

(Published in the Topeka Metro News November 24, 2014)

ORDINANCE NO. 19929

AN ORDINANCE introduced by City Manager Jim Colson concerning utility rates, amending City of Topeka Code Sections 13.05.020 through 13.05.050 and 13.20.680 and specifically repealing said original sections and repealing in its entirety Section 13.05.065.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That section 13.050.020, Retail water rates, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Retail water service rates.

The following are hereby established as the monthly retail water service rates, effective on the dates specified, which the consumer shall pay for water furnished them by the water division of the city of Topeka services.

(a) Inside City Base Charge. A customer who has a city service line connected to the city water main shall pay a monthly base charge that is based upon the size of the water meter. This base charge shall apply regardless whether water has passed from the city water main through the city service line during the billing period. The rates for properties inside the city and outside the city are as follows:

-	May 1, 2008	Jan. 1, 2009	Jan. 1, 2010	Jan. 1, 2011
First 1,500 gallons				
Minimum bill	\$15.00	\$15.00	\$15.00	\$15.00
(per 1,000 gallons over minimum)				
Single-family	\$3.28	\$3.38	\$3.48	\$3.58
Multifamily	\$2.67	\$2.75	\$2.83	\$2.91
Commercial	\$2.42	\$2.49	\$2.56	\$2.64
Industrial	\$2.06	\$2.12	\$2.18	\$2.25

Property Inside City

	<u>Jan. 1, 2015</u>	<u>Jan. 1, 2016</u>	<u>Jan. 1, 2017</u>
<u>1" and below</u>	<u>9.83</u>	<u>10.32</u>	<u>10.84</u>
<u>1 1/2"</u>	<u>19.65</u>	<u>20.63</u>	<u>21.66</u>
<u>2"</u>	<u>31.45</u>	<u>33.02</u>	<u>34.67</u>
<u>3"</u>	<u>58.96</u>	<u>61.91</u>	<u>65.01</u>
<u>4"</u>	<u>98.27</u>	<u>103.18</u>	<u>108.34</u>
<u>6"</u>	<u>196.55</u>	<u>206.38</u>	<u>216.70</u>
<u>8"</u>	<u>314.47</u>	<u>330.19</u>	<u>346.70</u>
<u>10"</u>	<u>452.06</u>	<u>474.66</u>	<u>498.39</u>

Property Outside City

	<u>Jan. 1, 2015</u>	<u>Jan. 1, 2016</u>	<u>Jan. 1, 2017</u>
<u>1" and below</u>	<u>17.20</u>	<u>18.06</u>	<u>18.97</u>
<u>1 1/2"</u>	<u>34.39</u>	<u>36.10</u>	<u>37.91</u>
<u>2"</u>	<u>55.04</u>	<u>57.79</u>	<u>60.67</u>
<u>3"</u>	<u>103.18</u>	<u>108.34</u>	<u>113.77</u>
<u>4"</u>	<u>171.97</u>	<u>180.57</u>	<u>189.60</u>
<u>6"</u>	<u>343.96</u>	<u>361.17</u>	<u>379.23</u>
<u>8"</u>	<u>550.32</u>	<u>577.83</u>	<u>606.73</u>
<u>10"</u>	<u>791.11</u>	<u>830.66</u>	<u>872.18</u>

(b) ~~Outside City~~ Water Volume Charge. The customer shall pay on a monthly basis for the water passing from the city water main to the property. The rates for properties inside the city and outside the city are as follows:

-	<u>May 1, 2008</u>	<u>Jan. 1, 2009</u>	<u>Jan. 1, 2010</u>	<u>Jan. 1, 2011</u>
<u>First 1,500 gallons</u>				
<u>Minimum bill</u>	<u>\$26.25</u>	<u>\$26.25</u>	<u>\$26.25</u>	<u>\$26.25</u>
<u>(per 1,000 gallons over minimum)</u>				
<u>Single-family</u>	<u>\$5.74</u>	<u>\$5.91</u>	<u>\$6.09</u>	<u>\$6.27</u>
<u>Multifamily</u>	<u>\$4.67</u>	<u>\$4.81</u>	<u>\$4.95</u>	<u>\$5.10</u>
<u>Commercial</u>	<u>\$4.23</u>	<u>\$4.36</u>	<u>\$4.49</u>	<u>\$4.62</u>
<u>Industrial</u>	<u>\$3.61</u>	<u>\$3.72</u>	<u>\$3.83</u>	<u>\$3.94</u>

