

ORDINANCE NO. 85- 6

AN ORDINANCE IMPOSING A FEE TO BE PAID UPON APPLICATION FOR AN INDUSTRIAL BUILDING SEWER AND WASTEWATER DISCHARGE PERMIT; IMPOSING AN INDUSTRIAL WASTEWATER DISCHARGE PERMIT FEE; MAKING THE NECESSARY DETERMINATION FOR ADOPTING AND ADOPTING A FORMULA TO DETERMINE THE SURCHARGE RATE APPLICABLE TO USERS AND PROVIDING FOR THE PAYMENT OF SURCHARGES; PROVIDING FOR THE DEPOSIT OF SUCH FEES AND SURCHARGE PAYMENTS; PROVIDING FOR THE DEPOSIT OF ANY CIVIL PENALTY FINES COLLECTED AS AUTHORIZED BY ORDINANCE NO. 84-13; WITH REPEALER AND SEVERABILITY CLAUSES; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE CITY OF RUSSELLVILLE THAT:

- I. An Application Fee of TWENTY-FIVE DOLLARS (\$25) to be paid upon application for an Industrial Building and Sewer Discharge Permit is hereby imposed [Note: This fee is authorized by Article 13-244(b) and Article 13-245 (as amended by Ordinance No. 85-5) of Ordinance No. 84-13].
- II. An Industrial Wastewater Permit fee in the amount of TWO HUNDRED DOLLARS (\$200) per year with three (3) years payable in advance upon the issuance of the Wastewater Discharge Permit and a like amount payable upon a renewal of the Wastewater Discharge Permit is hereby imposed [Note: This Industrial Wastewater Discharge Permit fee is authorized by Article 13-244(e) and Article 13-249 (as amended by Ordinance No. 85-5) of Ordinance No. 84-13].
- III. It is determined from information available to sewer department personnel that the discharge of other loading parameters or wastewater substances are creating excessive operation and maintenance costs within the wastewater system, whether collection or treatment, and the monetary effect of such parameter or parameters should be borne by the discharger of such parameters in

proportion to the amount of discharge. The following formula is adopted to determine the proportionate monetary effect of such discharge:

$$A(E-250) + B(F-250) + C(G-40) + D(H-100) \frac{8.34 \times I \times J}{1000} = \text{Surcharge Payment (\$/Mo.)}$$

WHERE:

- A. Surcharge Rate for BOD, \$0.05/pound
- B. Surcharge Rate for SS, \$0.05/pound
- C. Surcharge Rate for TKN, \$0.15/pound
- D. Surcharge Rate for Grease, \$0.05/pound
- E. Industrial User's BOD Concentration, in mg/l
- F. Industrial User's SS Concentration, in mg/l
- G. Industrial User's TKN Concentration, in mg/l
- H. Industrial User's Oil and Grease Concentration, in mg/l
- I. Industrial User's Flow to Sewage Works, in 1000 gallons/day
- J. Number of Days in Billing Period

A surcharge based upon this formula is hereby imposed and shall be applied to the total monthly bill of affected users.

IV. The fees imposed by Section I and II of this Ordinance and the surcharges imposed by Section III of this Ordinance shall be deposited to the credit of the Water-Sewer Operation Fund of the City of Russellville.

V. The City having been advised by the personnel of the Division of Water of the Natural Resources and Environmental Protection Cabinet that the civil penalty fines collected pursuant to Article 13-252 of Ordinance No. 84-13 are payable to the City of Russellville, the civil penalty fines so collected shall be deposited to the credit of the Water-Sewer Operation Fund of the City of Russellville.

VI. All portions of any section of any ordinance or rule or regulation in conflict herewith are hereby repealed to the extent of that conflict only.

VII. In the event any provision of this Ordinance is invalid for any reason, such invalidity shall not affect the validity of any other provision.

VIII. This Ordinance shall be effective after its passage and publication according to law.

PASSED FIRST READING by roll call vote this the 6th day of August, 1985.

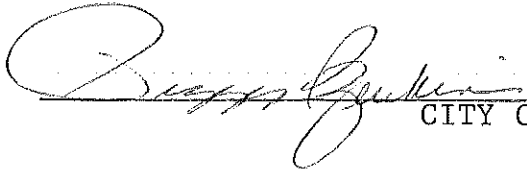
AYES:	NAYS:	ABSENT:	ABSTAINING:
<u>Willie Hampton</u>	<u>None</u>	<u>Harold R. Johns</u>	<u>None</u>
<u>Everett Daniel</u>		<u>Keith Fruits</u>	
<u>Gary Woodlee</u>			
<u>Gary Hancock</u>			

PASSED SECOND READING by roll call vote this the 20th day of August, 1985.

AYES:	NAYS:	ABSENT:	ABSTAINING
<u>Keith Fruits</u>			
<u>Gary Hancock</u>			
<u>Gary Woodlee</u>			
<u>Everett Daniel</u>			
<u>Willie Hampton</u>			
<u>Harold R. Johns</u>			

*Ken Smith*  
MAYOR

ATTEST:

  
CITY CLERK