

D Water and Sewer

Part 1 General Provisions on Water and Sewer Systems

401.01. WATER AND SEWER DEPARTMENT

There is hereby established a separate water and a separate sewer department, which shall be under the supervision of the Public Works Supervisor. The department shall be responsible for the management, maintenance, care, and operation of their respective systems and facilities.

401.02. USE OF WATER OR SEWER SYSTEM RESTRICTED

No person shall make or use any water or sewer service installation connected to the City water or sewer system except pursuant to application and permit as provided in this chapter. No person shall make or use any such installation contrary to the regulatory provisions of this chapter.

401.03. APPLICATIONS FOR SERVICE

Subdivision A. PROCEDURE

Application for a water and/or sewer connection shall be made to the City Clerk on forms furnished by the City. By signature, the applicant shall agree to conform to this chapter and to rules and regulations that may be established by the city as conditions for the use of the water and sewer systems.

Subdivision B. FEES OR DEPOSITS

Application for a service connection shall be made by the owner of the property to be served or by the agent. The applicant shall at the time of making the application pay to the City the amount of fees or deposit required as provided in this chapter.

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401.04. SERVICE CONNECTION PERMITS

Subdivision A. PERMIT REQUIRED, FEES

No connection shall be made for water or sanitary sewer system without a permit from the city. The City Council, shall by resolution, establish the fees for said permits. These fees shall be required under Subdivisions B, C, and D.

Subdivision B. CONNECTION FEES

When a connection requires installation of a service line from the main to the property line, a permit is required by the city. The applicant may provide for the installation of a service line. The applicant shall be responsible for the cost of making necessary connections, taps, and installation of the pipes, appurtenances and necessary street repairs to provide service to the property with inspection by the city.

Subdivision C. CERTIFICATION

No permit shall be issued unless the City Clerk certifies to the truth of one of the following or the payment required under Subdivision D is made:

1. That the lot or tract to be served has been assessed for the cost of construction of the main with which the connection is made or that proceedings for levying such assessment have been or will be commenced in due course; or
2. That the cost of construction of the main has been paid by the developer or builder platting the lot or tract; or
3. That, if neither of the foregoing is true, a sum equal to 110% of the cost of constructing the main has been paid to the city in cash

Subdivision D. ADDITIONAL CONNECTION FEE

If no such certificate can be issued, the applicant shall pay an additional connection fee equal to the portion of the cost of construction of the main upon the same basis as any assessment previously levied against other property for the main. The determination shall be made by the City Clerk. If no such assessment has been levied, the assessable cost shall be determined upon the basis of the uniform charge that may have been or will be charged for similar connection with the main.

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401.05. ACCOUNTING, BILLING AND COLLECTIONS

Subdivision A. RESPONSIBILITY FOR ACCOUNTS

Responsibility for accounts shall be carried in the name of the owner, and approved agent tenant, or occupant. However, the owner shall be liable for the cost of all services to the property, whether occupying the property or not, and any charges unpaid shall be a lien upon the property.

Subdivision B. NONRESIDENT ACCOUNTS

Customers whose premises are located primarily outside the corporate limits of the city shall be subject to a surcharge upon the total amount of their utility bill. The city council shall, by resolution, establish the amount of the surcharge.

Subdivision C. MULTIPLE UNITS

Whenever two (2) or more residential, commercial or industrial premises with separate plumbing facilities are located in the same building and served through one (1) service connection for each utility and a water meter, each unit over and above the first shall be subject to separate surcharges for water and sewer service. When similar circumstances exist where there is no water meter, each unit shall be considered a separate account and no surcharge under this subdivision will apply. The City Council shall, by resolution, establish the amount of the surcharges.

Subdivision D. BILLS FOR SERVICE

All accounts receiving services shall be charged for the value of those services as determined in this chapter. Water, sewer and refuse shall be billed together. Bills shall be mailed at least bi-monthly - by first class mail, postage prepaid, on dated established by the City Council

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Subdivision E. PARTIAL BILLS, REFUNDS

Accounts that do not receive utility service for at least 15 days during any month will receive a credit of 25% of the minimum charge per quarter for each service. When an account has been overpaid all excess monies will be applied toward future bills. No cash refunds will be made except in the case of a final bill on a closed account.