Volume Charge (per 1,000 gallons) - Property Inside City

	<u>Jan. 1, 2015</u>	<u>Jan. 1, 2016</u>	<u>Jan. 1, 2017</u>
<u>Single Family</u>	<u>3.79</u>	<u>3.98</u>	<u>4.18</u>
<u>Multifamily</u>	<u>3.08</u>	<u>3.23</u>	<u>3.39</u>
<u>Commercial</u>	<u>2.80</u>	<u>2.94</u>	<u>3.09</u>
<u>Industrial</u>	<u>2.39</u>	<u>2.51</u>	<u>2.64</u>
<u>Irrigation</u>	<u>3.22</u>	<u>4.10</u>	<u>5.02</u>

Volume Charge (per 1,000 gallons) - Property Outside City

	<u>Jan. 1, 2015</u>	<u>Jan. 1, 2016</u>	<u>Jan. 1, 2017</u>
<u>Single Family</u>	<u>6.63</u>	<u>6.97</u>	<u>7.32</u>
<u>Multifamily</u>	<u>5.39</u>	<u>5.65</u>	<u>5.93</u>
<u>Commercial</u>	<u>4.90</u>	<u>5.15</u>	<u>5.41</u>
<u>Industrial</u>	<u>4.18</u>	<u>4.39</u>	<u>4.62</u>
<u>Irrigation</u>	<u>5.64</u>	<u>7.18</u>	<u>8.79</u>

Section 2. That section 13.05.030, Wholesale water rates, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Wholesale water rates.

The following are hereby established as the monthly wholesale water rates, effective on the dates specified, which the wholesale customers shall pay for water furnished them by the water division of the city of Topeka services:

(a) Rural Water Districts.

		<u>May 1, 2008Jan. 1, 2015</u>	<u>Jan. 1, 20092016</u>	<u>Jan. 1, 20102017</u>	<u>Jan. 1, 2011</u>
(1)	Jackson Co. No. 1 – First 2,748,000 gallons – Minimum charge per month	\$9,508.00 <u>\$11,019.00</u>	\$9,783.00 <u>\$11,569.00</u>	\$10,058.00 <u>\$12,146.00</u>	\$10,387.00
	Over 2,748,000 gallons per month	<u>\$3.46</u> <u>\$4.01</u>	<u>\$3.56</u> <u>\$4.21</u>	<u>\$3.66</u> <u>\$4.42</u>	<u>\$3.78</u>
(2)	Shawnee CRWD No. 1 – First 2,992,000 gallons – Minimum charge per month	\$10,352.00 <u>\$11,998.00</u>	\$10,652.00 <u>\$12,596.00</u>	\$10,951.00 <u>\$13,225.00</u>	\$11,310.00
	Over 2,992,000 gallons per month	<u>\$3.46</u> <u>\$4.01</u>	<u>\$3.56</u> <u>\$4.21</u>	<u>\$3.66</u> <u>\$4.42</u>	<u>\$3.78</u>

