t), (u), or (v) hereof.
- (aa) Any premises served either in or outside the corporate limits of the City, may, at the owner's expense, be serviced by the installation of a separate meter, for the metering of water not to be discharged either directly or indirectly to the City sanitary sewage system and no charge or rental for the service herein provided for shall be made on the amount of water measured by such separate meter. Such installation and meter shall be supervised and approved by the City Manager or his agent. No reduction in metered water shall be allowed in computing sewer service charges unless such water is definitely isolated from the sewer and metered. The burden of establishing any claim reduction in sewer service charges shall be upon the owner of such premises.
- (bb) Voluntarily accepted additional service charges: The charges pertaining to a property owner's allocated share of total costs to design, construct, and collect costs related to City constructed water utility improvements benefiting the property and which a property owner has voluntarily accepted, in writing, as additional service charges. The voluntarily accepted additional service charges shall be billed to the customer receiving services a the property to which the voluntarily accepted additional service charges apply, regardless of changes in ownership, until paid in full.

917.03 PAYMENT OF SERVICE CHARGE.

The service charge or rental levied and assessed by this chapter shall be payable in monthly payments, as applicable, in each year; provided, that the amount of the charge or rental payable for its first payment period after service begins shall be determined on the basis of a per diem proration of the minimum charge herein established, except for those cases in which the metered or measured charge will exceed the minimum.

917.04 COLLECTION OF SERVICE CHARGE.

Each service charge or rental levied pursuant to this chapter shall be collected by the Finance Director at the same time as bills for water service are collected, and the City Manager shall make and enforce such bylaws and regulations as may be deemed necessary for the safe, economical and efficient management and protection of the City sewage system and the sewage treatment and disposal works, for the construction and use of house sewers and connections to the sewage system and for the regulations, collection, rebating and

refunding such charges and rentals.

917.05 FAILURE TO PAY SERVICE CHARGE.

Each service charge or rental levied by or pursuant to this chapter is hereby made a lien upon the corresponding lot, land or premises served by a connection with the sewage system of the City and, if the same is not paid within thirty days after it is due and payable, it shall be certified to the Auditor of Clark County, who shall place the same on the tax duplicate of the County, with the interest and penalties allowed by law and be collected as other taxes are collected.

917.06 ESTABLISHMENT AND USE OF SEWER FUND.

The funds received from the collection of the service charges or rental authorized by this chapter shall be deposited daily with the Director of Finance and shall be accounted for and be known as the Sewer Fund and when appropriated by the City Commission, shall be available for the payment of the costs and expenses of the management, maintenance and repair of the City sewage system and the sewage treatment and disposal works and storm sewers, and any surplus in such Fund shall be used for the payment of the interest on bonds issued and outstanding or which may be issued to provide funds with which to pay the City's portion of the costs of constructing such sewage system or part thereof and such sewage treatment and disposal works, and to retire such bonds when they mature, and for the enlargement or replacement of the sewage system, treatment and disposal works and storm sewers.

917.07 DEFINITIONS. (REPEALED HEREWITH)

**917.08 WATER SHUTOFF FOR NONPAYMENT OF SEWER BILL;
EXCEPTIONS.**

(a) Payment Required Prior to Water Service Resumption. Where a bill for a service charge or rental levied and assessed by this chapter has not been paid as provided by the rules and regulations of the City Manager and the proper shutoff notice has been delivered, the water shall thereafter be shut off in accordance with these rules and regulations, it shall not thereafter be turned on again until all charges due and payable, including advance charges, if any, are fully paid.

(b) Application. This section shall apply whether or not there has been, in the meantime, a change of ownership or possession of the premises supplied, except as provided in subsections (c) and (d) hereof.

(c) Insolvent or Bankrupt Sewer User. Where premises in arrears for payment of sewer bills becomes subject to a bankruptcy or insolvency court, the Service Department may permit the supply of water to such premises to be continued or restored without previous payment of the sewer bill accrued under the bankrupt or insolvent owner.

(d) Foreclosure Proceedings Against Premises Supplied With City Sewer Services. Whenever the Department of Finance, Utilities Billing Division, has been given written notice that foreclosure proceedings have been instituted against premises supplied with City sewer services, the Department shall arrange to require deposit payments or other suitable guaranties in advance for the sewer services furnished to such premises until the premises have been sold or the proceedings otherwise terminated. If the Department receives notification in writing of the pendency of the foreclosure proceedings and the location of the premises affected thereby prior to such sale, the purchaser at the foreclosure sale shall be entitled to have sewer services furnished the premises without payment of charges accrued

under the previous owner, for any period subsequent to the date of the receipt of notice of the pendency of foreclosure proceedings by the Department.

(e) Where payments required to be made to the City under a Development Incentive Agreement or a pre-annexation agreement (i.e. a contract by which a customer outside of the City's corporate boundary is provided with municipal water and/or sewer services) have not been paid as provided under the Development Incentive Agreement or pre-annexation agreement and the proper shutoff notice has been delivered, the water shall thereafter be shut off in accordance with these rules and regulations, and it shall not thereafter be turned on again until all charges due and payable, including advance charges and payments required to be made under the Development Incentive Agreement or pre-annexation agreement, if any, are fully paid. Where payments required to be made to the City under a Development Incentive Agreement or a pre-annexation agreement have not been paid as provided under the Development Incentive Agreement or pre-annexation agreement and the proper disconnect notice has been delivered, the property owner's connection to the City's public sewer line shall thereafter be cut off in accordance with these rules and regulations, and the subject property shall not thereafter be reconnected to the City's public sewer line again until all charges due and payable, including advance charges and payments required to be made under the Development Incentive Agreement or pre-annexation agreement, if any, are fully paid.

917.09 LATE PAYMENTS.

All sewer charges due from customers under the provisions of the chapter and remaining unpaid after they have become due shall bear interest at the rate of one percent (1%) per month or part thereof.

917.10 RATE ASSESSMENTS.

The City Manager shall apply and assess the rates provided herein as they are in effect on the date the water meter approved by the City in use on the premises was read.

917.11 SEPTAGE DISCHARGE FEES.

Subject to regulations duly adopted by the City Manager, persons or companies may use the dumping facility at the Springfield Wastewater Treatment Plant for truck discharge of residential septic tank waste or other liquid domestic sanitary waste upon the payment of a registration fee of fifty dollars (\$50.00) per entity and a truck inspection fee of ten dollars per truck used by such entity, per calendar year, or any remaining portion thereof, plus an additional fee of twenty-two dollars (\$22.00) for each five hundred (500) gallons of septage or fraction thereof, each time liquid domestic sanitary waste is dumped. Effective July 1, 2006, the rate for the additional fee shall be twenty-three dollars (\$23.00) for each five hundred (500) gallons of septage or fraction thereof, each time liquid domestic sanitary waste is dumped. Effective January 1, 2007, the rate for the additional fee shall be twenty-four dollars (\$24.00) for each five hundred (500) gallons of septage or fraction thereof, each time liquid domestic sanitary waste is dumped. Effective January 1, 2008, the rate for the additional fee shall be twenty-five dollars (\$25.00) for each five hundred (500) gallons of septage or fraction thereof, each time liquid domestic sanitary waste is dumped. Effective January 1, 2009, the rate for the additional fee shall be twenty-six dollars (\$26.00) for each five hundred (500) gallons of septage or fraction thereof, each time liquid domestic sanitary waste is dumped. Liquid domestic sanitary waste discharges shall be billed based on the rated capacity of the registered truck.

917.99 PENALTY.

Whoever violates or fails or refuses to comply with any provision of this chapter is guilty of a minor misdemeanor for each offense.