

## Sewer Use and Wastewater Treatment Service Rate

set annually by the Approving Authority; remote reading device(s) if necessary; and labor and miscellaneous parts and supplies. No provision shall be made, nor shall any means be taken, to route water from any "deduct" meter to the customer's general distribution system. In addition to the general penalties set forth in this Ordinance, any violation of this section will result in nullification of the deduct readings and removal of the deduct meter.

- (b) In the event it is physically impractical or impossible to install metering equipment, the user may request the Approving Authority to take such means as it deems necessary to formulate an estimate of the amount of water not being discharged into the sanitary system, or, conversely, the amount of actual sewage discharged thereto.

### ARTICLE F - AMOUNT OF SEWER SERVICE CHARGES

SEC. 9-7-1 SEWER SERVICE CHARGE UNIT COSTS. The unit costs for the sewer service charge shall be as defined in the current sewer service charge system.

SEC. 9-7-2 CATEGORY "A" SEWER SERVICE CHARGE. The sewer service charge for Category "A" sewer users with normal domestic strength wastewater shall be as defined in the current sewer service charge system.

SEC. 9-7-3 CATEGORY "B" SEWER SERVICE CHARGE. The sewer service charge for Category "B" sewer users shall be defined in the current sewer service charge system.

The Category "B" sewer service charge shall be computed in accordance with the formula presented below:

$$T = FQ + (V \times C_{,,}) + .00834 (B \times C_8 + S \times C_5 + P \times C_p)$$

Where:

- T = Total sewer service charge  
FQ = Fixed Quarterly charge  
B = Concentration of BOD in mg/l in the wastewater in excess domestic strength.  
S = Concentration of SS in mg/l in the wastewater in excess of domestic strength.  
P = Concentration of P in mg/l in the wastewater in excess of domestic strength.  
V = Wastewater volume in 1,000 gallons

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$C_v$  = Cost per 1,000 gallons

$CB$  = Cost per pound of BOD

$C_s$  = Cost per pound of SS

$C_p$  = Cost per pound of P

.00834 = Conversion factor

(The above formula shall not be construed to give credits for a waste strength less than domestic concentrations for BOD, SS or P)  
Domestic strength wastewater shall be defined in the current sewer service charge system.

**SEC. 9-7-4 REASSIGNMENT OF SEWER USERS.** The Approving Authority will reassign sewer users into appropriate sewer service charge categories, if wastewater sampling programs or other related information indicate a change of categories is necessary.

**SEC. 9-7-5 OPERATION, MAINTENANCE & REPLACEMENT FUND ACCOUNTS.** All sewer service charge revenues collected for replacement costs shall be deposited in a separate and distinct fund to be used solely for replacement costs as defined in Article I. All sewer service charge revenues collected for other operation and maintenance expenses shall also be deposited in a separate and distinct fund.

All revenues for the replacement fund and for the operation and maintenance of the wastewater treatment facilities shall be used solely for the replacement fund and operation and maintenance of the wastewater facilities.

**SEC. 9-7-6 DISPOSAL OF SEPTIC TANK SLUDGE & HOLDING TANK SEWAGE.** No person in the business of gathering and disposing of septic tank sludge or holding tank sewage shall transfer such material into any disposal area or public sewage unless a permit for disposal has been first obtained from the Approving Authority. Written application for this permit shall be made to the Approving Authority and shall state the name and address of the applicant; the number of its disposal units; and the make, model and license number of each unit. Permits shall be non-transferable, except in the case of replacement of the disposal unit for which a permit shall have been originally issued. The permit may be obtained upon payment of a fee per calendar year. The amount of the annual fee shall be established by the Approving Authority. The time and place of disposal will be designated by the Approving Authority. The Approving Authority may impose such conditions as it deems necessary on any permit granted.

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Any person or party disposing of septic tank sludge or holding tank sewage agrees to carry public liability insurance in an amount as established by the Approving Authority to protect any and all persons or property from injury and/or damage caused in any way or manner by an act, or the failure to act, by any of the person's employees. The person(s) shall furnish a certificate certifying such insurance to be in full force and effect.

All materials disposed of into the treatment system shall be of domestic origin, or compatible pollutants only, and the persons(s) agrees that they will comply with the provisions of any and all applicable ordinances of the municipality and shall not deposit or drain any gasoline, oil, acid, alkali, grease, rags, waste, volatile or flammable liquids or other deleterious substances into the public sewers, nor allow any earth, sand or other solid material to pass into any part of the wastewater treatment facilities.

Persons with a permit for disposing of septic tank sludge and/or holding tank sewage into the wastewater treatment facilities shall be charged a handling charge and a volume charge as defined in the current sewer service charge system.

The person(s) disposing wastes agrees to indemnify and hold harmless the municipality from and all liability and claims for damages arising out of or resulting from work and labor performed.

