

TITLE II

UTILITIES AND SERVICES

CHAPTER 24

WATER AND SEWER RATES

§2.401 Definitions. Unless the context specifically indicates otherwise, the meanings of terms used in this Chapter shall be as follows:

- (1) "Premises" shall mean each lot or parcel of land, building or premises having any connection to the water Distribution System of the City, or the Sewage Disposal System of the City.
- (2) "Person" shall mean any individual, firm, association, public or private corporation or public agency or instrumentality.
- (3) "Department" shall mean the City Water and/or Sewer Department(s).
- (4) "Superintendent" shall mean the Superintendent of the Department(s).
- (5) "Debt Service Charge" shall mean the charge or charges designed to recover the cost of debts incurred by the department.
- (6) "Normal Domestic Sewage" shall mean the wastewater which, when analyzed, shows a daily average concentration of not more than 300 mg/1 of DOB; nor than 350 mg/1 of suspended solids; nor more than 20 mg/1 of phosphorus; no more than 150 mg/ of fats, oils and grease.
- (7) "Operation & Maintenance" shall mean those functions that result in expenditures during the useful life of the water and/or sewage treatment works for materials, labor, utilities and other items which are necessary for managing and for which such works were designed and constructed. The term "operation and maintenance" includes replacement as defined in 2.401(8).
- (8) "Replacement" shall mean the expenditures for obtaining and installing equipment accessories or appurtenances which are necessary during the useful life of the water and/or sewage treatment works to maintain the capacity and performance for which such works were designed and constructed.
- (9) "Service Charges" shall mean that portion of the total water and/or wastewater service charge which is levied to cover costs not associated with operation, maintenance and repair costs. Such costs might include late payment penalties; septic treatment costs; tap-in costs, turn on/turn off costs; and other costs of general management

and administrative activities not directly associated with operation, maintenance and repair.

- (10) "User Charge" shall mean that portion of the total water and/or wastewater service charge which is levied in a proportional and adequate manner for the cost of operation, maintenance and replacement of the water and/or wastewater treatment works.
- (11) "User Classes" shall mean those premises having water and/or sewer connections. Such classes may include Residential, Commercial, Industrial, Institutional, and Governmental users.
- (12) "Residential" shall mean any contributor or benefactor of the City's water or sewage treatment works whose lot, parcel, real estate, or building is used for domestic purposes only.
- (13) "Commercial" shall mean any retail stores, restaurants, office buildings, laundries, and other private business and service establishments.
- (14) "Industrial" shall mean any nongovernmental, nonresidential user of publicly owned water or sewage treatment works which is identified in the Standard Industrial Classification Manual, 1972, Office of Management and Budget, as amended and supplemented under the following divisions; Division A-Agriculture, Forestry, and Fishing; Division B-Mining; Division D-Manufacturing; Division E-Transportation, Communications, Electric, Gas and Sanitary, and Division I-Services.
- (15) "Institutional" shall mean social, charitable, religious and educational activities such as schools, churches, hospitals nursing homes, penal institutions and similar institutional users.
- (16) "Governmental" shall mean legislative, judicial, administrative and regulatory activities of Federal, State and local governments.
- (17) "Sewer Charge" shall mean the charge made for wastewater services which may include debt service charges, service charges, user charges, industrial surcharges, or other charges as may be applicable to the discharge as set forth in this and various other ordinances of the City.

§2.402 Basis of Charges. All water service shall be charged for on the basis of "Ready To Serve Fee" plus the gallons of water used, determined by the meter installed on the premises of the customer by the City of Beaverton Water Dept. Multiple dwelling structures will be charged a "Ready To Serve Fee" per unit for water and sewer wastewater. All sewer wastewater service shall be charged for on the basis of "Ready To Serve Fee" plus gallons of water used. No "Free" water or sewer wastewater shall be furnished to any business or person.

(Revised February 10, 2010)

§2.403 Water Rates.