(3)	Shawnee CRWD No. 3 (formerly RWD No. 6) – First 1,820,000 gallons – Minimum charge per month	\$6,297.00 <u>\$7,298.00</u>	\$6,479.00 <u>\$7,662.00</u>	\$6,661.00 <u>\$8,044.00</u>	\$6,880.00
	Over 1,820,000 gallons per month	\$3.46 <u>\$4.01</u>	\$3.56 <u>\$4.21</u>	\$3.66 <u>\$4.42</u>	\$3.78
(4)	Shawnee CRWD No. 3 (formerly RWD No. 7) – First 778,000 gallons – Minimum charge per month	\$2,692.00 <u>\$3,120.00</u>	\$2,770.00 <u>\$3,275.00</u>	\$2,847.00 <u>\$3,439.00</u>	\$2,941.00
	Over 778,000 gallons per month	\$3.46 <u>\$4.01</u>	\$3.56 <u>\$4.21</u>	\$3.66 <u>\$4.42</u>	\$3.78
(5)	Shawnee CRWD No. 4 – First 995,000 gallons – Minimum charge per month	\$3,443.00 <u>\$3,990.00</u>	\$3,542.00 <u>\$4,189.00</u>	\$3,642.00 <u>\$4,398.00</u>	\$3,761.00
	Over 995,000 gallons per month	\$3.46 <u>\$4.01</u>	\$3.56 <u>\$4.21</u>	\$3.66 <u>\$4.42</u>	\$3.78
(6)	Shawnee Co. No. 8 – First 5,402,000 gallons – Minimum charge per month	\$18,691.00 <u>\$21,662.00</u>	\$19,231.00 <u>\$22,742.00</u>	\$19,771.00 <u>\$23,877.00</u>	\$20,420.00
	Over 5,402,000 gallons per month	\$3.46 <u>\$4.01</u>	\$3.56 <u>\$4.21</u>	\$3.66 <u>\$4.42</u>	\$3.78
(7)	Douglas Co. No. 3 – First 623,000 gallons – Minimum charge per month	\$2,156.00 <u>\$2,498.00</u>	\$2,218.00 <u>\$2,623.00</u>	\$2,280.00 <u>\$2,754.00</u>	\$2,355.00
	Over 623,000 gallons per month	\$3.46 <u>\$4.01</u>	\$3.56 <u>\$4.21</u>	\$3.66 <u>\$4.42</u>	\$3.78

54 (b) Other. Other contractual rates shall be as follows:

	May 1, 2008 <u>Jan. 1, 2015</u>	Jan. 1, 2009 <u>2016</u>	Jan. 1, 2010 <u>2017</u>	Jan. 1, 2011
Metro. Topeka Airport Authority – First 1,139,000 gallons – Service charge per month	\$25.00	\$25.00	\$25.00	\$25.00
Minimum charge per month including service charge	\$3,966.00 <u>\$4,567.00</u>	\$4,080.00 <u>\$4,795.00</u>	\$4,194.00 <u>\$5,034.00</u>	\$4,330.00
Over 1,139,000 gallons per month	\$3.46 <u>\$4.01</u>	\$3.56 <u>\$4.21</u>	\$3.66 <u>\$4.42</u>	\$3.78

55 Section 3. That section 13.05.040, Fire protection rates, of The Code of the
56 City of Topeka, Kansas, is hereby amended to read as follows:

Fire protection rates.

(a) Monthly fire protection rates for fire lines or fire connections, effective on the dates specified, shall be as follows:

(1) Property Inside City.

Size of Connection (Inches)	May 1, 2008 Jan. 1, 2015	Jan. 1, 2009 2016	Jan. 1, 2010 2017	Jan. 1, 2011
4" or less	\$8.52 <u>\$9.87</u>	\$8.78 <u>\$10.36</u>	\$9.04 <u>\$10.88</u>	\$9.31
6"	\$24.70 <u>\$28.61</u>	\$25.44 <u>\$30.04</u>	\$26.20 <u>\$31.54</u>	\$26.99
8"	\$52.53 <u>\$60.84</u>	\$54.11 <u>\$63.88</u>	\$55.73 <u>\$67.07</u>	\$57.40
10"	\$94.35 <u>\$109.29</u>	\$97.18 <u>\$114.75</u>	\$100.10 <u>\$120.49</u>	\$103.10
12"	\$153.49 <u>\$177.77</u>	\$158.09 <u>\$186.66</u>	\$162.83 <u>\$195.99</u>	\$167.71

(2) Property Outside City.