Subdivision F. DELINQUENT ACCOUNTS

The City Clerk/Treasurer and Deputy Clerk under the direction of the City Administrator and Council shall be responsible that all charges for water, sewer, garbage and recycling services will be due each month and considered delinquent

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thirty (30) days thereafter. The City will insure collection of each utility account promptly. A late fee will be imposed not later than the third (3rd) day of each month unless the due date falls on a Saturday or Sunday. If so, the late fee will be imposed no later than the fourth (4th) day of each month.

The City Clerk Treasurer shall also be responsible to insure preparations of an assessment roll for all delinquent utility accounts to include Sanitary Sewer, Water, Garbage and Recycling expenses whereby satisfactory arrangements for payment have not been made. All delinquent utility accounts in excess of sixth (60) days past due on October 1st of each year shall be delivered to the City Council at the first regular meeting in November. Each delinquent account shall require the entire total balance due with a ten (10) percent penalty added for certification to the Wright County Auditor for Collection with the Ad Valorem property taxes. Such action is optional for the city council in addition to termination of services and may be subsequent to taking legal action to collect delinquent utility accounts.

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401.06. PROCEDURE FOR TERMINATION OF SERVICE

Water shall not be shut off for delinquency under 412.06 Subdivision F or for a violation of rules and regulations affecting utility service until notice and an opportunity for a hearing have first been given the owner and/or occupant of the premises involved. The notice shall be served personally or by certified mail, postage prepaid and shall state that if payment is not made before the thirtieth (30th) day of the month following the due date the water supply to the premises will be terminated. The notice shall also state that the owner and/or occupant may demand a hearing on the matter, in which case the supply will not be cut off until after the hearing is held. Such a demand for hearing shall be made no later than the twentieth (20th) day of the month following the due date. The demanded hearing shall be held on the matter by a panel consisting of the City Clerk and any two (2) council members at least seven days after the date on which the request is made. If as a result of the hearing, the panel finds that the amount claimed to be owing is actually due and unpaid and that there is no reason why the water supply of the delinquent customer may not be shut off in accordance with this ordinance, the city may terminate service.

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Part 2 Water System

402.01. GENERAL WATER REGULATIONS

Subdivision A. INTERRUPTION OF SERVICE

The city may discontinue service to any water customer without notice for necessary repairs or, maintenance activities.

Subdivision B. TERMINATION OF SERVICE

The City may terminate service upon notice as provided for in Section 401.06 for non-payment of charges, or violation of rules and regulations affecting water and sewer services.

Subdivision C. SUPPLY FROM ONE SERVICE

No more than one (1) principal building shall be supplied from one service connection. Whenever two (2) or more premises with separate plumbing facilities are supplied from (1) service connection with a service main, each building or part of building separately supplied shall have a separate stop box and a separate meter or the provisions of Section 401.05, Subdivision C shall apply.

Subdivision D. TAPPING MAINS, TURNING WATER OFF AND ON

No persons except an authorized city employee shall tap any main or other water system line, turn on or off any water supply at any curb stop box or any gate valve without a permit. A \$20.00 fee shall be charged for any service that has to be turned off and turned on due to a seasonal move.

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Subdivision E. USE OF FIRE HYDRANTS

No person other than authorized city employees shall operate a fire hydrant or interfere in any way with the water system.

Subdivision F. REPAIR OF LEAKS

The owner, agent or occupant shall be responsible for maintaining the service line from the curb stop box into the building served. If leaks in such service lines are not repaired within 24 hours after notice by the city, the city may turn the water off. The water shall not be turned on again until a fee of \$25.00 has been paid to

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the city. Whenever the flow of water is great or damage is likely to result from the leak, the city shall turn the water off immediately upon the giving of notice if repair is not commenced immediately. The water shall not be turned on again until repairs are made to the satisfaction of the Public Works Supervisor.

Subdivision G. PRIVATE WATER SUPPLY

No water line of the city water system shall be connected with any pump, well, or tank that is connected with any other source of water supply. Whenever any such connection is found, the city shall notify the owner to sewer the connection immediately. If the connection is not severed within twenty four (24) hours of receipt of notice the City shall turn off the water until such connection is severed. Before any new connection to the city system is permitted, the department shall ascertain that no cross connection will exist when the new connection is made.

