

(Summary Published in the Butler County Times-Gazette
on the 22nd day of November, 2014.)

THE CITY OF AUGUSTA, KANSAS

ORDINANCE NO. 2072

AN ORDINANCE ESTABLISHING RATES AND CHARGES FOR WASTEWATER AND SEWER SERVICES OF THE MUNICIPALLY OWNED AND OPERATED WASTEWATER UTILITY OF THE CITY OF AUGUSTA; CLASSIFYING THE USERS OF SUCH WASTEWATER AND SEWER SERVICES; PROVIDING FOR THE EFFECTIVE DATE FOR SUCH RATES AND CHARGES; AMENDING SECTION 442 OF CHAPTER 15, ARTICLE 4 OF THE CODE OF THE CITY OF AUGUSTA, 2010 AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES OF THE CITY OF AUGUSTA, KANSAS IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF AUGUSTA, KANSAS.

SECTION 1. AMENDMENT. Section 442 of Article 4, Chapter 15 of the Code of the City of Augusta, Kansas, 2010, is hereby changed and amended to read as follows:

"15-442 SEWER SERVICE RATES. The monthly sewer charge for service connections to the public sanitary sewer system of the City shall be based upon the average monthly water usage during the months of December, January and February as rounded to the nearest 1,000 gallons, herein after referred to as the average winter water usage and calculated using the following rates:

A. Inside the City

1. Minimum charge for all individual residential, commercial and industrial billing units contributing sewage to the system shall be \$9.50 per month.
2. Based upon the average winter water usage each billing unit shall pay the following commodity charges per 1,000 gallons per month:

a. First 10,000 gallons	\$0.61 per 1,000 gallons
b. Next 40,000 gallons	\$0.72 per 1,000 gallons
c. Next 50,000 gallons	\$0.77 per 1,000 gallons
d. Over 100,000 gallons	\$0.88 per 1,000 gallons
3. For calculating the monthly sewer service rates for a building with multiple billing units which share a common water meter and sewer connection:

- a. Where one customer is billed for all water and sewer service to that building, the rate shall include the minimum charge for each billing unit within the facility and the commodity charge per 1,000 gallon usage based upon the average winter water usage.
 - b. Where the billing units not paying for the water service are billed for the sewer service to that building, the City will use an average of 3,000 gallons per month for the purpose of calculating the commodity charge.
4. For the purpose of calculating the commodity charge for sewer customers who are not connected to the City's water system or for those sewer customers where there exists no established average winter water usage, the City will use an average of 6,000 gallons per month.
 5. The average winter water usage from which the service fees are based will be adjusted annually on the April utility billing.

B. Sewer Capital Fee – Inside the City

1. Each residential, commercial and industrial billing unit with service connections contributing sewage to the system shall pay a monthly sewer capital fee that is to be used toward the retirement of the debt for the wastewater treatment plant, annual costs related to inflow and infiltration maintenance and repairs within the sewer collection system, sewer collection system equipment and a wastewater system capital reserve fund. This monthly fee is in addition to the regular monthly sewer service charges as identified in Section 15-442 (A).
2. The monthly sewer capital fee shall be based upon the average winter water usage as rounded to the nearest even 1,000 gallons. For calculating this monthly fee for sewer customers who are not connected to the City's water system or for those sewer customers where there exists no established water usage, the City shall use the average of 6,000 gallons per month.
3. Upon determining the average winter water usage, each sewer customer shall be placed within a user class tier and pay the monthly sewer capital fee for that usage tier. The average winter water usage used to determine the sewer capital fee will be reviewed annually and adjusted at the same time the average winter water usage is adjusted for the regular monthly sewer commodity charges.
4. Based upon the average winter water usage, each sewer customer shall pay the following sewer capital fee:

a.	Tier One	0 to 5,000 gallons	\$ 15.00
b.	Tier Two	5001 to 10,000 gallons	\$ 25.00
c.	Tier Three	10,001 to 20,000 gallons	\$ 50.00
d.	Tier Four	20,001 to 50,000 gallons	\$ 75.00
e.	Tier Five	50,001 to 100,000 gallons	\$120.00
f.	Tier Six	Over 100,000 gallons	\$180.00

5. For calculating the sewer capital fee for a building with multiple billing units which share a common water meter and sewer connection:
 - a. Where one customer is billed for all water and sewer service to that building, the average winter water usage will be used to determine the sewer capital fee.
 - b. Where the billing units not paying for the water service are billed for the sewer service to that building, the City will use an average of 3,000 gallons per month for the purpose of calculating the sewer capital fee.

