

(First Published in the Columbus Daily Advocate _____, 2006)

ORDINANCE NO. 1203

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF COLUMBUS, KANSAS, AMENDING ORDINANCE NUMBER 1016, AND CITY CODE SECTION 15-435A, AMENDING ACTUAL RESIDENTIAL USE RATE STRUCTURES FOR THE USE OF CITY SEWER SERVICE FROM THE SEWER SYSTEM OF THE CITY OF COLUMBUS, KANSAS AND REPEALING ANY ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

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

SECTION 1: That Ordinance Number 1016, and City Code Section 15-435A shall be amended as follows:

SECTION 2:

New Section 15-435A: ACTUAL USE RATE STRUCTURES. (a) Each user shall pay for the services provided by the City based on use of the treatment works as determined by meters acceptable to the City.

(b) For residential contributors, monthly user charges shall be based on monthly water usage pursuant to sewer charges established in City Code Section 15-406A. All residential contributors' charges will be capped based on their previous eight (8) month average water use from the months October, November, December, January, February, March, April and May each year. Residential contributors will be billed for the months of June, July and August based upon the eight (8) month average designated herein. Special sewer calculations for June, July and August, 2006, shall reflect back to the eight (8) month average for the period October, 2005, through May, 2006.

For industrial and commercial contributors, user charges shall be based on monthly water usage. If a commercial or industrial contributor has a consumptive use of water, or in some other manner uses water which is not returned to the wastewater collection system, the user charge for that contributor may be based on a wastewater meter(s) or separate water meter(s) installed and maintained at the contributor's expenses, and in a manner acceptable to the City.

(c) **The charges per month for residential customers shall be set out in City Code Section 15-406A.**

(d) For those contributors who contribute wastewater, the strength of which is greater than normal domestic sewage, a surcharge in addition to the normal user charge will be collected. The surcharge for operation and maintenance, including replacement, will be developed on a case-by-case basis.

(e) Any user which discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge from the City's treatment works, or any user which discharges any substance which singly or by interaction with other substances causes identifiable increases in the cost of operation, maintenance, or replacement of the treatment works, shall pay for such increased costs. The charge to each such user shall be determined and approved by the City Council.

(f) The user charge rates established in this article apply to all of the City's treatment works, regardless of their location.

(g) Penalty. A penalty for late payment shall be ten percent (10%) of the amount due.

SECTION 3: All ordinances and resolutions and parts thereof in conflict herewith are hereby expressly repealed in so far as they conflict herewith.

SECTION 4: This ordinance shall be in full force and effect from and after passage and publication in the official City newspaper.

PASSED and APPROVED by the Governing body this 20th day of November, 2006.



JOHN BRASSART, MAYOR

ATTEST:



JANICE BLANCETT, CITY CLERK

(SEAL)