Subdivision H. RESTRICTED HOURS

Whenever the council determines that a shortage of water supply threatens the city, it may, by resolution, impose a sprinkling ban that shall limit the times and hours during which city water may be used for sprinkling, irrigation, car washing, air conditioning, or other specific uses. After twenty-four (24) hour public notice of the bank is given by posting, publication, personal delivery or direct mailing to each customer, no person shall use or permit water to be used in violation. Continued violation shall be cause for discontinuance of water service as set out in Subdivision 401.07.

Subdivision I. PERMITTING USE BY OTHERS

No person shall permit water from the City water supply to be used for any purposes except upon his own premises. Anyone wishing to obtain water from a hydrant for construction purposes shall make application to the city for such services.

402.02. METERS

Subdivision A. METERS REQUIRED

No person other than an authorized city employee shall use water from the city water system or permit water to be drawn therefrom unless the water passes through a meter supplied or approved by the City. Exceptions may be granted only in extraordinary circumstances by the City Council. No person not authorized by the city shall connect, disconnect, take apart, or in any manner change or interfere with any such meter or it's use.

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Subdivision B. METERS PROPERTY OF THE CITY

Water meters shall be the property of the city and may be removed and replaced as to type and size when deemed necessary. Meters shall be supplied to customers at no charge.

Subdivision C. MAINTENANCE

The City shall maintain and repair at its expense any meter that has become unserviceable through ordinary wear and use and shall replace it if necessary at no cost to the customer. Where repair or replacement is made necessary by act or neglect of the owner or occupant of the premises it serves, any city expense caused thereby shall be a charge against and collected from the water customer.

Subdivision D. METER READING AND INSPECTION

Authorized municipal employees shall have free access at reasonable hours of the day to all parts of every building connected with the city water supply in order to read meters and make inspections. Water meters shall be kept unobstructed and accessible at all times.

Subdivision E. COMPLAINTS; METER TESTING

When a customer complains that a bill for any past services is excessive, the City shall have the meter reread upon request. If the consumer remains dissatisfied, the meter shall be tested upon written request of the customer. If the test shows an error in the city's favor exceeding five (5) percent of the water consumed, an accurate meter shall be installed, and the bill shall be adjusted accordingly. If the test shows the meter is accurate the customer shall be charged the cost of the testing. Such adjustment shall not extend back more than one quarter from the date of the written request.

402.03. PLUMBING REGULATIONS

Subdivision A. SERVICE LINES

Every service line shall be laid with sufficient bend to allow not less than one foot of extra length and in such manner as to prevent rupture by settlement. The service pipe shall be placed not less than six feet below the established grade and be so arranged as to prevent rupture by freezing. The shutoff or other stopcock with waste valve of the size and strength required shall be placed close to the inside wall of the building and be well protected from freezing. Copper tubing shall be used for all services of two inches or less. Joints on copper tubing shall be as few as possible and not more than one joint shall be used for a service up to 70 feet in length. Each joint shall be left uncovered until inspected by the city. Every

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service over two inches shall be cast iron. Connections with the mains for domestic supply shall be at least three-quarters of an inch.

Subdivision B. CURB STOP BOXES

Curb stop boxes shall be installed generally where desired by the owners of the premises, within the public right of way. They shall be placed as near as possible to the curb as on a street or within one foot of the alley line if the main is located in an alley. Stop boxes shall be installed at a depth of not less than six (6) feet of the established grade and shall be left in a vertical position when backfilling is completed. No planting of trees or land landscaping such as to obstruct the usage or repair of curb boxes.

Subdivision C. WATER METER SETTING

Every water meter shall be installed in accordance with the following provisions:

1. The service line from the water main to the meter shall be brought through the floor in a vertical position where the pipe enters the building. The stop and waste valve shall be twelve inches above the floor.
2. The bottom of the meter shall be between six and twelve inches above the finished floor line. The meter shall be set not more than twelve inches horizontally from the inside line of the basement wall unless a different position is approved by the city. A suitable bracket shall be provided to support the meter in a proper vertical position and prevent noise and vibration.
3. Each meter installation shall have a stop valve in the street side of the meter. In no case shall more than twelve inches of service line be exposed to the point of entrance through the basement floor of the stop and waste valve. A stop valve shall also be installed in the house side of the meter.
4. The service line pipe connecting with the main shall not exceed two (2) feet under the basement floor from the inside of the basement wall to the water meter connection.
5. Meter setting devices for meters of (1) inch or less shall be of copper pipe or tubing from the terminus of the service pipe up to and including the stop and waste valve on the building side.
6. Each meter shall be placed so as to be protected from freezing and other hazards.

