



**Memphis City Council
Summary Sheet
Ordinance to Increase Sanitary Sewer Fee**

1. This is an ordinance to increase the Sanitary Sewer Volumetric Fee.
2. This item is being submitted by Public Works (Environmental Engineering)
3. This ordinance replaces ordinance 5312 that was passed by the City Council in 2009.
4. This item does not require a contract nor does it amend an existing one.
5. This resolution will not take effect until 1 July 2010 (FY 2011) and, thus, does not require a 2010 budget amendment nor does it affect the current budgets of any city agency.

MEMPHIS CODE OF ORDINANCES NO _____

AN ORDINANCE TO AMEND CHAPTER 33, CODE OF ORDINANCES SO AS TO INCREASE THE SEWER FEE

WHEREAS, the sewer fee was increased from 95.8 cents to 105.3 cents per 1000 gallons on July 1, 2009, and

WHEREAS, in order to maintain the stability of Sewer Fund, the sewer fees need to be increased.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MEMPHIS THAT SECTION 1: CHAPTER 33 ARTICLE III, DIVISION 2, SEWER FEES AND CHARGES, SECTION 33-131(b)(1) AND DIVISION 4 BILLING PROCEDURES SECTION 33-156(g) ARE HEREBY AMENDED AND RESTATED IN THEIR ENTIRETY TO READ AS FOLLOWS:

Sect. 33-131(b)

(1) Volumetric charges. All customers will be charged a volumetric charge based on the equivalent strength of domestic sewage (BOD5 of two hundred fifty (250) milligrams per liter, SS of three hundred (300) milligrams per liter). Since seven and forty-eight one hundredths (7.48) gallons equals one cubic foot, one thousand (1,000) gallons equals 133.689 cubic feet (cf) or one thousand (1,000) gallons equals 1.33689 hundred cubic feet (ccf). The volumetric charge per one thousand (1,000) gallons is to be based on the annual debt service, capital costs, treatment and operations and maintenance costs, and all other charges assigned to the sewer fund. The volumetric charge will be _____ cents per one thousand (1,000) gallons of flow until changed by amendment to this section. A residential maximum volume fee of _____ and a minimum of _____ per month per individual dwelling unit is herewith established.

Commencing and retroactive to July 1, 2010, the _____ flow charge fee shall be assessed against the name in which a meter has been installed; provided, further, however, in the case of multifamily dwellings a portion of this cost may be recovered through a monthly flat rate per customer charge. The charge, as determined by the Director of Public Works, shall not exceed _____ per monthly flat rate charge per customer. Amounts collected through any monthly flat rate charge shall be credited in accordance with section 33-156.

Commencing July 1, 2010 all industrial customers assigned an industrial discharge agreement will be charged a volumetric sewer fee of _____ per one thousand (1,000) gallons of flow for the first ten million gallons per month discharged by each industrial customer. For volumes in excess of ten million gallons per month, each industrial customer will be charged a volumetric sewer fee according to the attached schedule:

From 1 July 2010 through 30 June 2011: _____ per 1,000 gallons
Beginning 1 July 2011: _____ per 1,000 gallons

Effective 1 July 2010, all non-governmental industrial customers with valid City of Memphis issued Sewer Discharge Agreements having flows less than 10 million gallons per month will pay 100% of the latest adopted sewer rate for all wastewater discharged up to a fee amount of \$1,000 per month. All wastewater discharge costs in excess of \$1,000 per month will be charged a volumetric sewer fee according to the following schedule:

From 1 July 2010 through 30 June 2011: _____ per 1,000 gallons
Beginning 1 July 2011 _____ per 1,000 gallons

Sec. 33-156

(g). In accordance with the apartment credit program the approving authority has the right to charge each tenant _____ per month if so requested in writing by the apartment owner. The total amount collected will then be credited against the amount billed from the master water meter reading each month.

SECTION 2. BE IT FURTHER ORDAINED, That the various sections of this Ordinance are severable, and that any portion declared unlawful shall not affect the remaining portions

SECTION 3. BE IT FURTHER ORDAINED, that this ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law

Passed, approved and adopted this _____ day of _____, 2010.

Chairman, Memphis City Council

Rate17phased