

ORDINANCE NO. 23

AN ORDINANCE AMENDING ORDINANCE NO. 2, AS AMENDED,
ESTABLISHING JUST AND EQUITABLE SEWER SERVICE
CHARGES, REPEALING INCONSISTENT ORDINANCES AND
ESTABLISHING AN EFFECTIVE DATE.

THE ROSEBURG URBAN SANITARY AUTHORITY, DOUGLAS COUNTY, OREGON DOES ORDAIN AS
FOLLOWS:

Ordinance No. 2 of the Roseburg Urban Sanitary Authority, as amended, is hereby
amended further to read as follows:

"ORDINANCE NO. 2

SECTION 1--DEFINITIONS

1-01. Terms used in this ordinance are defined in Ordinance No. 1 of the Roseburg
Urban Sanitary Authority.

SECTION 2--INTENT OF THE AUTHORITY

2-01. Pursuant to the general laws of the State of Oregon, the Board does hereby
declare its intention to contract for wastewater conveyance and disposal and/or to
acquire, own, construct, equip, operate and maintain within and without the limits
of the Sanitary Authority a wastewater disposal plant, sewers, equipment and
appurtenances necessary and useful or convenient for a complete sewer system and
wastewater disposal system and also including maintenance and extension of the
present sewer system of the Sanitary Authority and also including the reconstruction
of sewers as may necessarily and conveniently be deemed proper by the Board.

SECTION 3--SEWER USER CHARGES

3-01. Sufficient revenue to pay all cost for the operation and maintenance of the
complete wastewater system shall be generated through sewer user fees. The costs
shall be distributed to all users of the wastewater system in proportion to each
user's contribution to the total loading of the treatment works. Factors such as
strength (BOD and SS), volume, delivery flow rate characteristics and special
treatment requirements shall be considered and included as the basis for the user's
contribution to ensure a proportional distribution of operation and maintenance
costs to each user.

3-02. The Manager shall determine the total annual costs of operation and
maintenance of the wastewater system which are necessary to maintain the capacity
and performance, during the service life of the treatment works, for which such
works were designed and constructed. The total annual cost of operation and
maintenance shall include, but need not be limited to, fees for wastewater
treatment, labor, repairs, equipment replacement, maintenance, necessary
modification, power, sampling, laboratory tests, and a reasonable contingency fund.

3-03. Sewer user charges are hereby levied and imposed on all users and shall be
based upon the rate charges to a single family residence (one equivalent dwelling
unit--"EDU") and will be directly proportional to the strength and volume of
wastewater discharged from an EDU. Standard flow from one EDU shall be 400 gpd.

Standard strength of wastes from an EDU shall be 200 mg/1 BOD and 200 mg/1 SS.

"Based on the standard strength for BOD and SS, the following classes of users are established:

<u>CLASS</u>		
I	<u>Residential</u> - single family homes, mobile homes, combination residences, duplex, triplex, multi-unit apartments, boarding houses, and the like.	$\frac{\text{BOD+SS}}{2} < 200 \text{ mg/1}$
II	<u>Low Strength</u> - each retail business or professional office, whether a sole building occupant or in a complex using a common restroom, churches, schools, government agencies, hospitals, laundromats, and car washes, service stations, motels, hotels, and the like.	$\frac{\text{BOD+SS}}{2} < 200 \text{ mg/1}$
III	<u>High Strength</u> - restaurants, taverns (with dining) mortuaries, and the like.	$\frac{\text{BOD+SS}}{2} > 200 \text{ mg/1}$
IV	<u>Industrial User</u> - any users whose discharge volume and/or strength requires compliance with the pre-treatment sections and the language of RUSA Ordinance No. 3.	

"The basis for establishing the BOD and SS loading of a user shall be as shown in Appendix A of this Ordinance or as established by the actual testing of the discharge of the user".

3-04. The total rate charged a user shall consist of a user charge for debt service and a user charge for operations, including maintenance and replacement of the treatment works.