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Subdivision D. INSPECTIONS

All plumbing installations covered in this section shall be subject to inspection and approval by the City. The Public Works Supervisor shall make said inspections. Any violations of this section, or other practice of this section, or other practice or situation that could cause potential harm to the water system, shall be corrected by the customer immediately upon notification.

402.04. RATES

Each customer shall pay a minimum of charge each by-monthly period -, for an active water service connection. Additional charges shall be made for water consumed. The City Council shall, by resolution, establish the rates for water services. The City Council may, by contract, establish special rates for individual customers in extraordinary situations.

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402.05. ACCESS CHARGES

Prior to the hook-up of any service line to the city water supply system as access charge shall be paid based upon the size of the service line. The City Council shall, by resolution, establish the amount of said access charges.

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Part 3 Sanitary Sewer System

403.01. BUILDING SEWERS AND CONNECTIONS

Subdivision A. UNAUTHORIZED CONNECTIONS

No unauthorized persons shall uncover, make any connection with or opening into, use, alter, or disturb any public sewer or appurtenance without first obtaining a permit from the city and otherwise complying with the provisions of this chapter.

Subdivision B. PERMIT AND BOND

The permit for the construction of the extension between a building and the sewer main stub, herein called the sewer service line, and for connecting it to the sewer main stub shall be issued only to a plumber who has furnished a bond in the amount of \$1,000.00 so as to secure compliance by the principal with the provisions of this chapter and to further secure performance by him of all work undertaken by the city.

Subdivision C. LIABILITY INSURANCE

Before undertaking the construction work authorized by the permit, the plumber shall secure and maintain a policy of insurance against damage as to property or injury or death to persons. The policy shall indemnify and save harmless the city and it's personnel against any claim, damages, or cause of action arising out of the work and from any expense defending the same. The property damage insurance coverage shall be in the amount of at least \$10,000.00 and the public liability damage for injury or death shall be in the amount of at least \$50,000.00 for any single claim and at least \$300,000.00 for all claims arising out of a single tort. Proof of such insurance shall be filed with the city prior to construction work and such policy shall provide that the city shall be notified immediately of any termination or modification of such insurance. If the insurance coverage be inadequate in amount, the mast plumber shall himself indemnify and save harmless the city and it's personnel in like manner as a result of any tort liability.

Subdivision D. INDEMNIFICATION BY OWNER

The owner shall bear the costs and expenses incident to the installation and connection of the sewer service line. He shall indemnify the city for any loss or damage directly, or indirectly, caused by its installation. To the extent he deems necessary, the Public Works Supervisor shall establish rules and regulations for the proper implementation of this requirement which, when approved by the

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council by resolution, shall Govern the installations of sewer service lines and connections.

Subdivision E. REQUIREMENTS FOR SEWER SERVICE LINES CONSTRUCTION

Building sewer construction shall meet the following requirements:

1. Every sewer service line shall be constructed of extra heavy duty cast iron pipe, cement pipe, PVC or vitrified clay pipe or other material approved by the Public Works Supervisor. Cast iron pipe shall be used for a sewer service line laid within ten feet of any well. Minimum size of sewer service line shall be four inches for cast iron or cement pipe and six inches for vitrified clay pipe. Fitting used to change direction in a sewer service line shall be approved by the Public Works Supervisor.
2. (2) Sewer service lines shall be installed according to accepted plumbing practicer and manufacturers recommendations. All installations shall be subject to inspection and approval by the Public Works Supervisor.
3. (3) A sewer service line may be laid across an existing cesspool or septic tank if the pipe rests on a steel reinforced concrete slab the ends of which rest directly on a concrete block wall. The two center sections of a cesspool cover laid parallel with each other may be used.
4. (4) Whenever possible the sewer service line shall be brought to the building at an elevation below the basement floor. No sewer service line shall be laid parallel to or within three feet of any bearing wall which might thereby be weakened. The depth shall be sufficient to afford protection against frost. The sewer service line shall be laid at the uniform grade and in a straight alignment insofar as possible. In any building in which any building drain is too low to permit gravity flow to the public sewer, sewage carried by such drain shall be lifted by approved artificial means and discharged into the sewer service line.

