

ORDINANCE NO. 1104

AN ORDINANCE CLARIFYING AND UPDATING ORDINANCE ORDINANCES 1022 Sec 2; ORDINANCE 967. Sec. 1 and 2; and ORDINANCE 927 Sec. 2 AS CODIFIED AT TITLE 13.08 OF THE FAIRFIELD MUNICIPAL CODE REGULATING AND ESTABLISHING WASTEWATER TREATMENT USER CHARGES.

BE IT ORDAINED BY THE CITY COUNCIL OF FAIRFIELD, IOWA:

SECTION 1. Amendment. Fairfield Municipal Code Chapter 13.08.040 (c) and (d) HEREBY AMENDED BY INSERTION and substitution of the following user rates and repeal and deletion of the former language shown stricken, as follows:

“(c) Effective on the first full billing cycle for each user that occurs after, **November 1, 2013** the minimum (base) charge per month of each user shall be **Seventeen dollars and eighty-two cents** regardless of use or non-use. In addition, each user shall pay a user charge (rate) for operation and maintenance, replacements and debt retirement at the rate of **\$0.0588 cents** per cubic foot of water (or wastewater) per month, as determined in subsections (a) and (b) of this section.

The Schedule of Rates for Rural and non-metered users is attached to show increases.

(d) A surcharge, in addition to the normal user charge, will be collected from those "extra strength" users who contribute wastewater of greater strength than normal domestic wastewater. "Extra strength users" means those users who exceed the limitations established at Section 13.04.060(c). The surcharge for "extra strength" wastewater shall be as follows:

\$0.216 over 200 mg/l BOD
\$0.240 over 250 mg/l of suspended solids
\$0.720 over 30 mg/l of ammonia nitrogen

These permit fees shall automatically increase at the rate of five percent per year on each anniversary date of the adoption of these amendments.

No credit will be given if the concentration of any pollutant is less than the limits for normal domestic wastewater.”

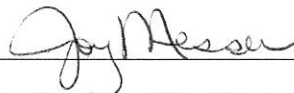
SECTION 2. Severability Clause. If any section, provision or part of this Ordinance shall be adjudged to be invalid or unconstitutional, such an adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. Effective Date. This Ordinance shall, after its final passage, approval and publication as provided by law, be in full force and effect.

Passed and Approved by the Council on the 23rd day of September, 2013.

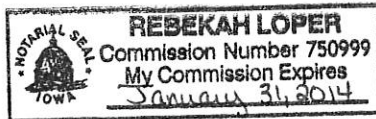

Edward Malloy, Mayor

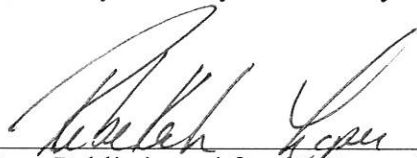
ATTEST:


Joy Messer, City Clerk

STATE OF IOWA, JEFFERSON COUNTY, ss:

On this 23rd day of September, 2013, before me, the undersigned, a Notary Public in and for the State of Iowa, Personally appeared Edward Malloy and Joy Messer to me personally known, who, being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of the City of Fairfield, Iowa.




Notary Public in and for the State of Iowa

The foregoing Ordinance was adopted by the City Council of the City of Fairfield, Iowa, at its regular meeting held on the 23rd day of September, A.D., 2013, upon a motion by Councilperson Hamilton and seconded by Councilperson Hammes.

The vote on the foregoing Ordinance was as follows:

	AYES	NAYS	ABSTAIN	ABSENT
Boyer	<u>X</u>	_____	_____	_____
Halley	<u>X</u>	_____	_____	_____
Hamilton	<u>X</u>	_____	_____	_____
Rasmussen	<u>X</u>	_____	_____	_____
Revolinski	<u>X</u>	_____	_____	_____
Ledger-Kalen	<u>X</u>	_____	_____	_____
Hammes	<u>X</u>	_____	_____	_____