Size of Connection (Inches)	May 1, 2008 Jan. 1, 2015	Jan. 1, 2009 2016	Jan. 1, 2010 2017	Jan. 1, 2011
4" or less	\$14.92 <u>\$17.27</u>	\$15.37 <u>\$18.13</u>	\$15.83 <u>\$19.04</u>	\$16.30
6"	\$43.37 <u>\$50.07</u>	\$44.67 <u>\$52.57</u>	\$46.01 <u>\$55.20</u>	\$47.39
8"	\$92.95 <u>\$106.47</u>	\$95.74 <u>\$111.79</u>	\$98.61 <u>\$117.37</u>	\$101.57
10"	\$166.16 <u>\$191.26</u>	\$171.14 <u>\$200.81</u>	\$176.27 <u>\$210.86</u>	\$181.56
12"	\$268.96 <u>\$311.10</u>	\$277.03 <u>\$326.66</u>	\$285.34 <u>\$342.98</u>	\$293.90

(b) Fire Hydrants Outside City. There shall be a fee paid each month to the city of Topeka water division by outside city customers for the maintenance of fire

hydrants; such fee charged per month per customer, effective on the dates specified, as follows:

	May 1, 2008 <u>Jan. 1, 2015</u>	Jan. 1, 2009 <u>Jan. 1, 2016</u>	Jan. 1, 2010 <u>Jan. 1, 2017</u>	Jan. 1, 2011
Outside city fire hydrants				
Maintenance fee	\$4.51 <u>\$5.23</u>	\$4.65 <u>\$5.49</u>	\$4.79 <u>\$5.76</u>	\$4.93

Section 4. That section 13.05.050, Monthly charges established, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Monthly charges established**Sanitary sewer service rates.**

The following are established as the monthly sewer service rates, effective on the dates specified, and charges to be paid to the city for discharging wastewater into the sanitary sewer ~~system for bills rendered on or after the effective date of this article.~~

(a) Base charge. A customer who has a private sewer line that is connected to the city wastewater system, as determined by the director of public works or designee, shall pay a monthly base charge that is based upon the size of the water meter. This base charge shall apply regardless whether wastewater has passed from the private sewer line to the city wastewater system during the billing period. The rates for properties inside and out the city are, as follows:

<u>Base Charge (Property inside City)</u>			
	<u>Jan. 1, 2015</u>	<u>Jan. 1, 2016</u>	<u>Jan. 1, 2017</u>
<u>1" and below</u>	<u>\$9.12</u>	<u>\$9.58</u>	<u>\$10.06</u>
<u>1 1/2"</u>	<u>\$18.24</u>	<u>\$19.15</u>	<u>\$20.11</u>
<u>2"</u>	<u>\$29.19</u>	<u>\$30.65</u>	<u>\$32.18</u>
<u>3"</u>	<u>\$54.73</u>	<u>\$57.47</u>	<u>\$60.34</u>
<u>4"</u>	<u>\$91.22</u>	<u>\$95.78</u>	<u>\$100.57</u>
<u>6"</u>	<u>\$182.44</u>	<u>\$191.56</u>	<u>\$201.14</u>
<u>8"</u>	<u>\$291.91</u>	<u>\$306.51</u>	<u>\$321.84</u>
<u>10"</u>	<u>\$419.62</u>	<u>\$440.60</u>	<u>\$462.63</u>

Base Charge (Property outside City)

	<u>Jan. 1, 2015</u>	<u>Jan. 1, 2016</u>	<u>Jan. 1, 2017</u>
<u>1" and below</u>	<u>\$15.96</u>	<u>\$16.77</u>	<u>\$17.61</u>
<u>1 1/2"</u>	<u>\$31.92</u>	<u>\$33.51</u>	<u>\$35.19</u>
<u>2"</u>	<u>\$51.08</u>	<u>\$53.64</u>	<u>\$56.32</u>
<u>3"</u>	<u>\$95.78</u>	<u>\$100.57</u>	<u>\$105.60</u>
<u>4"</u>	<u>\$159.64</u>	<u>\$167.62</u>	<u>\$176.00</u>
<u>6"</u>	<u>\$319.27</u>	<u>\$335.23</u>	<u>\$352.00</u>
<u>8"</u>	<u>\$510.84</u>	<u>\$536.39</u>	<u>\$563.22</u>
<u>10"</u>	<u>\$734.34</u>	<u>\$771.05</u>	<u>\$809.60</u>

(b) Wastewater volume charge. The customer shall pay on a monthly basis for the volume of wastewater passing from the private sewer line to the city wastewater system according to the rate schedule in subsection (c).