Subdivision F. INSPECTION AND APPROVAL

The applicant for the sewer connection permit shall notify the Public Works Supervisor when the sewer service line and connection is ready for inspection. The connection shall be made under the supervision of the Public Corks Supervisor when the sewer service line and connection is ready for inspection. The connection shall be made under the supervision of the Public Works Supervisor or his representative. No back fill shall be placed until the work has been inspected and approved.

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403.02. SEWER SYSTEM GENERAL REGULATIONS

Subdivision A. DISCHARGE OF SURFACE WATER, ETC.

No person shall discharge or cause to be discharged in a storm water, surface water, ground water, cooling water, or unpolluted industrial process waters into any sanitary sewer. No rainspout or other form of surface drainage and no foundation drainage shall be connected with any sanitary sewer connections.

Subdivision B. NONACCEPTABLE WASTES

No person shall discharge or permit to be discharged into any public sewer any of the following wastes:

1. (1) Any liquid or vapor having a temperature in excess of 150 degrees Fahrenheit;
2. (2) Any water or waste having a five-day biological oxygen demand exceeding 1000 parts per million by weight as averaged during any 12-month period;
3. (3) Any gasoline, benzine, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas;
4. (4) Any garbage that has not been properly shredded;
5. (5) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, manure, grit, brick, cement, onyx, carbide, or other matter that may interfere with the proper operation of the sewers or sewage treatment plant;
6. (6) Any water or waste having a pH lower than 5.5 or higher than 9 or having any other corrosive property capable of causing damage or hazard to structures, equipment, or personnel of the sewage works;
7. (7) Any water or waste containing a toxic or poisonous substance in sufficient quantities to constitute a hazard to humans or animals, injure or interfere with sewage treatment, or create any hazard in the receiving waters of the sewage treatment plant;
8. (8) Any noxious or malodorous gas or substance capable of creating a public nuisance.

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Subdivision C. CONTROL MANHOLE REQUIRED

The owner of any property served by a sewer service line carrying industrial waste shall install a suitable control manhole in the sewer service line to facilitate observation and sampling of the waste. The manhole shall be constructed by the owner in accordance with plans approved by the City Engineer. The owner shall maintain the manhole so as to be safe and accessible at all times.

Subdivision D. SEPARATE SEWERS

A separate and independent sewer shall be provided for every building connected to the sewer system except the Council may waive this requirement where it finds that a separate sewer for a building is impractical.

403.03. SEWER CONNECTION REQUIRED

Subdivision A. GENERAL REQUIREMENT

When property abuts upon any public street or alley along which water and sewer mains have been constructed, the owner of any dwelling or commercial establishment on the property shall install suitable toilet facilities therein and connect them with the sanitary sewer in accordance with the provisions of this ordinance within 90 days after the date of mailing or delivering official notice to do so. The notice shall be given to the owner or occupant in writing by the City Clerk on order of the Council.

Subdivision B. CONNECTION BY CITY

Whenever any owner or occupant fails to comply with such written notice, the Council shall be resolution direct that a toilet be installed and connection made with the water and sanitary sewer system and that the cost of installation be paid in the first instance out of the general fund and then assessed against the property benefited.

Subdivision C. ASSESSMENT. After the installation and connection have been completed pursuant to Council resolution, the Clerk shall serve a written notice of the assessment upon the owner or his representative directing him to pay the assessment to the Treasurer within ten days after the service of the notice. If the assessment is not paid within ten days, the Clerk shall certify the amount to the County Auditor for collection in the same manner as other special assessments. The Council may by resolution spread the assessment over a three year period.

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403.035. CONFLICTING PROVISIONS

Should any provisions of Part 3 conflict with the State Plumbing Code contained in the State Building Code which is adopted elsewhere in these ordinances, the State Plumbing Code shall control.

403.04. SEWER RATES

Subdivision A. GENERAL RATES FOR SEWER SERVICE

Each customer shall pay a minimum charge each bi-monthly period - for an active sewer service line. Additional charges shall be made based upon the amount of water consumed. The City Council shall by resolution, establish the rates for sewer service. The Council may establish special contract sewer rates for particular customers in extraordinary circumstances.

