



## City of Superior

# Wastewater Utility User Charges

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### Sec. 114-60. - Declaration of intent.

These rules, regulations and rates are declared to be necessary for the efficient, economic and safe operation of the city's treatment works and for the protection of the health, safety and general welfare of the public. The rates and charges hereby imposed are intended to distribute the costs of operation and maintenance of the treatment works in the most proportionate manner possible upon all users of the treatment works and in compliance with applicable standards and regulations of the WDNR and the United States Environmental Protection Agency.

(Ord. No. 018-4113, § 1, 12-4-2018)

### Sec. 114-61. - Definitions.

The terms used in this division shall have the same meanings as defined in section 114-19 unless a different meaning is indicated by the context in which the particular term is used.

(Ord. No. 018-4113, § 1, 12-4-2018)

### Sec. 114-62. - User charges.

- (a) A user charge is assessed upon all units of service in a total amount sufficient to pay the costs of operation and maintenance of the treatment works. The user charge for shall be composed of a fixed charge for each connection to the wastewater collection system and a variable charge based on the volume of water used, as measured by the local water utility.
- (b) *Fixed user charge.*
  - (1) The fixed charge is \$5.50 per month per meter.
  - (2) It shall be levied against every connection to the wastewater collection system.
  - (3) Connections which include more than one unit of service shall be charged \$5.50 per month per unit of service each month effective January 1, 2012.
- (c) *Variable user charge.*
  - (1) The variable user charge is \$7.71 per 100 cubic feet of water usage.
  - (2) The variable user charge for shall be based upon the flow of sewage discharged by each user, as measured by water meter readings.
- (d) *Surcharges.*
  - (1) Industrial units of service may be subject to appropriate metering and monitoring to determine if their loading exceeds that of domestic sewage. The variable user charge for industrial connection with high loadings shall be as follows:
    - a. BOD greater than 250 mg/l \$0.58 per pound;

- b. Total suspended solids greater than 500 mg/l \$0.46 per pound;
  - c. Phosphorus greater than 7.0 mg/l \$8.43 per pound;
  - d. Volume \$3.59 per 1,000 gallons.
- (e) *Hauled waste charges.*
- (1) A hauled waste user charge shall be imposed on all truckloads of hauled waste in an amount sufficient to pay the costs of operation and maintenance of the hauled waste station and the cost of treatment of the hauled waste. The user charge for hauled waste shall be composed of a fixed charge and a variable charge similar to connected users.
  - (2) Each truckload of hauled waste shall be charged a fixed fee equal to 2.5 times the monthly residential fixed fee.
  - (3) The variable hauled waste charge shall be based on the volume and load characteristics of the hauled waste.
    - a. Holding tank waste shall be charged 1.4 times the residential volume rate per equivalent unit of volume.
    - b. Septage tank waste shall be charged 3.5 times the holding tank rate.
    - c. Other liquid hauled waste shall be evaluated based on loading characteristics of the waste as determined by sample analysis and the rates in section 114-62(c).
    - d. Under no circumstances shall a variable user charge to an industrial connection or for other hauled waste be less than the variable user charge imposed herein for residential and commercial connections.

(Ord. No. 018-4113, § 1, 12-4-2018)

Sec. 114-64. - Billings and payments.

- (a) Statements for all residential, commercial and industrial user charges shall be rendered quarterly. The billings will be based on reported monthly water consumption to the City by Superior Water, Light and Power Company or otherwise approved.
- (b) All connected and hauled waste user charge billings shall be due and payable 30 days from the date of the invoice. All connected and hauled waste user billings in arrears shall bear interest at the rate of one percent per month.
- (c) On October 15 of each year, the city treasurer shall cause a notice to be mailed or delivered to the owner or occupant of any premise as to which the connected user charges plus penalties and interest are in arrears. All balances in arrears on November 1, shall accrue an additional ten percent penalty. All balances in arrears on November 15 become a lien on the real estate and shall be inserted in the tax rolls for collection in accordance with the procedure set forth in Wis. Stats. § 66.0809(3) as amended.
- (d) The late/delinquent fee may be waived for military or other service personnel during deployment, training, or other activities and duties at the discretion of the finance director or designee.

(Ord. No. 018-4113, § 1, 12-4-2018; Ord. No. 019-4176, § 1, 12-17-2019; Ord No. 020-4222, § 1, 11-4-2020)

Sec. 114-65. - Review and amendment of charges.

An annual audit shall be made of the treatment works, including such detail as is necessary and appropriate to determine the annual fixed costs thereof including annual operation and maintenance costs. As soon as practicable following receipt of the report of audit, the common council shall review the user charges

for sewage service imposed hereby and review the same as necessary to insure their continuing compliance with all applicable state and federal regulations.

(Ord. No. 018-4113, § 1, 12-4-2018)

Secs. 114-66, 114-67. - Reserved.

Sec. 114-68. - Disposition of revenue.

- (a) All amounts received from the collection of user charges shall be credited upon receipt to a special fund, separate from all other funds of the city, and used solely for the payment of the costs of operation, maintenance, repairs and replacement of the treatment works and projects intended to provide a benefit to the public and users of the treatment works. Incidental private benefit from such projects shall be permissible only to the extent consistent with the public purpose doctrine under state law. Nothing contained herein shall prevent the common council from appropriating money from the general fund to the sewer fund when and to the extent permitted by law.
- (b) No charges collected under this section shall be used to pay the expenses of the stormwater utility in managing, treating or attenuating stormwater runoff within the stormwater conveyance system.

(Ord. No. 018-4113, § 1, 12-4-2018)

Sec. 114-69. - Interpretation.

The provisions of this division shall be interpreted whenever possible as being in conformity with applicable federal, state and local regulations, and with other ordinances that may be adopted from time to time by the common council prescribing additional terms and conditions for users of the treatment works. If any portion of this division shall be adjudged invalid, such invalidity shall not affect the remaining portions.

(Ord. No. 018-4113, § 1, 12-4-2018)

Secs. 114-70–114-96. - Reserved.