SEC. 9-7-7 **CHARGE FOR TOXIC POLLUTANTS.** Any person discharging toxic pollutants that cause an increase in the cost of managing the effluent or sludge from the municipality's wastewater treatment facility shall pay for such increased costs, as may be determined by the Approving Authority.

SEC. 9-7-8 **FEES FOR INDUSTRIAL MONITORING.** The POTW may adopt charges and fees which may include:

- (a) Fees for reimbursement of costs of setting up and operating the POTW Pretreatment Program;
- (b) Fees for monitoring, inspection and surveillance procedures including cost of reviewing monitoring reports submitted by the industrial user;
- (c) Fees for reviewing accidental discharge procedures and construction;
- (d) Fees for permit applications, including the cost of processing such applications;
- (e) Fees for filing appeals;
- (f) Other fees as the POTW may deem necessary to carry out the requirements contained herein. These fees relate solely to the matters covered by this Ordinance and are separate from all other fees chargeable by the

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POTW.

SEC. 9-7-9 UNIQUE USERS. The Approving Authority may, at any time hereafter, establish additional rates for any large commercial service, industrial use or any other unique user that does not readily fit into other user categories.

### ARTICLE G - BILLING PRACTICE

SEC. 9-8-1 CALCULATION OF USER CHARGES. User charges shall be computed according to the formula presented in this ordinance and according to the current User Charge System.

SEC. 9-8-2 USER CHARGE BILLING PERIOD. User charges shall be billed at the end of each quarter of the calendar year (March 31, June 30, September 30, and December 31).

SEC. 9-8-3 PAYMENT OF SEWER SERVICE CHARGES. Those persons billed by the Village for the sewer service charges shall pay such charge within 20 days after the billing date.

SEC. 9-8-4 STANDBY CHARGE. The current flat sewer rate shall be charged to each unoccupied unit of service connected to the Village sewer system. For purposes of this Ordinance "unoccupied unit of service" shall mean a unit of service which is not used regularly for its accustomed and ordinary purposes, and is not a place of usual return.

SEC. 9-8-5 PENALTIES.

- (a) Such charges levied in accordance with this Section shall be debt due to the Approving Authority and shall be a lien upon the property. If this debt is not paid within 20 days of the date of billing, a penalty of 1% per month of the unpaid balance shall be added to delinquent bills.
- (b) In the event of failure to pay sewer service charges after they become delinquent, the Approving Authority shall have the right to remove or close sewer connections and enter upon the property for accomplishing such purposes.
- (c) The expense of such removal or closing, as well as the expense of restoring service, shall likewise be a debt to the Village and a lien upon the property and may be recovered by civil action in the name of the Approving Authority against the property owner, the person or both.
- (d) Sewer service shall not be restored until all charges, including the expense of removal, closing and restoration shall have been paid.
- (e) Change of ownership or occupancy of premises found delinquent

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- shall not be cause for reducing or eliminating these penalties.
- (f) Every reasonable care will be exercised in the property delivery of sewer bills. Failure to receive a sewer bill, however, shall not relieve any person of the responsibility for payment of sewer rates within the prescribed period, or exempt any person from any penalty imposed for delinquency in the payment thereof.

### **ARTICLE H – RIGHT OF ENTRY, SAFETY & IDENTIFICATION.**

- SEC. 9-9-1 RIGHT OF ENTRY.** The Approving Authority or other duly authorized employees of the municipality, bearing proper credentials and identification, shall be permitted to enter all properties for the purpose of inspection, observation or testing, all in accordance with the provisions of this Ordinance.
- SEC. 9-9-2 SAFETY.** While performing the necessary work on private premises referred to in Section 9-9-1, the duly authorized municipal employees shall observe all safety rules applicable to the premises established by the owner or the occupant.
- SEC. 9-9-3 IDENTIFICATION RIGHT TO ENTER EASEMENTS.** The Approving Authority or duly authorized employees of the municipality, bearing proper credentials and identification, shall be permitted to enter all private properties through which the municipality holds an easement for the purpose of, but not limited to, inspection, observation, measurement, sampling, repair and maintenance of any portion of the sewage works lying within said easement, all subject to the terms, if any, of such easement.

### **ARTICLE I – VIOLATIONS & PENALTIES.**

- SEC. 9.101 WRITTEN NOTICE OF VIOLATION.** Any person found to be violating any provision of this Chapter, except Article G, shall be served by the Approving Authority with a written notice stating the nature of the violation and providing a reasonable time for the satisfactory correction thereof The offender shall, within the period of time stated in such notice, permanently cease all violations.
- SEC. 9.102 ACCIDENTAL DISCHARGE.** Any person found to be responsible for accidentally allowing a deleterious discharge into the sewer system, which causes damage to the treatment facility and/or receiving body of water, shall, in addition to a fine, pay the amount to cover damages as established by the Approving Authority.
- SEC. 9.103 CONTINUED VIOLATIONS.** Any person, partnership or corporation,