

Sponsoring Alderman Anderson

BILL NO: 1250

ORDINANCE NO. 1232

AN ORDINANCE AMENDING SECTION 705.090, RESIDENTIAL AND COMMERCIAL SEWER FEES OF THE CODE OF ORDINANCES OF THE CITY OF TROY, MISSOURI.

WHEREAS, the City of Troy operates and provides sewer services to customers, who pay for the usage of such services;

WHEREAS, the City of Troy pursuant to RSMo Section 250.233 has the authority to make and collect charges for sewerage services, including tap-on fees;

WHEREAS, the City of Troy has duly published notice of a public hearing at least thirty (30) days prior to the public hearing and has posted notice of the public hearing;

WHEREAS, the City of Troy held a public hearing on September 19, 2016 at 6:30 p.m. for the purpose of gaining public input and complying with RSMo Section 250.233;

WHEREAS, the City of Troy has current rates for Residential and Commercial Sewer Fees pursuant to the Code of Ordinances of the City of Troy, Missouri Section 705.090;

WHEREAS, the Board of Aldermen deem it necessary to adjust the rates to pay for the costs associated with the City's combined water and wastewater system;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF TROY, MISSOURI, AS FOLLOWS:

SECTION 1: Section 705.090 Residential and Commercial Sewer Fees is hereby amended in its entirety to read as follows:

SECTION 705.090: RESIDENTIAL AND COMMERCIAL SEWER FEES

- A. Sewer fees are established and created for the purpose of construction and maintenance of public sewers within the corporate City limits and outside of the City limits as provided herein. The rates for water shall be set out in this Section and subsections and shall be effective for the dates set forth in Section 705.090.
- B. Users shall pay for the following sewer rates provided by the City:
 - i. *Automatic Increases in Rates:* The Minimum Base Rate and Rate for Usage of per 1,000 gallons shall increase automatically and each user shall be charged the rate which corresponds with the date of service provided to the user.
 - ii. *Residential Base Rate:* Residential users shall pay a Minimum Base Rate. The Minimum Base Rate chargeable to a user shall be as follows for the time frames set forth herein:
 - a. October 1, 2016 to September 30, 2017: Fifteen and 50/100 Dollars (\$15.50).

- b. October 1, 2017 to September 30, 2018: Fifteen and 50/100 Dollars (\$15.50).
 - c. October 1, 2018 to September 30, 2019: Fifteen and 50/100 Dollars (\$15.50).
 - d. October 1, 2019 to September 30, 2020: Fifteen and 50/100 Dollars (\$15.50).
 - e. October 1, 2020 to September 30, 2021: Fifteen and 50/100 Dollars (\$15.50).
 - f. October 1, 2021 to September 30, 2022: Fifteen and 50/100 Dollars (\$15.50).
 - g. If the Board of Aldermen does not enact any increase or decrease in the rates described above, the last charged rate shall stay in effect as the rate to be charged until changed by the Board of Aldermen.
- iii. *Commercial Base Rate:* Commercial users shall pay a Minimum Base Rate. The Minimum Base Rate chargeable to a user shall be as follows for the time frames set forth herein:
- a. October 1, 2016 to September 30, 2017: Fifteen and 50/100 Dollars (\$15.50).
 - b. October 1, 2017 to September 30, 2018: Fifteen and 50/100 Dollars (\$15.50).
 - c. October 1, 2018 to September 30, 2019: Fifteen and 50/100 Dollars (\$15.50).
 - d. October 1, 2019 to September 30, 2020: Fifteen and 50/100 Dollars (\$15.50).
 - e. October 1, 2020 to September 30, 2021: Fifteen and 50/100 Dollars (\$15.50).
 - f. October 1, 2021 to September 30, 2022: Fifteen and 50/100 Dollars (\$15.50).
 - g. If the Board of Aldermen does not enact any increase or decrease in the rates described above, the last charged rate shall stay in effect as the rate to be charged until changed by the Board of Aldermen.
- iv. *Residential Usage Charge per 1,000 Gallons of Water Used:* Residential users shall pay an additional amount for usage per 1,000 gallons of water used each billing period. This usage rate shall be paid in addition to any Base Rate payable by the user. The usage charge per 1,000 gallons of water used chargeable to a residential user shall be as follows for the time frames set forth herein:
- a. October 1, 2016 to September 30, 2017: Four and 40/100 Dollars (\$4.40).
 - b. October 1, 2017 to September 30, 2018: Four and 75/100 Dollars (\$4.75).
 - c. October 1, 2018 to September 30, 2019: Five and 13/100 Dollars (\$5.13).
 - d. October 1, 2019 to September 30, 2020: Five and 49/100 Dollars (\$5.49).

- e. October 1, 2020 to September 30, 2021: Five and 87/100 Dollars (\$5.87).
 - f. October 1, 2021 to September 30, 2022: Six and 22/100 Dollars (\$6.22)
 - g.If the Board of Aldermen does not enact any increase or decrease in the rates described above, the last charged rate shall stay in effect as the rate to be charged until changed by the Board of Aldermen.
- v. *Commercial Usage Charge per 1,000 Gallons of Water Used:* Commercial users shall pay an additional amount for usage per 1,000 gallons of water used each billing period. This usage rate shall be paid in addition to any Base Rate payable by the user. The usage charge per 1,000 gallons of water used chargeable to a commercial user shall be as follows for the time frames set forth herein:
- a. October 1, 2016 to September 30, 2017: Four and 40/100 Dollars (\$4.40).
 - b. October 1, 2017 to September 30, 2018: Four and 75/100 Dollars (\$4.75).
 - c. October 1, 2018 to September 30, 2019: Five and 13/100 Dollars (\$5.13).
 - d. October 1, 2019 to September 30, 2020: Five and 49/100 Dollars (\$5.49).
 - e. October 1, 2020 to September 30, 2021: Five and 87/100 Dollars (\$5.87).
 - f. October 1, 2021 to September 30, 2022: Six and 22/100 Dollars (\$6.22)
 - g.If the Board of Aldermen does not enact any increase or decrease in the rates described above, the last charged rate shall stay in effect as the rate to be charged until changed by the Board of Aldermen.
- C. *Users Without City Water Service.* Users without City water service shall be charged a Flat Fee for sewer only as set forth in this subsection.
- a. October 1, 2016 to September 30, 2017: Thirty-eight and 50/100 Dollars (\$38.50).
 - b. October 1, 2017 to September 30, 2018: Forty-one and 50/100 Dollars (\$41.50).
 - c. October 1, 2018 to September 30, 2019: Forty-five and 00/100 Dollars (\$45.00).
 - d. October 1, 2019 to September 30, 2020: Forty-eight and 00/100 Dollars (\$48.00).
 - e. October 1, 2020 to September 30, 2021: Fifty-one and 50/100 Dollars (\$51.50).
 - f. October 1, 2021 to September 30, 2022: Fifty-four and 50/100 Dollars (\$54.50).
 - g.If the Board of Aldermen does not enact any increase or decrease in the rates described above, the last charged rate shall stay in effect as the rate to be charged until changed by the Board of Aldermen.

D. *Users Outside of City Limits.* Users outside of the City limits shall pay double the rate for sewer services as provided in this section, regardless of whether the user is a residential or commercial customer.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 4: This ordinance shall be in full force and effect from and after the date of its passage and approval. The institution of the amended rates for sewer use shall be effective on October, 2016 usage for November 2016 billing.

SECTION 5: Read two times and approved, this 19th day of September 2016.



Mayor Mark Cross

ATTEST:


Jodi Schneider, City Clerk