

ORDINANCE NO. 533

AN ORDINANCE RELATING TO SEWAGE SERVICE CHARGES FOR THE USE OF THE SEWAGE DISPOSAL SYSTEM OF THE CITY OF WATHENA, KANSAS; AND REPEALING ORDINANCE NOS. 414 AND 458 AND ALL ORDINANCES AND PARTS OF ORDINANCES OF THE CITY OF WATHENA IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WATHENA, KANSAS:

SECTION 1. SEWAGE CHARGE BASED ON WATER USAGE. Each user of the City's sewage disposal system shall pay for the services of such system based on such users water usage as provided for herein.

SECTION 2. DETERMINATION OF MONTHLY WATER USAGE. Except as otherwise provided in this Section 2, monthly sewer user charges, regardless of classification, shall be based on average monthly water usage during the months of December through February. In the event a single family, business or other user as defined by Ordinance No. 313 of the City of Wathena has not established a December through February water usage average, such user's monthly user charge shall be based on the lesser of the following:

- (a) The actual amount of water used for the month for which a sewer charge is being assessed; or
- (b) The median amount of water used by all sewer users of the City, excluding school users and skilled nursing home users for such month, or
- (c) The average monthly water usage for any of the months of December through February for which such user purchased water from the City.

In the event a multiple family, school, or skilled nursing home user as defined by Ordinance No. 313 of the City of Wathena has not established a December through February water usage average, such user's monthly user charge shall be based on the lesser of the following:

- (a) The actual amount of water used by such user for the month for which a sewer charge is being assessed; or
- (b) The average monthly water usage for any of the months of December through February for which such user purchased water from the City.

The average monthly water usage, as determined by this Ordinance, shall be modified and changed on March 1 of each year in order to reflect the average water usage for the immediately preceding months of December, January and February. Notwithstanding the provisions of this Section to the contrary, in the event water meters cannot be read due to inclement weather conditions during any one or more of the months of December, January and February as above provided, then and in that event, the water meter reading for the month of March shall be made and utilized with the remaining months such water meters were read for averaging purposes as hereinbefore provided and such average shall be utilized commencing April 1 of such year.

SECTION 3. SEWER RATES OR CHARGES. The rates to be charged by the City of Wathena to users of the sewage disposal system shall be as follows:

- (a) i. A base charge of Three and 00/100 Dollars (\$3.00) per month; and,
 - ii. For all sewer users, the amount of One and 30/100 Dollars (\$1.30) for each 1,000 gallons, or fraction thereof, of such sewer user's monthly water usage charge based upon the amount of water used as determined by Section 2 hereof.
- (b) For multiple family users, as defined by Ordinance No. 313 of the City of Wathena, there shall be a monthly minimum charge on each dwelling unit located within the structure or complex which is equal to the minimum sewer charge assessed pursuant to subsection (a) of this Section 3 plus the charge which is based on the monthly water usage as provided for in subsections (a) and (b) of this Section 3.
- (c) Any sewer user who does not purchase City water shall pay a sewer charge of Five Dollars (\$5.00) per month.
- (d) Usage of the sewage disposal system by any user for part of any month shall be considered and charged as usage for the full month.


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Page - 3 -

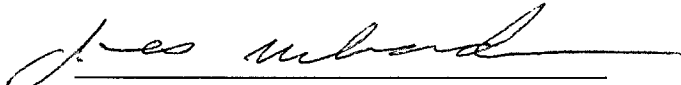
SECTION 4. EFFECTIVE DATE. The rates established by this Ordinance shall be effective for all sanitary sewer services furnished by the City to its customers and users from and after the passage of this Ordinance and its publication in the Official City paper.

SECTION 5. REPEALER. Ordinance Nos. 414 and 458 and all other ordinances and parts of ordinances of the City of Wathena in conflict herewith are hereby repealed.

PASSED by the Council and APPROVED by the Mayor on the 9th day of October, 2000.


Mayor James P. McAnerney

ATTESTED:


City Clerk, James Richardson

(SEAL)