

ORDINANCE NO. 1194

AN ORDINANCE AMENDING AND RE-ENACTING SECTION 3.04.020 OF THE TORRINGTON MUNICIPAL CODE, 2018 REVISIONS, RELATING TO SEWER FEES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TORRINGTON, WYOMING:

Section 1. That Section 3.04.020 of the Revised Ordinances of the City of Torrington, Wyoming, 2018 Revisions, be and it is hereby amended and re-enacted to read as follows:

3.04.020 Sewer fees and charges.

A. Fees: The appropriate city staff will review the user fees at least annually and make recommendations to the city council for revisions to the rates to ensure that adequate revenues are generated. The Fee Schedule shall be maintained and located in the office of the City Clerk for public viewing. See Table A for sewer fees.

Table A - City of Torrington Sewer Fees

Sewer Base/Minimum Fee			
		Base/Minimum Per Month	
Water Meter Size in Inches	0.625	\$23.38	
	0.750	\$23.38	
	1.000	\$23.38	
	1.500	\$25.81	
	2.000	\$36.51	
	2.500	\$49.89	
	3.000	\$63.26	
	4.000	\$93.91	
	6.000	\$176.59	
	8.000	\$293.33	
	10.000	\$429.53	
6 Inch Equivalent (West Highway Water and Sewer District)		\$90.43	
4 Inch Equivalent (South Torrington Water and Sewer District)		\$49.08	
6 Inch Equivalent (Sewer Huckfeldt), In-City		\$90.43	
6 Inch Equivalent (Torrington Livestock Markets), Out of City		\$90.43	See Note 3
Sub-customers* (In-City Rates)		\$6.75	Per Unit
Sub-customers* (Out of City Rates)		\$8.44	Per Unit
* Where there are sub-customers to a metered account, the number of sub-customer units multiplied by the fee per unit listed above should be added to the base/minimum charge of the metered account.			

Sewer Unit Fees					
Customer	Biological Oxygen Demand (BOD) Concentration in Mg/l	Usage Allowance in Gallons	Base Unit Fee/ 1,000 Gallons	High-Strength Unit Surcharge/1,000 Gallons	Total Unit Fee/ 1,000 Gallons
Sewer A & Residential In City Apartments, hospitals, daycares, dormitories, residences	<200	0	\$2.89	\$0.00	\$2.89
Sewer B Hotels and motels	<350	0	\$2.89	\$0.32	\$3.21
Sewer C Office buildings	<500	0	\$2.89	\$0.66	\$3.55

Sewer D <i>Laundries, schools, stores</i>	<600	0	\$2.89	\$0.88	\$3.77
Sewer E <i>Entertainment and service</i>	<725	0	\$2.89	\$1.14	\$4.03
Sewer F <i>Restaurants</i>	<800	0	\$2.89	\$1.30	\$4.19
Sewer G <i>Bars and taverns</i>	<1,200	0	\$2.89	\$2.18	\$5.07
Sewer West Highway Water and Sewer District	<200	0	\$2.74	\$0.00	\$2.74
Sewer South Torrington Water and Sewer District	<200	0	\$2.74	\$0.00	\$2.74
Sewer Huckfeldt, In-City	1,200	0	\$2.89	\$2.18	\$5.07
Sewer F Out of City Torrington Livestock, 6 Inch Meter <i>See Note 3 Below</i>	<800	0	\$3.61	\$1.63	\$5.24
Sub-customers (In-City Rates)					N.A
Sub-customers (Out of City Rates)					N.A
<p>Note: 1. Out of City Rate classes not specifically listed will be assessed a 25 percent higher rate than In-City Rates.</p> <p>2. 2018 Fees to be effective the first day of the month following approval of the ordinance; subsequent year fees will be effective January 1 of the year indicated.</p> <p>3. Torrington Livestock will be charged a monthly minimum one hour Jet Rodder (Vactor Truck) sewer cleaning fee.</p>					

B. Monthly charges for residences, apartments and mobile homes shall be billed a base fee per month, per unit, plus a sewer use fee per month per 1,000 gallons of water used based upon an average of the water meter readings for December, January and February.

1. New residential accounts with the city shall be billed at the same monthly rate as the previous account holder or at the rate of the current base plus the flow rate of 5,000 gallons per month if no previous account exists. This rate shall be assessed until the water usage can be established using the average of the water meter readings for the following December, January and February.

2. A monthly sewer rate of current base plus the flow rate of 5,000 gallons shall also be assessed for those residential customers whose monthly water usage cannot be established due to a water leakage or the fact that their individual usage cannot be metered.

C. Commercial monthly sewer charges for all entities other than residences, apartments, mobile homes and contracted sewer disposal shall be billed a base fee per month, per unit, plus a sewer use fee per 1,000 gallons of water metered.