(a1) Residential and Multifamily Residences/Public water system supply. The charge shall be based on a calculated average water volume determined in accordance with TMC 13.10.490 and 13.10.510 for water used in the months of December, January and February. The average water volume determined by this method shall be referred to as the three-month winter average. The three-month winter average water volume shall be recalculated each year following the three-month winter period and shall be in effect for the following 12-month period. For a customer who has not established an average, the charge shall be the average of the residential three-month winter average for the applicable meter reading route.

(2) Residential and Multifamily Residences/Well water supply. The charge for a customer whose potable water is supplied by a well shall be based on the average of the residential three-month winter average for the applicable meter reading route. Alternatively, the customer may install and maintain, at the customer's cost, a water meter approved by the director of public works or

designee. If a meter is installed, the sewer rates shall be calculated based on the average water volume used in the months of December, January, and February as measured at the meter provided that access is granted to the director of public works or designee to read, inspect, test, or repair the meter.

(b3) Commercial and Industrial. The volume shall be based on the lesser of water volumes determined in accordance with TMC 13.10.490 or actual metered sewer discharges. Credit shall be given for those metered flows which do not enter the sewer collection system. Those customers who discharge wastewater with a biological oxygen demand in excess of 300 milligrams per liter and/or suspended solids in excess of 300 milligrams per liter will be assessed the excess strength charge in accordance with the schedule of rates and charges in subsection (c) of this section.

(c) Schedule of Rates and Charges.

(1) Inside City.

	May 1, 2008 <u>Jan. 1, 2015</u>	Jan. 1, 2009 <u>2016</u>	Jan. 1, 2010 <u>2017</u>	Jan. 1, 2011
(per 1,000 gallons)				
Domestic Strength Wastewater:				
Volume Charge — over 1,500 gallons per 1,000 gallons	\$3.43 <u>\$4.09</u>	\$3.57 <u>\$4.29</u>	\$3.71 <u>\$4.50</u>	\$3.86
First 1,500 gallons — minimum bill	\$14.85	\$14.85	\$14.85	\$14.85
Excess Strength Charges:				
Biochemical Oxygen Demand per mg/l per 1,000 gallons	\$0.001921 <u>\$0.002161</u>	\$0.001998 <u>\$0.002161</u>	\$0.002078 <u>\$0.002161</u>	\$0.002161
Suspended Solids per mg/l per 1,000 gallons	\$0.001219 <u>\$0.001371</u>	\$0.001268 <u>\$0.001371</u>	\$0.001318 <u>\$0.001371</u>	\$0.001371

110

(2) Outside City.

	May 1, 2008 <u>Jan. 1, 2015</u>	Jan. 1, 2009 <u>2016</u>	Jan. 1, 2010 <u>2017</u>	Jan. 1, 2011
(per 1,000 gallons)				
Domestic Strength Wastewater:				
Volume Charge — over 1,500 gallons per 1,000 gallons	\$6.00 <u>\$7.16</u>	\$6.25 <u>\$7.51</u>	\$6.50 <u>\$7.88</u>	\$6.75
First 1,500 gallons — minimum bill	\$26.00	\$26.00	\$26.00	\$26.00
Excess Strength Charges:				
Biochemical Oxygen Demand per mg/l per 1,000 gallons	\$0.003362 <u>\$0.003782</u>	\$0.003497 <u>\$0.003782</u>	\$0.003637 <u>\$0.003782</u>	\$0.003782
Suspended Solids per mg/l per 1,000 gallons	\$0.002133 <u>\$0.002399</u>	\$0.002219 <u>\$0.002399</u>	\$0.002307 <u>\$0.002399</u>	\$0.002399

111 (d) Adjustment of Bills. The monthly rate and charge on a bill may be adjusted
 112 administratively by the water pollution control division to the actual or estimated volume
 113 or strength, provided a significant change from normal conditions of discharge of waste
 114 or strength during the billing period can be demonstrated. In no event shall an adjusted
 115 monthly charge be less than the minimum rate as established in this section.