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Subdivision B. SPECIAL CASES. In the case of an industrial user contributing wastes to the sewage disposal system in disproportionate amounts of concentrations the Street Commissioner shall make an individual study of the particular use and fix an individual charge that is commensurate with the burden placed by the wastes upon the sewage treatment plant. If a building served by sewer is not served by city water and the Council determines that the sewer service charge inaccurately measures use of the sewer system, it may order the installation of a water meter to measure accurately the amount of water used on the premises. In the case of an industry using substantial amounts of water that is not discharged into the sewer system, the Council may order installation of a meter accurately measuring the amount of water that enters the sewer system, and fix the sewer service charge on the basis of such amount. Insofar as practicable, installation and maintenance of such meters shall conform to the regulations contained in this code ordinance.

Subdivision C. REQUIRED INFORMATION. The owner, occupant, or person in charge of any premises shall supply the City with such information as it may reasonably require relating to the use of water, use of sewer, or sewer rates. Willful failure to provide such information, willful falsification of such information, or willful failure to comply with any requirement or order issued pursuant to this section constitutes a violation of this section.

403.05. DEFINITIONS.

<u>BOD</u>	<u>The amount of dissolved oxygen consumed in 5 days by biological processed breaking down organic matter</u>
<u>COMBINED SEWER</u>	<u>A sewer intended to serve as a sanitary sewer and a storm sewer, or as an industrial sewer and a storm sewer</u>

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<u>DEBT SERVICE CHARGE</u>	The cost of debt service that is incurred by the City during construction of the wastewater plant. This includes interest and principal of capital costs to city during plant and conveyance system construction of both grant eligible and non-grant eligible costs. It also includes cost of interim financing needed during plant construction.
<u>DIRECTOR</u>	Means the director of wastewater treatment system of this City or his duly appointed deputy, agent, or representative
<u>INDUSTRIAL WASTE</u>	The liquid waste resulting from the processes employed in industrial, manufacturing, trade or business establishments, as distinct from domestic wastes
<u>NORMAL DOMESTIC WASTES</u>	Means liquid wastes (i) from the non-commercial preparation, cooking and handling of food or (ii) containing human excrement and similar matter for buildings, industrial facilities, and institutions
<u>NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)</u>	A system of permits to discharge wastewaters to navigable waters developed under the authority of Section 402 of Public Law 92-500. The permit system has as its objectives the achievements of the goal of that law, the elimination of the discharge of pollutants by 1985
<u>OPERATION AND MAINTENANCE COST</u>	The cost of treating, conveyance and collection of wastewater that will insure the efficient operation and maintenance of the facility
<u>PRETREATMENT</u>	Means application of physical, chemical and biological processes to reduce the amount of pollutants in or alter the nature of the pollutant properties in a wastewater prior to discharging such wastewater into the publicly owned wastewater treatment system
<u>REPLACEMENT COST</u>	The cost of replacing those items of a certain design life as determined by the City Engineer. This does not include regularly replaced parts such as nuts, bolts, etc.
<u>SANITARY SEWER</u>	A sewer intended to carry only sanitary or sanitary and industrial wastewaters from residences, commercial buildings, industrial plants, and institutions
<u>SEWER SERVICE CHARGE</u>	Total cost of operation and maintenance, and replacement, plus cost of debt service as passed on to users by "Sewer Service Charge"
<u>SS (SUSPENDED SOLIDS)</u>	Solid particles that do not precipitate out of solution or do not easily filter out
<u>STORM SEWER</u>	A sewer intended to carry only storm waters, surface runoff, street wash waters, and drainage
<u>TOXIC SUBSTANCES</u>	Any substance, chemical elements or compounds, phenols or other waste- or odor producing substances, or any other substances which are not susceptible to treatment or which may interfere with the biological processes or efficiency of the treatment system, or that will pass through the system.
<u>USER CHARGE</u>	Proportionate charges for the cost of operation and maintenance, replacement, conveyance, collection, and billing of wastewater to each User Class based on Class flow and waste characteristics

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USER CLASSES

User designations according to flow rate and discharge characteristics. The classes include the following:
Class 1-Residential-Single family and multiple family dwellings. Users in this class have a total flow rate of less than 25,000 gallons per day or less and discharge does not exceed 300 mg/liter of BOD and 300 mg/liter of SS.

Class 2-Institutional-Institutional users are hospitals, clinics, general units of local government, and religion institutions. Users in this class have a total flow rate of less than 25,000 gallons per day or less and discharge does not exceed 300 mg/liter of BOD and 300 mg/liter of SS.