D. Sewer charges for contractual sub-divisions, or sewer districts outside the city limits shall be billed a fee determined by the governing body of the City of Torrington as follows in addition to a base fee per month:

1. South Torrington Water and Sewer District shall be billed a sewer unit fee per 1,000 gallons of effluent based on monthly meter readings.

2. West Highway Water and Sewer District shall be billed a sewer unit fee per 1,000 gallons of effluent based on monthly meter readings together with a monthly flat fee for effluent from all unmetered customers which shall be based upon the average water meter readings for December, January and February of each year. New unmetered customers will be added when coming on-line using the first full month water meter reading.

E. A surcharge rate shall be assessed for all nonresidential users discharging wastes with Biological Oxygen Demand (BOD) strengths greater than residential strengths (BOD greater than 200). The surcharge will be sufficient to cover the costs of treating such users' above normal strength wastes. Such users shall pay an additional service charge per 1,000 gallons of sewage as shown in Table A. This rate shall apply for all sewage billed and shall be in addition to the base rate and per 1,000 gallon fee set forth in other sections of this ordinance. In the event that the customer is able to prove a consistent lesser BOD content in their waste stream than indicated in Table A, the surcharge will be adjusted to the new lesser rate proven.

F. City personnel shall be given access to all water meters or reading devices placed thereon in order to determine water usage: all residential and commercial consumers refusing such access, or refusing to install a water meter or meter reading device and refusing to exchange or replace the same, shall pay a total monthly sewage fee equal to at least twice the average sewage rate computed by the city for users similarly situated.

G. Any user which discharges any toxic pollutants which cause an increase in the cost of managing the effluent and sludge within the treatment works, or any user which discharges any substance which single or by interaction with other substances caused identifiable increase in the cost of operation, maintenance or replacement of treatment works, shall pay for such increased costs. The charge of each such user shall be as determined by the appropriate city staff and approved by the council, subject to notice and right of hearing of such user.

H. All non-measurable or non-metered sewer flows served by the City of Torrington shall be calculated by the best available method(s), as determined by the City of Torrington, until the user installs a City approved flow metering device at the user's expense.

I. Revenue under this section shall be accounted separately as follows:

1. The revenue collected, as a result of the user fees levied, shall be separately accounted for in a special, non-lapsing fund known as the sewer operation maintenance and replacement fund, and shall be set aside as collected and deposited in said special fund to be used only for paying the cost of operating and maintaining the sewer system, providing an adequate depreciation fund, and paying the principal and interest on the bonds or loans issued if any.

2. Fiscal year-end balances in the operation, maintenance, and replacement fund shall be used for no other purpose than those designated. Monies which have been transferred from other sources to meet temporary shortages in the operation, maintenance and replacement fund shall be returned to their respective accounts upon appropriate adjustments of the user charge rates for operation, maintenance and replacement. The user fee rate(s) shall be adjusted such that the transferred monies will be returned to their respective accounts within six months of the end of the fiscal year in which the monies were borrowed.

J. The following charges under this section will be reviewed by the City of Torrington Water/Wastewater Department and Meter Department and adjusted to current cost on a regular basis. The charge schedule shall be maintained and located in the office of the City Clerk for public viewing. See Table B for sewer charges.

Table B. - City of Torrington Sewer Charges

Service/Entity:	Charge:	Notes:
Service charge for sewer system inspections and callouts	\$60.00	After normal business hours
Septic Dump charge inside City Limits	\$50.00	Per 500 gallon load (partial or full)
Septic Dump charge outside City Limits in Goshen County	\$75.00	Per 500 gallon load (partial or full)
Jet Rodder (Vactor Truck)	\$300.00	Per Hour (Clean sewer system)
Customer Water and Sewer Locate Charge	\$60.00	Per Hour
Camera Truck Setup Charge	\$200.00	Per Inspection
CCTV Sanitary/Storm Sewer Inspection	\$1.75	Per LF

K. Service charge for sewer system inspections: For any service call after normal business hours there will be a charge per occurrence. As a result of the sewer inspection the City will determine if the customer's sewer service is the issue and if so the customer will then be billed for said service charge. During any inspection the City finds a customer has discharged any material that causes problems to the sewer system the customer will be charged at a rate per hour for the City to clean the material from the City sewer system with the City Jet Rodder (Vactor Truck). See Table B Sewer Charges.

L. Customer Water and Sewer Locates: There will be a charge per hour for customer service line locates excluding One Call of Wyoming. This service will provide one operator and a locating device only. Customer must sign a release of liability prior to this service.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

Passed and approved on first reading this 6th day of March, 2018.

Passed and approved on second reading this 20th day of March, 2018.

Passed and approved on third reading this 3rd day of April, 2018.

Michael Varney, Mayor
Michael Varney, Mayor

ATTEST:

Lynette Strecker
Lynette Strecker, City Clerk/Treasurer