

**Ordinance 2017-001**

**Amending Ordinances No. 2015-05 and 2014-08**

**An Ordinance Fixing Rates and Fees for Sanitary Sewer Service**

BE IT ORDAINED by the city council of the City of Eagleville, as follows:

Section 1. Rates

(a) The rates for sanitary sewer service, computed monthly, are as follows:

	Water Meter Size (inch)				
	1" or less	1.5"	2"	3"	4" or more
Customer Charge (Minimum bill):	\$28.00	\$56.00	\$168.00	\$392.00	\$756.00
Each 1,000 gallons and portion thereof	\$8.25	\$8.25	\$8.25	\$8.25	\$8.25

- (b) Bills must be paid on or before the due date, otherwise a ten percent (10%) penalty will be added. Failure to receive a bill will not release the customer for his payment obligation.
- (c) A leak that is documented by the customer to the potable water supplier and is determined eligible for a leak credit may be eligible for a similar credit for the consumption portion of the sewer bill. Such adjustment(s) shall be considered by the City's contracted billing company (Consolidated Utility District of Rutherford County at present) according to the organization's existing Policy Number 071 as revised September 20, 2012, and as may be revised from time to time, given adequate notice to, and agreement by, the City. The procedure outlined in Policy 071 shall apply, except that the rates used for figuring adjustments shall be substituted for the rates adopted by the City in this ordinance. Adjustments made shall be in the same proportion as those described in Policy 071.
- (d) If a meter fails to register properly, or if a meter is removed to be tested or repaired, or if water is received other than through a meter, the city reserves the right to render an estimated bill based on the best information available. Without more definitive information, houses or units of buildings served with water other than through a meter will be billed on a per bedroom basis, estimating 1,300 gallons consumption per month, and applying the same rate structure as set forth herein for a customer with a water meter one-inch (1") or less.

Section 2. Billing

The following fees shall be charged for sanitary sewer service:

- o Application/connection fee: \$ 250.00
- o Capacity fee: \$3,500.00
- o Billing/Convenience fee: \$ 5.00/mo\*

\*Billing/Convenience fee is charged to properties that have not signed service agreements for billing through the City's contracted provider and which must be billed directly by the City.

Section 3. Waivers, Exemptions, Reductions

- (a) **Billing/Convenience Fee Waiver:** Bills generated directly by the City will include a billing/convenience fee as indicated herein. Those bills will include a specified due date. Should a customer complete a service agreement for billing by the City's contracted billing company prior to the due date, the billing/convenience fee may be waived for the currently due bill. The service agreement must be completed in full and submitted to the City, or proof of submittal to the contracted billing company must be provided to the City prior to close of business on the due date in order to have the billing/convenience fee waived. The billing/convenience fee on prior month's bills, whether current with payment or past due, may not be waived except by City Council action.
- (b) **Full Rate Exemption:** The City recognizes that certain properties are unbuildable due to the size or use of the property. Such properties may be exempt from any sewer fees by the City Council on a case-by-case basis or categorically as may be deemed appropriate. With the right to waive or exempt certain properties or groups of properties also remains the right to reverse such decisions if/when conditions change regarding development potential of such a property.
- (c) **Special Development Consideration:** The City Council reserves the right to consider proposals and negotiate alternate arrangements relative to the capacity fee in considering special residential, commercial, or industrial developments, the terms of which shall be approved by resolution of the Council. In cases requiring a Sewer Developer Agreement, fees established in such agreements shall supersede those listed herein where the two may conflict.
- (d) **Irrigation reduction:** A reduction may be applied where a customer has used water to irrigate or in other outdoor applications not already described herein, where the water is not deposited into the STEP system. Such a reduction must be requested to the city in writing no more than 90-days following the use requested for reduction. Eligibility for a reduction will be determined in the manner described in the aforementioned Policy Number 071, section 5(b): water use must be more than two-times the winter month average (November through March), adjusted by removing the high and low months and adding 20%. Such a reduction may be applied for no more than twice in any given year.

This Ordinance shall become effective fifteen (15) days from and after its final passage, the welfare of the city requiring it.

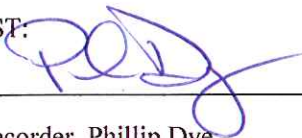
WHEREUPON, Mayor Brown declared the Ordinance adopted, affixed his signature and the date thereto, and directed that the same be recorded.

Approved:



Travis Brown, Mayor

ATTEST:



City Recorder, Phillip Dye

Passed First Reading: January 26, 2017

Passed Second Reading: February 23, 2017

APPROVED AS TO FORM:



City Attorney, Kevin Bragg