- a) The user charge for debt service will be a fixed amount to be charged users for each EDU of flow per month. The user charge per EDU shall be \$2.40.
- b) The user charge for operations including operation, maintenance, and replacement of the treatment works shall be \$13.90 for each EDU per month.
- c) For those users who contribute wastewater with strength greater than domestic sewage, a surcharge, in addition to the normal user charge will be collected. The surcharge shall be based on the users proportionate share of the operation and maintenance (including replacement) of the treatment works.

The total rate to be charged a class of users based upon this Section is as follows:

<u>CLASS</u>		
I	Residential	\$16.30/month/EDU
II	Low Strength	\$16.30/month/EDU
III	High Strength	As determined individually by calculation
IV	Industrial	As determined individually by calculation

3-05. Sewer user charges for industrial users and other users not covered by Section 3-04 will be determined on an individual basis as follows:

1. Sewer users charge shall be established by the Board based on flows and characteristics of the wastes discharged to the public sewer.
2. Each person discharging wastes from industries, institutions, and other sources not covered by Section 3-04, into a public sanitary sewer may, at his option, or shall, when directed by the Sanitary Authority, construct and maintain an improved control manhole, together with such flow measurement, flow sampling, and sample storage facilities for all waste entering the public sewer as may be required by the Manager. These facilities will be used to obtain flow, BOD, suspended solids, and other data on the characteristics and strength of the waste for use as a basis for the sewer users charge.
3. In lieu of directing the construction of measurement sampling and sample storage facilities, the Manager may require that each person discharging wastes from industries, institutions, and other sources not covered by Section 3-04 into a public sanitary sewer to procure and test at the person's expense and in a manner approved by the Manager, sufficient composite samples on which to base and compute the person's industrial sewer users charge. In the event that automatic flow measurement, sampling, and sample storage facilities are not provided, the users charge shall be computed using the metered water flow to the premises as a basis for waste flow and the laboratory analysis of samples procured as directed by the Manager as a basis for computing BOD, suspended solids, and other characteristics of the wastes. Metered water flow shall include all water delivered to or used on the premises and which is discharged to a Sanitary Authority sanitary sewer. In the event that private water supplies are used, they shall be metered at the person's expense. Cooling waters or water not discharged to a sanitary sewer shall be separately metered at the person's expense and in a manner approved by the Manager prior to allowing deduction of such flow from the total water used on the premises in computing the sewer users charge.

3-06. The Manager of the Sanitary Authority is hereby directed to collect the charges provided for herein from each user of the sewer facilities. The charges collected by the Manager shall be deposited to the General Fund of the Authority.

3-07. The owner(s) of the premises served by the sewer system shall be responsible for payment of the sewers connection and user charges for the property served notwithstanding the fact that the property may be occupied by a tenant or other occupant who may be requested by the owner(s) to pay said charges.

3-08. The owner(s) of the property served by the sewer system, or his duly authorized agent, shall be billed for service at the address for the owner(s) appearing on the Douglas County tax rolls or as otherwise directed in writing to the Authority by the owner(s) of the property served. Billings will be bi-monthly except during a transition period in adjusting billing dates to meet administrative requirements upon adoption of this Ordinance. Billing to the owner(s) or his duly authorized agent shall constitute notice to the owner(s) of the status of the service account.

3-09. The date of billing shall be the first day of the bi-monthly period for which the sewer charge is calculated as provided in this Ordinance. Upon written request of the owner, the Authority shall mail duplicate copy of the bi-monthly billing to a tenant at the address provided by the owner(s). The charge for the duplicate service shall be \$3.00 per billing added to the service charge.

3-10 Sewer user charges shall be due and payable to the Authority not later than 20 days after the billing date.

