

CITY OF CLAREMONT
IN THE YEAR TWO THOUSAND AND TEN
AMENDED SUBSTITUTE ORDINANCE #506
“SEWER RATES”

The City of Claremont Ordains:

Pursuant to New Hampshire RSA 47:17 and Section 20-191 of the Claremont City Code, Article IV of Chapter 20, Utilities, and the schedule for sewer system rates to be charged all users of the City's sanitary sewer system, shall be amended as follows.

Section 1 Division 3 Sanitary Sewer System

Chapter 20, Article IV, Division 3, Sanitary Sewer System, is hereby amended as follows:

Sec. 20-186. Sewer user classes is revised and amended to read:

Sec. 20-186 Sewer user classes established and defined

For purposes of this division, there shall be two (2) user classes, which are defined as follows:

- (1) *Major industrial users* means any users discharging non-domestic waste into the City's sanitary sewer system in volumes of twenty-five thousand (25,000) gallons per day or more, or, which in the opinion of the city or its designee has the potential to adversely affect the operation of the wastewater treatment facility, including high strength wastes, or which is so defined by state or federal law or regulation, including the Clean Water Act (33 United States Code § 1251 et seq.) and the General Pretreatment Regulations (40 Code of Federal Regulations Part 403), as may be amended from time to time.
- (2) *Residential, commercial or minor industrial users* means all users other than major industrial users, who discharge either domestic and non-domestic waste into the City's sanitary sewer system in volumes less than twenty-five thousand (25,000) gallons per day, which in the opinion of the city or its designee does not have the potential to adversely affect the operation of the wastewater treatment facility.

Sec. 20-187 Base fee is revised and amended to read:

Sec. 20-187 Fixed Charge

1. In addition to charges assessed based on the number of cubic feet discharged, all users of the city's sanitary sewer system shall be charged a fixed charge, semiannually.
2. All users of the city's sanitary sewer system whose service location is unable to be metered, as determined and approved by the Department of Public Works, shall not be assessed a fixed charge, but shall be billed a flat rate, semiannually.

Sec. 20-188 Major industrial user fees is revised and amended to read:

Sec. 20-188 Major industrial user fees

In addition to the fixed and metered charges, major industrial users may be assessed a fee, as a result of the user's Industrial Discharge Permit and federally mandated industrial pre-treatment requirements. Such fee shall be based on the treatment required and the user's proportional use of the city's sewage treatment facility, as determined by the user's proportional contribution of flow, BOD and suspended solids.

Sec. 20-189 Residential, commercial and minor industrial user fees is revised and amended as follows:

Sec. 20-189 Residential, commercial and minor industrial user fees

In addition to the fixed fee, all residential, commercial and minor industrial sewer users shall be charged a usage fee for each one hundred (100) cubic feet of wastewater discharged into the sanitary sewer system.

Sec. 20-190 Non-metered fee is revised and amended to read:

Sec. 20-190 Non-metered fee

Users who discharge into the City's sanitary sewer system through unmetered service shall be charged a flat rate, which shall be billed semiannually.

Sec. 20-191 Annual review is revised and amended to read:

Sec. 20-191 Rate Schedule Review

Charges and fees for users of the City's sanitary sewer system shall be reviewed and revised as may be required to ensure that adequate revenue is generated to fund the cost of operation, maintenance and capital improvement of the wastewater treatment

plant. The current rate schedule for users of the sanitary sewer system shall be kept on file in the City Manager's office.

Section 2 Schedule of Wastewater System User Fees

The Schedule for Wastewater System User Fees, as adopted by Ordinance #407 by vote of the City Council September 13, 2000, is revised as follows:

Sec. 1 Fixed Fees

All major industrial users and all residential, commercial and minor industrial users who discharge waste into the City's sanitary sewer system shall pay the following fixed charge, semiannually. The Fixed Fee shall not apply to unmetered users.

<u>FY 2010</u>	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>	<u>FY 2015</u>
\$72.00	\$79.20	\$87.10	\$91.50	\$96.00	\$98.00

Sec. 2. Volume Charges.

In addition to Fixed Fees, all major industrial users and all residential, commercial and minor industrial users who discharge waste into the City's sanitary sewer system shall pay the following volume charges, semiannually, based on the volume discharged, per 100 cubic feet. Volume charges shall not apply to users with unmetered discharge.

<u>Discharge Volume</u>	<u>FY 2010</u>	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>	<u>FY 2015</u>
	<u>Charge (per 100 cu. Ft.)</u>					
Less than 100,000 cu. ft. per month	\$4.80	\$5.30	\$5.45	\$5.50	\$5.75	\$5.90
100,000 cu. ft. per month and over	\$2.00	\$3.35	\$5.00	\$5.50	\$5.75	\$5.90
Special Usage (Major Industrial Users)	TBD	TBD	TBD	TBD	TBD	TBD

Sec. 3. Flat Rate (Unmetered Customers)

All users of the city's sanitary sewer system whose service location is unable to be metered, as determined and approved by the Department of Public Works, shall be assessed, semiannually, the following flat rate in place of both fixed fees and volume charges.

<u>Sewer Flat Rate (Unmetered Users)</u>	<u>FY 2009 2010*</u>	<u>FY 2010 2011*</u>	<u>FY 2011 2012*</u>	<u>FY 2012 2013*</u>	<u>FY 2013 2014*</u>	<u>FY 2014 2015*</u>
Per semi-annual period	\$264.00	\$290.00	\$319.00	\$335.00	\$352.00	\$359.00

* Corrected reference to applicable year by Council amendment to Substitute Ordinance on 3-10-2010.

Sec. 4 Additional Provisions

All other provisions related to billing and payment for all charges for use of the City's sanitary sewer system, as set forth in Ordinance #407, adopted by the City Council on September 13, 2000, remain in effect and are unchanged.

Section 3 Enforcement

This Ordinance shall be enforced by the Department of Public Works' Sewer Division.

Section 4 Validity

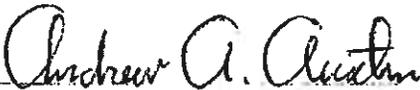
If any article, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

Section 5 Effective Date

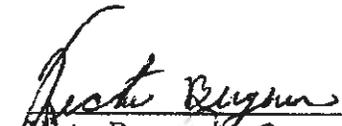
This Ordinance shall take effect and be enforced immediately upon passage.

Introduced and passed on first reading February 10, 2010.

Adopted by the Claremont City Council on March 10, 2010.


Andrew A. Austin

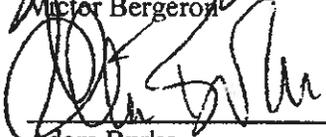

Nicholas Koloski



Victor Bergeron



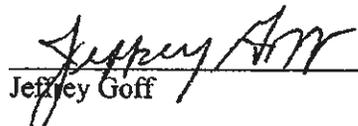
Christopher Lewis



Adam Burke



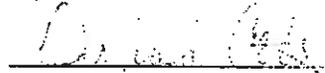
Kyle Messier



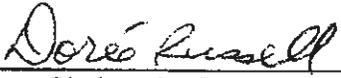
Jeffrey Goff



Keith Raymond



Mayor Deborah Cutts

Attest: 

Clerk to the Council