- (1) **User Charges.** Except as herein otherwise provided, water to be furnished by the System to any premises shall be measured by a meter or meters installed and controlled by the City, and charges per unit for such metered water service to any premises within the City connected with the water supply system shall be at the rates now in effect until changed pursuant to resolution of the City Council.
- (2) **Water Service Tap Fee.** The City Council may adopt, and amend by resolution from time to time, a Water Service Tap Fee. The purpose of the fee is to cover the cost of the water meter and the cost of installation. The fee may be established by meter size or on a time and materials basis. Revenues for this service will be deposited in the Water System Operating Fund.
- (3) **Water System-Development Fee.** The City Council may adopt, and amend by resolution from time to time, a System-Development Fee. The purpose of the fee is to cover a portion of the system capital costs to make their connection possible; this fee represents a buy-in to the System. The fee may be established based on meter size or residential equivalents. Revenues from this fee will be deposited in the Water System Capital Fund.
- (4) **Cross-Connection Inspection Fee.** The City Council may adopt, and amend by resolution from time to time, a Cross-Connection Inspection Fee. This fee is to cover a portion or all of the expenses associated with inspection of private wells to insure that they are not connected to City Water System in any manner. Revenues from this fee will be deposited in the .Water System Operating Fund.
- (5) **Water Turn-On Fee.** The City Council may adopt, and amend by resolution from time to time, a Water Turn-On Fee. This fee is to cover a portion or all of the expenses associated with turning on service where a meter already exists. A different fee may be charged based on whether the turn-on takes place during regular business hours or not. Revenues from this fee will be deposited in the Water System Operating Fund.
- (6) **Water Shut-Off Fee.** The City Council may adopt, and amend by resolution from time to time, a Water Shut-Off Fee. This fee is to cover a portion or all of the expenses associated with turning off service. The Public Works Department may waive the fee in the event of an emergency shut-off. Revenues from this fee will be deposited in the Water System Operating Fund.

§2.404 Sewer User Charge System.

- (1) **Established, to Whom Applicable, Basis for Computations.** Rates and charges for the use of the wastewater system of the City of Beaverton are hereby established. Revisions to the rates for total sewer service charges are to be established by resolution of the City Council, which may be

enacted apart from the published ordinances as necessary to ensure sufficiency of revenues in meeting operation, maintenance and replacement costs, as well as debt service. Such changes and rates shall be made against each lot, parcel of land or premises which may have any sewer connections with the sewer system of the City, or which may otherwise discharge sewage or industrial waste, either directly or indirectly, into such system or any part thereof. Such charges shall be based upon the quantity of water used thereon or therein.

- (2) **Amounts, Billings, Sewer Service Charges.** The rates and charges for service furnished by such system shall be levied upon each lot or parcel or premises, having any sewer connection with such system, on the basis of the quantity of water used thereon or therein as the same is measured therein used, or in the absence thereof, by such equitable method as shall be determined by the Superintendent, and shall be collected at the same time, and in the same manner as provided for the payment of charges for water used, except in cases where the character of the sewage from a manufacturing or industrial plant, building or premises is such that unreasonable additional burden is placed upon the system, greater than that imposed by the normal domestic sewage delivered to the system plant, the additional costs of treatment created thereby shall be an additional charge over the regular rates hereinafter set forth; or the City may, if it deems it advisable, compel such manufacturing or industrial plant, building or premises, to treat such sewage in such manner as shall be specified by the City before discharging such sewage into the sewage disposal system. Rates for all users obtaining all or part of their water supply from sources other than the City water system may be determined by gauging or metering the actual sewage entering the system or by metering the water used by them, in a manner acceptable to the Superintendent.

The rate to be billed for use of the System shall be as follows for all users within the sanitary sewer service area of the City of Beaverton except as otherwise provided herein:

(a) Sewer Service

(1) Residential user

(A) metered service

- (i)** Ready To Serve Fee per
bimonthly period: (See Fee
Schedule for current rates)

- (a) There shall be an additional charge for laboratory testing of wastewater samples. The laboratory charge shall be for the cost thereof and will be determined for each user.
- (b) Flat rates for unmetered customers shall be the average debt service charge plus the average O&M charge for the appropriate sized water meter (service) as determined by the Superintendent.

The above charges, other than the debt service charges, are user charges to pay the operation, maintenance and replacement of the sewage works and they are the same for customers located inside or outside the City and the equality of rates shall exist in any future modifications.

In addition to these charges the City may also levy such "Service Charges" as may be necessary, to recover the cost of such services.

- (3) **Sewer Service Tap Fee.** The City Council may adopt, and amend by resolution from time to time, a Sewer Service Tap Fee. The purpose of this fee is to cover the cost of tapping the sewer collection line. The fee may be established by meter size, building use, or on a time and materials basis. Revenues for this service will be deposited in the Sewer System Operating Fund.
- (4) **System-Development Fee.** The City Council may adopt, and amend by resolution from time to time, a Sewer System-Development Fee. The purpose of the fee is to cover a portion of the system capital costs to make their connection possible; this fee represents a buy-in to the system. The fee may be established based on meter size or residential equivalents. Revenues from this fee will be deposited in Sewer System Capital Fund.
- (5) **Industrial Pretreatment Inspection Fee.** The City Council may adopt, and amend by resolution from time to time, an Industrial Pretreatment Inspection Fee. The fee would be an annual charge for existing IPP Permits. The purpose of the fee is to cover a portion or all of the expenses associated with administering the Industrial Pretreatment Program. Revenues from this fee would be deposited in the Sewer System Operating Fund.

