

2.	Beauty Salons (Per unit of 2 chairs)	3.00	36.00
3.	Bowling Alleys (per lane)	.50	6.00
4.	Car Washes (Use Code 24)		
5.	Car Dealers	6.50	78.00
6.	Churches (Use Code 24)		
7.	Clinics, Medical & Dental (per office facility)	5.00	60.00
8.	Dry Cleaners	6.50	78.00
9.	Hospital (Use Code 24)		
10.	Hospitals - Animal	6.50	78.00
11.	Laundries		
	a. Self service up to and including first 10 machines	7.50	90.00
	Each machine in excess of 10	1.00	12.00
	b. Commercial (Use Code 24)		
12.	Lodges and Private Clubs (Use Code 24)		
13.	Businesses		
	(10 employees per unit) First unit	3.00	36.00
	Each additional unit	3.00	36.00
14.	Office Buildings (per office)		
	First Office to 10 employees	3.00	36.00
	Each additional unit of 10 employees	3.00	36.00
15.	Photo Developing Labs	6.50	78.00
16.	Rest Homes and Convalescent Homes (Use Code 24)		
17.	Swimming Pool (Use Code 24)		
18.	Restaurants, Cafes & Eating Establishments		
	Under 20 seats	6.50	78.00
	20-40 seats	12.50	150.00
	Over 40 seats	18.00	216.00
19.	Retail Food Stores:		
	Class A - less than 1200 sq. ft.	3.00	36.00
	Class B - between 1200 and 4000 sq. ft.	4.50	54.00
	Class C - between 4000 and 7000 sq. ft.	6.00	72.00
	Class D - between 7000 and 12,000 sq. ft.;	7.50	90.00
	Class E - Over 12,000 sq. ft.	9.00	108.00
20.	Schools: (Use Code 24 per months in use)		
21.	Service Stations	6.50	78.00
22.	Taverns & Bars (alone or in conjunction with another business)	6.00	72.00
23.	Any other commercial users not specifically enumerated shall be	3.00	36.00
24.	Industrial users and Creameries		
	Shall be charged on an individual basis on the following rate:		
	First 1,000 cu. ft. per month @ \$0.30 per hundred cu. ft. of effluent put into the sewer system.		
	Next 4,000 cu. ft. per month @ \$0.15 per hundred cu. ft. of effluent put into the sewer system.		
	Next 5,000 cu. ft. per month @ \$0.08 per hundred cu. ft. of effluent put into the sewer system.		
	All above 10,000 cu. ft. per month @ \$0.06 per hundred cu. ft. of effluent put into the sewer system.		

(If in the judgment of the City Engineer it would be more practical and/or equitable to adopt another method for ascertaining the reasonable and just charges, he shall apprise the user of his decision, and upon obtaining of the consent of the City Council may determine the rate by a means other than measurement of effluent.)

Section 3. PAYMENT OF CHARGES. The sewer service charges outlined above shall become effective on January 1, 1975. The monthly charge shall be calculated annually in advance on or before the 1st day of January of each year, for all users liable for payments and known to the City on or before January 1 of each year. All sewer service charges may be paid annually in advance, and charges so paid shall be allowed a three percent (3%) discount. All sewer service charges shall be due and payable quarterly in advance, on the 10th day of January, April, July and October. Interest shall be charged and collected on any sewer service charges not so paid, at the rate of one percent (1%) per month, or fraction of a month, until paid.

Any new user shall pay the proportion of the rates or charges that remain from the time of connection to the first day of January immediately thereafter. The charges are to be pro-rated on a monthly basis with each fraction of a month to be considered as a whole.

Section 4. COLLECTION OF CHARGES. Such sewer service charges levied in accordance with the ordinance shall be a debt due the City and shall be a lien upon the property. If this debt is not paid within thirty (30) days after it shall be due and payable, it shall be deemed delinquent and may be recovered by civil action at law against the property owner, the user, or both. Delinquent accounts shall draw interest at 1% per month from the date due and payable until paid. All sewer service charges accruing, accrued, or delinquent, shall be a lien on the property obligated. Liens on delinquent accounts may be enforced in any lawful manner and also pursuant to provisions of ORS 223.505 to 223.650.

Section 5. SEWER SERVICE FUND. Sewer service charges and receipts therefrom, as and when collected, shall be paid over to the City Treasurer for deposit in a fund known as "Sewer Service Fund". The monies in said fund shall be used for the establishment, operation, maintenance, improvement, repair and extension of the City sewage disposal plant or plants and sewers; and for all equipment, appurtenances, and other items or expenses relevant and necessary for the useful and

convenient construction, operation and maintenance of said plants and sewer system. The administrative costs for collecting said charges and administering this Ordinance shall be payable from said special fund.

Section 6. ABUTTING PROPERTY. When charges are made in those instances where sewer service is not in fact furnished, but the service is available or abutting the property charted (as referred to in Section 1 (b) above), said charges may be waived by the City Engineer. Application for such a waiver shall be made by the owner or occupant of the property, stating fully the grounds for the application. Before a waiver of the sewer charge may be granted, the City Engineer shall first determine:

(a) That special topographical conditions affecting the property exist that are not common to all property in the area.

(b) That such special topographical conditions would necessitate the installation and maintenance of pumps or other special equipment which will thereby increase the cost of sewer service to the applicant over and above that of other property owners in the area.

(c) That the waiver of the sewer service charge complies with the spirit and intent of these regulations and will not be detrimental to the public health, safety or welfare, or injurious to other properties in the vicinity.

(d) The City Engineer shall act upon the application or waiver of sewer service charge within thirty (30) days after the filing thereof. If the City Engineer disapproves the application, he shall mail to applicant forthwith a notice of his action.

(e) Any person aggrieved shall have the right to appeal the decision of the City Engineer as to denial of the application to the City Council. The appeal shall be taken within ten (10) days after receipt of notice and shall be made by written notice to the City Council. That the aggrieved person appeals the denial of the application. The City Council shall act upon the appeal within twenty (20) days after receipt of said notice of appeal, and its action shall be final.

Section 7. DISCONTINUANCE OF SERVICE. In the event of failure to pay sewer service charges after they become delinquent or failure to comply with the provisions of this ordinance, or failure to have flow or sampling devices in proper operating condition for more than one week, if required by the City Engineer, the City shall have the right to discontinue, remove or close sewer connections and enter upon the property for accomplishing such purpose.

The expense of such discontinuance, removal or closing as well as the expense of restoring service, shall be a debt due to the City and a lien upon the property and may be recovered by civil action or lien enforcement methods provided above, against the property owner, the user, or both.

Section 8. SEVERABILITY. It is hereby declared to be the intent of the Council that each of the separate provisions hereof shall be deemed independent to the end that if any provisions hereof shall be declared invalid by any Court of competent jurisdiction, or to be unconstitutional, such judgment shall not affect the validity of the remaining portions of this Ordinance, and it is hereby expressly declared that every other Section, subdivision, paragraph, provision or clause of this Ordinance would have been enacted irrespective of the enactment or validity of the portions hereof declared or adjudged to be unconstitutional or invalid.

Section 9. EFFECTIVE DATE. This Ordinance shall become effective and the charges shall commence accruing as of and on January 1, 1975.

Section 10. EMERGENCY CLAUSE. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this 23rd day of December, 1974.

ATTEST:

Robert E. Jones
Recorder

Richard H. Penn
Mayor