C. Outside the City

1. Minimum charge for all individual residential, commercial and industrial billing units contributing sewage to the system shall be \$11.00 per month.
2. Based upon the average winter water usage each billing unit shall pay the following commodity charges per 1,000 per gallon per month:
 - a. First 10,000 gallons \$0.72 per 1,000 gallons
 - b. Next 40,000 gallons \$0.83 per 1,000 gallons
 - c. Next 50,000 gallons \$0.88 per 1,000 gallons
 - d. Over 100,000 gallons \$0.99 per 1,000 gallons
3. For calculating the monthly sewer service rates for a building with multiple billing units which share a common water meter and sewer connection:
 - a. Where one customer is billed for all water and sewer service to that building, the rate shall include the minimum charge for each billing unit within the facility and the commodity charge per 1,000 gallon usage based upon the average winter water usage.
 - b. Where the billing units not paying for the water service are billed for the sewer service to that building, the City will use an average of 3,000 gallons per month for the purpose of calculating the commodity charge.
4. For the purpose of calculating the commodity charge for sewer customers who are not connected to the City's water system or for those sewer customers where there exists no established average water usage, the City will use an average of 6,000 gallons per month.
5. The average winter water usage from which the service fees are based will be adjusted annually on the April utility billing.

D. Sewer Capital Fee – Outside the City

1. Each residential, commercial and industrial billing unit with service connections contributing sewage to the system shall pay a monthly sewer capital fee that is to be used toward the retirement of the debt for the wastewater treatment plant, annual costs related to inflow and infiltration maintenance and repairs within the sewer collection

system, sewer collection system equipment and a wastewater system capital reserve fund. This monthly fee is in addition to the regular monthly sewer service charges as identified in Section 15-442 (C).

2. The monthly sewer capital fee shall be based upon the average winter water usage rounded to the nearest even 1,000 gallons. For calculating this monthly fee for sewer customers who are not connected to the City's water system or for those sewer customers where there exists no established water usage, the City shall use the average of 6,000 gallons per month.
3. Upon determining the average winter water usage, each sewer customer shall be placed within a user class tier and pay the monthly sewer capital fee for that usage tier. The average winter water usage used to determine the sewer capital fee will be reviewed annually and adjusted at the same time the average winter water usage is adjusted for the regular monthly sewer commodity charges.
4. Based upon the average winter water usage, each sewer customer shall pay the following sewer capital fee:
 - a. Tier One 0 to 5,000 gallons \$ 18.00
 - b. Tier Two 5001 to 10,000 gallons \$ 30.00
 - c. Tier Three 10,001 to 20,000 gallons \$ 60.00
 - d. Tier Four 20,001 to 50,000 gallons \$ 90.00
 - e. Tier Five 50,001 to 100,000 gallons \$145.00
 - f. Tier Six Over 100,000 gallons \$215.00
5. For calculating the sewer capital fee for a building with multiple billing units which share a common water meter and sewer connection:
 - a. Where one customer is billed for all water and sewer service to that building, the average winter water usage will be used to determine the sewer capital fee.
 - b. Where the billing units not paying for the water service are billed for the sewer service to that building, the City will use an average of 3,000 gallons per month for the purpose of calculating the sewer capital fee."

SECTION 2. EFFECTIVE DATE. That the rates and charges, including the minimum charges set forth above, shall become effective and apply to all sewer system services billed on or after January 1, 2015.

SECTION 3. AMENDMENTS. All provisions of Article 4 of Chapter 15 of the Code of the City of Augusta, Kansas, 2010, shall be amended only insofar as to reflect the above changes.

SECTION 4. REPEAL. All ordinances or parts of ordinances in conflict herewith are hereby repealed. However, any section of an existing ordinance not in conflict herewith is not repealed and remains in full force and effect.

SECTION 5. PUBLICATION. Upon publication in the official city newspaper, this Ordinance shall take effect and be in force from and after January 1, 2015

Published in the Butler County Times-Gazette on the 22nd day of November, 2014

SUMMARY OF CITY OF AUGUSTA ORDINANCE NO. 2072

Notice is hereby given that the Governing Body of Augusta, Kansas did, on the 17th day of November 2014; pass Ordinance No. 2072, establishing rates and charges for wastewater and sewer services of the municipally owned and operated wastewater utility of the City of Augusta, Kansas; classifying the users of such wastewater and sewer services; providing for the effective date for such rates and charges; amending Section 442 of Chapter 15, Article 4 of the Code of the City of Augusta, 2010 and repealing all conflicting Ordinances or parts of Ordinances. The complete text of the Ordinance may be obtained or viewed free of charge at the office of the Augusta City Clerk. Additionally, the full text of the Ordinance may be viewed on the City's official website www.augustagov.org for a minimum of one week following the date of this publication.

I hereby certify that this summary of Ordinance No. 2072 is legally accurate and sufficient for publication, pursuant to the provisions of K.S.A. 12-3007.



Austin K. Parker
Augusta City Attorney