

[REDACTED]

ORDINANCE NO. 2008-04

**AN ORDINANCE AMENDING ORDINANCE NUMBER 90-2, AS AMENDED,
REGARDING THE ESTABLISHMENT OF RATES AND CHARGES, AND CREATING A
SEWAGE WORKS IMPROVEMENT FUND**

WHEREAS, the Board of Trustees of Lake Dalecarlia Regional Waste District [hereinafter, "the District"] owns and operates a sewage works collection and treatment facility; and,

WHEREAS, the Board of Trustees now finds that current and anticipated expenses of the District have increased, and that a uniform rate and capital charge increase of one and 94/100 Dollars [\$1.94] per single family dwelling unit, is required to (1) pay all the expenses incident to the operation of the works, including maintenance cost, operating charges, upkeep, repairs, and interest charges on obligations; (2) provide adequate capital for the payment of debt to be incurred by the District in financing extensions and improvements; and (3) provide adequate money to be used as working capital, as well as money for making other improvements, additions, extensions, and replacements; and that said increase is fair and equitable; and,

WHEREAS, it is deemed necessary and in the best interests of the the District to amend Ordinance Number 90-2 entitled, "An Ordinance Establishing a schedule of rates and charges to be collected by the Lake Dalecarlia Regional Waste District from the owners of property served by the sewage works of said district and other matters connected therewith", as passed and adopted by the District on August 13, 1990, as amended, in order to effect said rate changes and in order to establish the Fund.

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the the District, as follows:

SECTION ONE. Amendment of Ordinance Number 90-2. Section 3 of Ordinance Number 90-2, as previously amended, is hereby amended and replaced with the following, to-wit:

"Section 3. For the use and the service rendered by said sewage works, rates and charges shall be collected from the owners of each and every lot, parcel of real estate or building that is connected, has been temporarily disconnected from, or is to be connected with the District's sanitary system, or otherwise discharges sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly, into the sanitary sewerage system of the Lake Dalecarlia Regional Waste District. Such rates and charges include User Charges, excessive strength surcharges and other service charges which rates and charges shall be payable as hereinafter provided and shall be in an amount determinable as follows:

(a) The sewage rates and charges shall be based on the quantity of water used on or in the property or premises subject to such rates and charges, as the same is determined by equivalent single family dwelling or measured by a meter or meters there in use, except as herein otherwise provided. The schedule on which the amount of said rates and charges shall be determined shall be as follows:

<u>User Classification</u>	<u>Equivalent Single Family Dwelling Unit</u>	<u>Capital Charge (\$)</u>	<u>Monthly Sewage Rate (\$)</u>	<u>Total Monthly Charge (\$)</u>
Single family dwelling unit;				
Class IA (pressure system)	1	4.00	54.41	58.41
Class IB (onsite system) 1	4.00	40.01	44.01	
Mobile home courts, apartments, condominiums and other multiple dwelling units:				
Class IA (pressure system)	1	4.00	54.41	58.41
Class IB (onsite system) 1	4.00	40.01	44.01	
Retail establishments, professional offices, governmental offices and facilities, banks, utilities and similar establishments				
	1	4.00	54.41	58.41
Gasoline service stations without car wash facilities				
	1-3/5	4.00	87.06	91.06
Gasoline services stations with car wash facilities				
	2-2/5	4.00	130.58	134.58
Nursing homes and other health care facilities (per bed)				
	1/3	1.33	18.14	19.47
Schools (per student)				
	1/26	.15	2.09	2.24
Churches and other religious organizations, lodges				



and veterans organizations without eating and/or drinking facilities	1	4.00	54.41	58.41
Shop in residence, beauty shops, barber shops and other shops in conjunction with a dwelling unit	2	4.00	108.82	112.82
Hotels, motels, rooming houses and similar establishments without restaurant facilities (per sleeping room)	1/3	1.33	18.14	19.47
Laundromats and washeterias (per washing machine)	3/4	3.00	40.81	43.81
Drive-in eating establishments, restaurants and organizations with eating and/or drinking facilities	1	4.00	54.41	58.41
Industrial users, bulk contracting users and other large volume users of sewage service				"Based on flow"

(b). Notwithstanding subsection (a), above, for the area known as Dalecarlia Fairways Subdivision, formerly served by Dalecarlia Utilities, Inc., the sewage rates and charges shall be based on the quantity of water used on or in the property or premises subject to such rates and charges, as the same is determined by equivalent single family dwelling. The schedule on which the amount of said rates and charges shall be determined shall be as follows:

<u>User Classification</u>	<u>Equivalent Single Family Dwelling Unit</u>	<u>Monthly Capital Charge</u>	<u>Sewage Rate (\$)</u>	<u>Total Monthly Charge</u>
Single family dwelling unit	1	4.00	61.17	65.17
Utilities and similar establishments	1 1/2	4.00	91.76	95.76

(c). Notwithstanding subsection (a) and subsection (b), above, for the area known as Block 30, the sewage rates and charges shall be based on the quantity of water used on or in the property or premises subject to such rates and charges, as the same is determined by equivalent single family dwelling. The schedule on which the amount of said rates and charges shall be determined shall be as follows:

<u>User Classification</u>	<u>Equivalent Single Family Dwelling Unit</u>	<u>Monthly Capital Charge</u>	<u>Sewage Rate (\$)</u>	<u>Total Monthly Charge</u>
Single family dwelling unit	1	4.00	61.17	65.17"

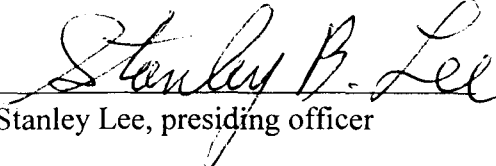
SECTION TWO. That all other provisions of Ordinance No. 90-2, as previously amended, not expressly inconsistent herewith, shall remain and be in full force and effect. The rates and charges prescribed in Ordinance No. 90-2, as previously amended, shall remain in effect until the rates and charges herein provided shall become effective.

SECTION THREE. The above and foregoing rates and charges shall become effective on the first day of the first day of January, 2009, and shall remain in effect until changed as provided by law.

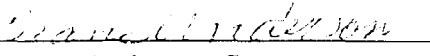
SECTION FOUR. This ordinance shall be in full force and effect from and after its passage and adoption.

SECTION FIVE. That all sewer payments shall be due on the 15th day of the month.

PASSED and ADOPTED by the Board of Trustees of the Lake Dalecarlia Regional Waste District this 23 day of December, 2008.


Stanley Lee, presiding officer

ATTEST:


Geane Anderson, Secretary