3-11 Sewer user charges levied pursuant to this Ordinance shall be a debt due to the Authority. If this debt is not paid within 20 days following the billing date it shall be deemed delinquent. All delinquent charges shall bear interest at the legal rate and may be recovered by civil action in a court of competent jurisdiction or may be certified to the Douglas County Tax Collector in accordance with the provisions ORS 454.225, subject to a delinquency penalty calculated as follows:

Amount of Charge Certified	Delinquency Penalty
\$1.00 to \$200.00	\$ 25.00
\$201.00 to \$400.00	50.00
\$401.00 to \$600.00	75.00
\$601.00 and over	100.00

3-12 Where premises are vacant for a minimum of one (1) full calendar month, the owner may request credit for a portion of the sewer user charge for operations as specified in Section 3-04, b. A minimum of \$5.00 per month standby charge shall be paid of the sewer user charge for operations. Owners of bare property may take credit for the total sewer user charge for operations as specified in Section 3-04, b. The owners must specify the month(s) they are requesting vacancy credit and sign the return portion of the bill.

3-13 Where premises are to remain vacant for a substantial period of time or where the structures on the premises are to be destroyed, and the owner desires to be relieved of the obligation to pay sewer service charges he shall notify the manager of his desire to disconnect from the Authority's system. The Manager shall thereupon advise such person as to the manner in which the sewer shall be disconnected and when the sewer has been disconnected to the satisfaction of the Manager, and the owner has received a written certificate to that effect from the Manager, then the owner shall, from the date of the certificate, be relieved from the obligation of paying sewer user charges. Upon reconnection of the premises to the sewer system, the owner(s) of the property shall be responsible for payment of all fees, charges and assessments that would be payable for a new connection of the subject property to the Authority's sewer system.

SECTION 4--REVIEW

4-01. The Sanitary Authority shall review the total annual cost of operation and maintenance as well as the sewer user's charge amount not less often than annually and will revise the system as necessary to assure equity of the service charge system established herein and to assure that sufficient funds are obtained to adequately operate and maintain the wastewater treatment works.

SECTION 5--APPEALS

5-01. Any sewer user who feels his user charge is unjust and inequitable as applied to his premises within the intent of the foregoing provisions may make written application to the Board requesting a review of his user charge. Said written request shall, where necessary, show the actual or estimated average flow and/or strength of his wastewater in comparison with the values upon which the charge is based, including how the measurements or estimates were made.

5-02. Review of the request shall be made by the Board and shall determine if it is substantiated or not, including recommending further study of the matter by the Manager.

SECTION 6--SEVERABILITY

6-01. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances, is not affected."

SECTION 7--REPEAL INCONSISTENT ORDINANCES

7-01. Upon the effective date of this ordinance, the following Ordinances of the Sanitary Authority are repealed: Ordinance No. 4, 7, 10, 14, 17, 18, and 22 and any other Ordinances or portions of Ordinances of the Sanitary Authority inconsistent with Ordinance No. 2 as herein amended.

PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE ROSEBURG URBAN SANITARY AUTHORITY AT ITS REGULAR MEETING HELD ON THE 11TH DAY OF MAY, 1994.

ROSEBURG URBAN SANITARY AUTHORITY

J. William Neuner

J. William Neuner, Chairman

Attest:

John G. O'Brien
John G. O'Brien, Manager

First Reading: April 13, 1994.

Second Reading & Passage: May 11, 1994.

Effective Date: June 10, 1994.

APPENDIX A

	<u>mg/l</u> <u>BOD</u>	<u>mg/l</u> <u>SS</u>
Residential (varies, based on per capita water use)	175-200	175-200
Auto-steam Cleaning	1150	1250
Bakeries, wholesale	1000	600
Bars, no dining facilities	200	200
Car wash	20	150
Dept & Retail stores	150	150
Hospital & convalescent	250	100
Hotels w/dining facilities	500	600
Hotels w/o dining facilities	300	100
Industrial laundries	670	680
Laundromat	150	110
Commercial laundry	450	240
Markets w/garbage disposal	800	800
Mortuaries	800	800
Professional offices	130	80
Repair shops, service stations	150	250
Restaurants	1000	600
Colleges & schools	130	100
Softwater service	3	55
Septage	5400	12000