

ORDINANCE NO. 873

AN ORDINANCE AMENDING CHAPTER 99 OF THE ELDORA MUNICIPAL CODE

BE IT ENACTED by the City Council of the City of Eldora, Iowa:

Section 1. Purpose. The purpose of this ordinance change is to amend portions of Chapter 99 Sewer Service Charges of the Eldora Municipal Code by amending section 99.03 number 1, 2 & 3 , delete 4 and renumber 6 to 5

1. Group I: The total monthly billing for Group I sewer charges shall be \$8.50 for a sewer treatment charge starting July 1st 2021, plus an amount determined based upon water meter readings according to the following rate schedule:

- | | | |
|----|-------------------|---------------------------|
| A. | 0 - 1,000 gallons | \$26.91 |
| B. | > 1,000 gallons | \$16.53 per 1,000 gallons |

Sewer charges shall be due and payable monthly with the water bill. If any billing is delinquent for nonpayment by the fifteenth day of the month of billing or when due, an additional penalty of five dollars (\$5.00) or ten percent (10%) of the net sewer bill, whichever is greater, shall be added to such delinquent bill.

2. Group II: The total monthly billing for Group II sewer charges shall be \$8.50 for a sewer treatment charge starting July 1st 2021, plus an amount determined based upon water meter readings according to the following rate schedule:

- | | | |
|----|-------------------|---------------------------|
| A. | 0 - 1,000 gallons | \$26.91 |
| B. | > 1,000 gallons | \$16.53 per 1,000 gallons |

Sewer charges shall be due and payable monthly with the water bill. If any billing is delinquent for nonpayment by the fifteenth day of the month of billing or when due, an additional penalty of five dollars (\$5.00) or ten percent (10%) of the net sewer bill, whichever is greater, shall be added to such delinquent bill.

3. Group III: The total monthly billing for Group III sewer service charges shall be \$8.50 for a sewer treatment charge starting July 1, 2021, plus an amount determined based upon water meter readings as outlined for Group II in subsection 2 and an amount based upon monthly average values obtained in-situ measurements and samples according to the following schedule:

- | | | |
|----|----------------------------------|-----------|
| A. | Flow in 1,000s gpd multiplied by | (\$18.77) |
| B. | BOD in lbs. multiplied by | (\$9.03) |
| C. | TSS in lbs. multiplied by | (\$5.47) |
| D. | TKN in lbs. multiplied by | (\$22.10) |

4. The Council may by resolution lower the sewer rate increases from 5.0% to no less than 2.0% for reasons of low inflation in operations costs, increased usage that disperses overhead, or any other reason the Council sees fit. The minimum increase of 2% is for capital improvement resources or depreciation costs for the sewer system.

Section 2. **Effect.** All other Sections of said Chapters shall remain unchanged and in full force and effect.

Section 3. **Severability.** If any section, subsection, paragraph, subparagraph, sentence, clause or phrase of the Code is, for any reason, held to be invalid or enforceable as to any person or circumstances, the application of such section, subsection, paragraph, subparagraph, sentence, clause or phrase to persons or circumstances other than those as to which it shall be held invalid or unenforceable, shall not be affected thereby, and all other provisions of the Code, in all other respects, shall be and remain valid and enforceable.

Section 4. **Effective Date.** This ordinance and the Eldora City Code shall be in full force and shall take effect, from and after the adoption and publication of this ordinance.

Passed and approved by the City Council of the City of Eldora, Iowa this 8th day of June 2021.

David W. Dunn, Mayor

ATTEST:

Chandra Kyte, City Clerk

Introduced: June 7, 2021
Passed 1st Consideration: June 7, 2021
Passed 2nd Consideration: June 8, 2021
Passed 3rd Consideration: June 8, 2021
Passed & Adopted: June 8, 2021