Class 3-Commercial-Commercial users are retail, wholesale, service, restaurants, hotels, motels, and other business establishments not engaged in the manufacture of a finished product or components of a finished product. Users in this class have a total flow rate of less than 25,000 gallons per day or less and discharge does not exceed 300 mg/liter of BOD and 300 mg/liter of SS.

Class 4-Industrial-Industrial users are anyone involved in the production of a finished or component product of the refining of mining of products or materials.

Class 5-Significant Industrial User-Significant industrial users are anyone involved in the production of a finished product or component product of the refining of mining of products or materials. Users in this class have a total flow rate of over 10% of the average daily flow to the treatment facility.

403.06. ANNUAL REVIEW OF USER CHARGE SYSTEM

The User Charge System shall be reviewed annually to assure continued proportionality of revenue to costs, and to assure that sufficient revenue is generated to meet the total costs of the system. User charges shall be changed based on results of such review.

403.07. INDUSTRIAL USERS

If an industrial user, pursuant to 40 CFR 35.905; September 27, 1978 Federal Register, begins discharging into the City's sewer system an Industrial Cost Recovery System will be developed according to United State Environmental Protection Agency rules and standards.

403.08. CITY'S RIGHT TO REJECT HARMFUL DISCHARGES

The City shall have the right to reject harmful wastes as determined by the Director to be harmful to humans or animals or create a toxic effect in the receiving waters of the wastewater disposal system.

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403.09. CITY'S RIGHT TO SURCHARGE WASTES CONTAINING BOD AND SS THAT EXCEED NORMAL CONCENTRATIONS

The City shall have the right to attach a surcharge onto the sewer use charge of a user that discharges greater than 300 mg/liter BOD/day or 300 mg/liter SS/day.

The surcharge shall be based upon the cost required to treat the discharge as a proportional share of the total costs for operation and maintenance of the treatment facility.

When assessing the above surcharge, the following percentages of flow, SS, and BOD shall be used against the total of OM&R cost.

FLOW = 40% of total OM&R cost.

BOD = 30% of total OM&R cost.

SS = 30% of total OM&R cost.

The City shall have the right to surcharge users with wastes that exceed normal concentration in the following amounts.

Surcharge BOD \$0.05/lb. BOD

Surcharge SS \$0.06/lb. BOD

403.10. CITY'S RIGHT TO REQUIRE INDUSTRIAL PRETREATMENT

The City shall have the right to require Industrial's Pretreatment when the Director deems such pretreatment necessary to reduce the amount of pollutant properties in wastewater to a less harmful state prior to or in lieu of discharging or otherwise introducing such pollutants into the City's wastewater disposal system.

403.11. CITY'S RIGHT TO CONTRACT SERVICE AGREEMENTS

The City shall have the right to contract service agreements with industries in other political jurisdiction or other political hook-ups to the City's sewer service.

403.12. PROHIBITED TOXINS

The City shall have the right to forbid certain toxins from entering the sewage treatment system. The list of following toxins shall be prohibited from being discharged into the City's wastewater treatment system unless the United States Environmental Protection Agency, the Minnesota Pollution Control Agency, and the Director deems them compatible with the treatment works operation. If the

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pollutants are found not to be compatible, Section 16. of this Ordinance shall become effective.

<u>Acidity, Alkalinity, pH</u>	<u>Alkali and Alkaline</u>
<u>Ammonia</u>	<u>Arsenic</u>
<u>Earth Metals</u>	<u>Borate (and other boron species)</u>
<u>Cadmium</u>	<u>Chromium</u>
<u>Copper</u>	<u>Cyanide</u>
<u>Iron</u>	<u>Lead</u>
<u>Manganese</u>	<u>Mercury</u>
<u>Nickel</u>	<u>Silver</u>
<u>Sulfate</u>	<u>Sulfide</u>
<u>Zinc</u>	<u>Alcohols</u>
<u>Phenols</u>	<u>Chlorinated Hydrocarbons</u>
<u>Chloroform</u>	<u>Carbon Tetrachloride</u>
<u>Methylene Chloride</u>	<u>Chlorobenzenes</u>
<u>Miscellaneous Chlorinated Hydrocarbons</u>	<u>Agricultural Chemicals</u>
<u>Organic Nitrogen Compounds</u>	<u>Surfactants</u>
<u>Miscellaneous Organic Chemicals</u>	<u>Oil and Grease</u>

This list does not preclude the addition of other substances that the EPA may add from time to time.

