

**CITY OF MT. ANGEL  
RESOLUTION NO. 1358**

**A RESOLUTION SETTING FEES AND CHARGES FOR SEWERAGE SERVICES  
IN THE CITY OF MT. ANGEL, OREGON.**

**WHEREAS**, Section 2.2, (b) of Ordinance No. 578 authorized the Mt. Angel City Council to prescribe sewer rates by resolution; and

**WHEREAS**, Ordinance No. 727 authorizes the Mt. Angel City Council to establish deposits, administrative fees, delinquency fees, interest rates, and procedural timelines, and

**WHEREAS**, the municipal sewerage system relies exclusively on sewer fees for its operating expenses; and

**WHEREAS**, it is the policy of the Mt. Angel City Council that the sewerage system shall operate on a self-sustaining basis.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Mt. Angel:

**SECTION 1. CHARGES FOR SEWERAGE SERVICE.** In accordance with Section 2.3 of the Sewer Use and Regulation Ordinance, the monthly flat fee based on average residential sewage discharge or E.R.U. (Equivalent Residential Units) shall be as follows or multiplies thereof as determined in "An Analysis of Sewer User Charges, February, 1999." High usage customers shall be reevaluated annually and new multipliers established on May 1 of each year using the prior year's average water usage.

- A. E.R.U. rate starting March 1, 2009 shall be \$37.50.
- B. Accounts are due in full by 5:00 PM on the 15<sup>th</sup> of each month may be assessed a 1 ½ % late fee if payment has not been received in the City offices by the 16<sup>th</sup> of the month.
- C. Accounts are considered delinquent after 60 days from the billing date. A \$50 administrative fee may be assessed to the account to resolve the delinquency (this fee will not exceed \$50 for combined water and sewer accounts.)

**SECTION 2. OUTSIDE CITY CUSTOMERS.**

- A. That monthly fees and charges for sewerage services for users with connection outside the corporate boundaries of the City of Mt. Angel shall be increased by 50% percent as compensation for furnishing extraterritorial services to said users.
- B. That this section of this resolution be enacted in accordance with the provision of Section 2.2(c) of the Sewer Use and Regulation Ordinance.

**SECTION 3. DEPOSITS.** That, in accordance with Section 2.3 of the Sewer Use and Regulation Ordinance, the amount of cash deposit for any person making application for the use of the municipal sewer system shall be \$50 per E.R.U.

**SECTION 4. PENALTIES FOR EXCESSIVE OR HARMFUL DISCHARGE.** That in accordance with the provisions of the Sewer Use and Regulation Ordinance, Section 4.2 (c), the following shall be the penalties charged to users of the sewerage system of the City of Mt. Angel for violations of the limitations and requirements of said ordinance or discharge permit:

A. First Offense - Written Notice.

B. Second Offense - Total of the following amounts, as applicable:

1) BOD	\$ .24 per pound over the allowed permit limit; plus
2) SS	\$ .24 per pound over the allowed permit limit; plus
3) COD	\$ .24 per pound over the allowed permit limit; plus
4) pH	\$25.00 per percentage point (or fraction thereof) of total time spent beyond the permit operating range greater than 1%; plus
5) Grease	\$1.50 per pound over the allowed permit limit; plus
6) Constituents	\$25.00 per constituent that exceeds the discharge limits defined in the permit or by Ordinance.

C. Third Offense - Total of the following amounts, as applicable:

1) BOD	\$ .48 per pound over the allowed permit limit; plus
2) SS	\$ .48 per pound over the allowed permit limit; plus
3) COD	\$ .48 per pound over the allowed permit limit; plus
4) pH	\$50.00 per percentage point (or fraction thereof) of total time spent beyond the permit operating range greater than 1%; plus
5) Grease	\$3.00 per pound over the allowed permit limit; plus
6) Constituents	\$50.00 per constituent that exceeds the discharge limits defined in the permit or by Ordinance.

D. Fourth Offense - Total of the following amounts, as applicable:

1) BOD	\$.96 per pound over the allowed permit limit; plus
2) SS	\$.96 per pound over the allowed permit limit; plus
3) COD	\$.96 per pound over the allowed permit limit; plus
4) pH	\$100 per percentage point (or fraction thereof) of total time spent beyond the permit operating range greater than 1%; plus
5) Grease	\$6 per pound over the allowed permit limit; plus
6) Constituents	\$100 per constituent that exceeds the discharge limits defined in the permit or by Ordinance; plus
7) Stoppage of sewer and/or water service if appropriate pretreatment facility construction is not scheduled and, thereafter, constructed in a timely fashion as determined by the City Engineer.	

**SECTION 5. MANDATORY OR PERMISSIVE FEES AND CHARGES.** That, in accordance with Section 2-3(e) of the Sewer Use and Regulation Ordinance, the mandatory or permissive fees for use of the publically owned treatment works shall be follows:

A. The fees for reviewing accidental discharge procedures shall be in amounts sufficient to recover the cost to the City of such review carried forth in accordance with the procedures established by ordinance.

B. The fees for reviewing and inspecting work in connection with the construction or reconstruction of a service connection shall be in amounts sufficient to recover the cost to the City of such inspection performed. In any case, a minimum fee for inspection of \$50 will be due upon application for a service connection and shall be a credit to the final service connection charge.

C. The fee for filing an appeal with regard to sewer user rates and charges, fines or disconnection rulings shall be \$50 per appeal and shall be payable at the time the appeal is filed.

D. Other fees and charges set forth in this resolution are in amounts sufficient to recover all costs to the City.

**SECTION 6.** The misdemeanor fine for violation of the Sewer Service and Regulation Ordinance, Section 6.7(b), shall be \$250.

**SECTION 7.** This resolution is adopted by the City Council and shall become effective upon Ordinance No. 727 becoming effective.

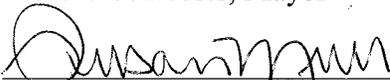
Passed by the City Council this 18<sup>th</sup> day of January, 2011, by the following vote:

**AYES: 6      NAYS: 0      ABSTAIN: 0**

APPROVED BY THE MAYOR this 1st day of February, 2011.

  
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Richard Schiedler, Mayor

ATTESTED BY:

  
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Susan Muir, City Administrator

Filed in the office of the City Recorder this 3rd day of February, 2011.