

ORDINANCE No. 772

AN ORDINANCE AMENDING STAYTON MUNICIPAL CODE SECTION 13.24.1190, "SEWER USER CHARGES, NON-INDUSTRIAL," AND DECLARING AN EMERGENCY

WHEREAS, Stayton Municipal Code Title 13., "Public Services," pertains to the Master Utilities Plan;

WHEREAS, the City of Stayton charges sanitary sewer rates for services;

WHEREAS, it is the intent of the City that the user charges are imposed to reimburse the City for providing those services;

WHEREAS, sanitary sewer rate increases are adopted to cover operating expenses, debt service for the city's expansion of the wastewater treatment plant, and future capital expense;

WHEREAS, the Stayton City Council finds that economic circumstances may have significantly changed with the completion of the wastewater treatment facility;

WHEREAS, changes in economic circumstances warrant review of the City's sanitary sewer rate structure;

WHEREAS, the Stayton City Council has established in Resolution No. 478 that sewer charges imposed by Stayton Municipal Code Title 13. are not a tax as defined by Article XI., section 11-b, of the constitution of the State of Oregon;

WHEREAS, the Stayton City Council wishes to amend Stayton Municipal Code section 13.24.1190 as to the effective date of a change in sanitary sewer rates for further study; and

WHEREAS, existing conditions are such that this ordinance amending Title 13 is necessary to provide an opportunity to review sewer rates, an emergency is declared to exist, and this ordinance shall be in full force and effect from and after its passage by the Stayton City Council.

NOW THEREFORE, the Stayton City Council ordains as follows:

SECTION 1: STAYTON MUNICIPAL CODE SECTION 13.24.1190, "Sewer Rate Charges: Non-Industrial," is hereby amended to read:

13.24.1190

SEWER USER CHARGES: NON-INDUSTRIAL

1. Effective on a date certain determined by Resolution of the Stayton City Council or no later than 1 January 1998, sanitary sewer rates for non-industrial shall be established as follows:

a. Users of the sewer system are classified based on estimated loadings to the sewer system and rates are hereby established for each classification:

<u>Class</u>	<u>Loading</u>	<u>\$/Month</u>
A	Up to 4,000 gal/month	\$ 26.71
B	Up to 6,000 gal/month	\$ 36.00
C	Up to 10,000 gal/month	\$ 66.75
D	Over 10,000 gal/month (cost per thousand)	\$ 6.67
E	Commercial Recreational Vehicle Waste Disposal	.25/gal

b. Water consumption for the months of October through March shall be used to classify users except that the following classes are hereby established:

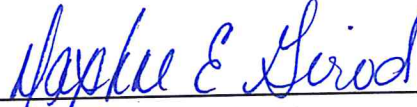
Single Family Units and Manufactured Homes	Class B
Duplexes with Individual Water Meters, per unit	Class B
Apartments, per unit	Class B

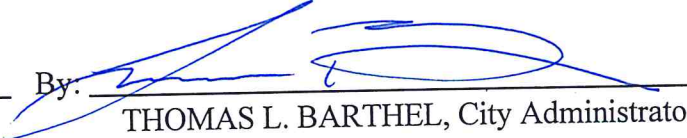
c. New users to the system, other than houses and apartments, shall be billed based on actual water usage. Allowances for high summer water usage may be taken into account by the finance director for the City of Stayton.

d. Accounts in which there is no correlation between water usage and sewerage discharge, as determined above, will be individually calculated by the finance director for the City of Stayton.

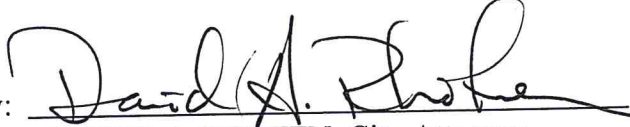
SECTION 2 It is hereby adjudged and declared that existing conditions are such that this ordinance amending Title 13, section 13.24.1190 of the Stayton Municipal Code is necessary to provide an opportunity to review sewer rates, an emergency is declared to exist, and this ordinance shall be in full force and effect from and after its passage by the Stayton City Council.

PASSED BY THE STAYTON CITY COUNCIL this 30th day of June 1997.

DATE July 1, 1997 By: 
DAPHNE E. GIROD, Mayor

DATE 7/2/97 By: 
THOMAS L. BARTHEL, City Administrator

APPROVED AS TO FORM:

DATE JUL 15 1997 By: 
DAVID A. RHOTEN, City Attorney