403.13. CONTROL MANHOLES

The City shall have the right to install control manholes for the purpose of monitoring users that use in the manufacturing process the substances named in prohibited toxins. The City shall also have the right to install control manholes for the purpose of monitoring users that may be discharging substances not listed that may be harmful to humans or animals, or create a toxic effect in the receiving water of the wastewater disposal system. The cost of such manholes shall be assessed to the industry or entity being monitored.

403.14. EXTENSION OF SERVICE

The City reserves the right to prohibit new connection to the municipal sanitary sewer system if that system has reached its design capacity.

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403.15. INSPECTION OF SYSTEM

Whenever is shall be necessary for the purposes of these ordinances, the City may appoint an authorized inspector to inspect service connections and discharge sources. The inspector may enter any property at reasonable times for inspection for compliance with the provisions of this ordinance.

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Part 4 Individual Sewage Disposal Systems

404.01. DEFINITION

INDIVIDUAL SEWAGE
DISPOSAL SYSTEM

An individual sewage disposal system is a sewage disposal system, other than a public or community system, which receives sewage for an individual establishment

404.02. RESTRICTIONS

Subdivision A. Individual Sewage Disposal Systems

Individual sewage disposal systems are prohibited within the City.

Subdivision B. EXEMPTIONS

An exemption from the application of this part may be granted by the City Council in extraordinary situations.

PART 5 STORM DRAINAGE DISTRICTS

405.01 Storm Drainage Districts

These are geographically defined areas within the city limits created for the purpose of establishing and maintaining appropriate storm water drainage facilities that are consistent with the city's drainage and other systems. The districts shall be created by ordinance as deemed appropriate by the council.

405.02 South Central Storm Drainage District

Subdivision 1. Geographical Description. This district shall include the following described real property:

Non-participating Real Property

Builder's Park Addition - Lots 8 through 24 of Block 2

Southview Addition - Lots 4 and 5

Unplatted Land - Commencing at the SW corner of SW1/4 of NE ¼ of 34-119-28; thence South 383 feet; thence East 33 feet to the actual pob; thence South 100 feet to the NW corner of Lot 9 of Block 2 of Builder's Park Addition;thence East

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163 feet along the North line of said Lot 9 and Lot 8 of said Block 2; thence North 100 feet; thence West 163 feet to the actual pob.

Participating Real Property

Klarbacken Addition - Lots 14 through 17 of Block 2; Lots 2 through 5 of Block 5; Lots 1, 2, 3, 11 and 12 of Block 3; Lot 4 of block 4

Klyva Road Addition - Lots 1 through 10 of Block 1

Unplatted Real Estate - The West 500 feet of the North 600 feet of the SW ¼ of SE ¼, 34-119-28

Subdivision 2. Current Hookup. “Participating real property”, as described above, has installed storm drainage systems and all necessary ancillary facilities in accordance with the requirements of the City Engineer, statutes, regulations and governmental agencies including the Minnesota Pollution Control Agency and has paid all necessary fees.

Subdivision 3. Future Hookup. “Non-participating real property”, as described above is located within the South Central Storm Drainage District, but has not installed any storm drainage systems within the said district. Hookup to the South Central Storm Drainage District system shall be required for a lot described as “non -participating real property” herein, prior to the issuance of a building permit for improvements on the said lot, except that hookup shall not be required for currently existing residences unless the cost of the proposed improvements exceeds one half of the assessor’s estimated market value in effect at the time of the building permit application.

Owners of “non-participating real property” lots may request hookup at any earlier time.

Future hookup, whether mandatory or voluntary, is subject to the following requirements:

- a. Each lot shall pay a hookup fee of \$1,250.00 to the City at the time of the building permit to the city at the time of the building permit application or when permission to hookup is sought by the lot owner. This figure shall be increased by the most recently published increase in the Minneapolis-St. Paul consumer price index from and after February 1, 1995.
- b. The Building permit applicant shall be required to install, at his/her expense, all necessary storm drainage improvements in accordance with specifications established by the City Engineer which shall be in accordance with all applicable statutes and regulations. In addition, the applicant shall reimburse the City for the reasonable and necessary reviewal fees charged by the City Engineer.

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