§2.405 Annual Audit and Accounting.

- (1) The rates hereby fixed are estimated to be sufficient to provide for the expenses of operation, maintenance and replacement of the system as are necessary to preserve the same in good repair and working order. Such rates shall be fixed and revised from time to time as may be necessary to produce these amounts. An annual audit shall be prepared. Based on said audit, rates for sewage services shall be revised annually and revised as necessary by the City Council by resolution to meet system expenses and to insure that all user classes pay their proportionate share of operation, maintenance and equipment replacement cost.
- (2) **Water System Operating Fund.** The City shall maintain a Water Operating Fund that will account for the operation and maintenance of the Water System, and its debt service. The revenues to support this fund shall be Water System User Fees, Water System Tap-In Fees, Cross Connection Inspection Fees, Water System Turn-On Fees, Water System Shut-Off Fees, Interest Earnings, and other miscellaneous services and reimbursements involving the operation of the Water System.
- (3) **Water System Capital Fund.** The City shall establish a Water System Capital Fund. Proceeds from this fund are limited to Water System Capital Improvement expenditures, which include but are not limited to the following: System expansion and replacement of existing water infrastructure in excess of \$25,000.00. Sources of funding for this fund "will include: Water System Development Fees and transfers from the Water System Operating Fund for Renewal of Replacement.
- (4) **Sewer System Operating Fund.** The City shall maintain a Sewer System Operating Fund that will account for the operation and maintenance of the Sewer System, and its debt service. The revenues to support this fund shall be Sewer System User Fees, Sewer System Tap-In Fees, Industrial Pretreatment Inspection fees, Interest Earnings, and other miscellaneous services and reimbursements involving the operation of the Sewer System.
- (5) **Sewer System Capital Fund.** The City shall establish a Sewer System Capital Fund. Proceeds from this fund are limited to Sewer System Capital Improvement expenditures, which include but are not limited to the following: Capital Expenditure for the expansion of treatment capacity, extension of sewer collection systems, and replacement of existing sewer infrastructure in excess of \$25,000.00. Sources of funding for this fund will include: Sewer System Development Fees and transfers from the Sewer System Operating Fund for Renewal and Replacement.

§2.406 No Free Service. No free service shall be allowed from any user of the Beaverton water or wastewater systems.

If a resident wishes to have the water turn off because vacation, the resident will not be charged a turn off or turn on fee. However they

will receive a minimum water and sewer bill for the period. The current monthly charges with garbage are \$ 33.78.

Amended December 17, 2003

§2.407 Billing. Billing for water and wastewater service charges shall be billed by the 1st of each even numbered month, for the preceding two months. Payment will be due on the third (3rd) Friday of that month. If payment is not received by the due date, then a ten (10%) percent delinquent penalty will be added to the utility billing. An additional fee will be charged for the delivery of a twenty four hour (24hr) **Utility Shut Off Notice.**

(Revised February 10, 2010)

§2.408 Collection.

- (1) Collection Authorization.** The City Treasurer is hereby authorized to enforce the payment of charges for water service, sewer service, and garbage service. The Department may discontinue water or sewer service should the account become delinquent and the following shut-off procedures are followed:

 - (a)** Customer is provided seven (7) days notice, via first class mail, that water or sewer service will be discontinued if payment in full is not received by the specified date. The notice will indicate the amount that is delinquent, the scheduled date for shut-off, and the cost associated with the shut-off and turn-on service.
 - (b)** Notice is placed at the customer's residence in a conspicuous location the day preceding the scheduled shut-off that the service will be discontinued if payment in full is not received. The notice will indicate the amount that is delinquent, the scheduled time for shut-off, and the cost associated with the shut-off and turn-on of service.
- (2) Delinquent Accounts on Tax Roll.** The charges for water service, sewage disposal service, and solid waste/recycling collection, which, under the provisions of Act 94, Public Acts of 1933 of the State of Michigan, as amended, are made a lien on the premises to which furnished, are hereby recognized to constitute such lien; and the City Treasurer shall, annually, on May 1, certify all unpaid charges for such services furnished to any premise which, on the 1st day of April preceding, have remained unpaid for a period of six (6) months, to the City Assessor who shall place the same on the next tax roll of the City. Such charges so assessed shall be collected in the same manner as general city taxes.