116 (e) ~~Implementation. Rates and charges shall become effective with bills~~
 117 ~~rendered on or after the effective dates shown in the schedule of rates and charges.~~
 118 ~~The initial three-month winter average water volume shall be determined as described~~
 119 ~~in subsection (a) of this section for bills rendered after the effective date of the~~
 120 ~~ordinance codified in this section.~~

121 Section 5. That section 13.05.065, Utility rates for nonoccupied structures
 122 under construction, of The Code of the City of Topeka, Kansas, is hereby repealed.

123 **Utility rates for nonoccupied structures under construction.**

~~City utility accounts established for residential, commercial and industrial structures which are both nonoccupied and under construction may be charged for actual monthly water consumption at the rate charged per 1,000 gallons over minimum, as provided for in the retail water rates section of this article (TMC 13.05.020). Wastewater charges shall be based on such actual water consumed. Such charges shall be assessed for inside city structures only. No minimum bill charges for either water or wastewater, as provided for in this article, shall apply. The ERU rate shall apply to such structures.~~

~~The water superintendent shall have final determination as to whether a structure qualifies for such nonoccupant water utility rate. The water pollution control superintendent shall have final determination as to whether a structure qualifies for such nonoccupant wastewater utility rate.~~

Section 6. That section 13.20.680, Connection fees and monthly rates/charges established, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Connection fees and monthly rates/charges established.

(a) ~~Rates and charges for customers inside/outside the city operating under the terms of this article for sewer maintenance, sewage transportation, and sewage treatment shall be as now or hereafter established by ordinance of the city and such rates shall be~~ in amounts sufficient to pay costs and expenses of the following three general classifications:

- (1) Sewage disposal and treatment; and
- (2) Sewage transportation; and
- (3) Sewer operation and maintenance.

148 All such rates shall be reviewed at least every five years or more frequently at the
149 discretion of the city, except rates for sewage disposal and treatment, which rates shall
150 be reviewed, altered, or amended as other rates within the city limits.

151 (b) At the discretion of the city manager or city council, the connection fees
152 listed in this section may be waived for economic development projects which, due to
153 their unusual nature or magnitude, offer extraordinary benefits to the community. The
154 city manager may waive up to 25 percent of the fees. City council approval shall be
155 required for approval for any waiver in excess of 25 percent.

156 (c) The public works director shall determine the system connection fee for
157 each consumer making application for a new service connection. The system
158 connection fee shall be paid prior to connection as part of the application process. Such
159 system connection fees shall be based on the system's value, total capacity, and
160 associated water meter size. Applications for sewer connections for which there is no
161 associated water service application shall have a sewer connection fee which is
162 calculated on the basis of projected flows from other sources approximating the water
163 service size. System connection fees are in addition to other rates, charges, deposits, or
164 fees established by law. The system connection fees for all classifications and meter
165 sizes shall be paid prior to connection. These fees shall include all materials and labor
166 by city personnel.

167 The system connection fees for meters larger than eight inches shall be
168 determined by the public works director based on projected flows.

169 ~~(d) The following are established as the monthly sewer rates and charges to~~
170 ~~be paid to the city for discharging wastewater into the sanitary sewer system for bills~~
171 ~~rendered on or after May 1, 2008:~~

172 ~~(1) — Residential and Multifamily Residences.~~

173 ~~(i) — City Water System Supply. The rate shall be based on a~~
174 ~~calculated average water volume determined in accordance with TMC~~
175 ~~13.10.490 and 13.10.510 for water used in the months of December,~~
176 ~~January, and February. The average water volume determined by this~~
177 ~~method shall be referred to as the three-month winter average. The three-~~
178 ~~month winter average water volume shall be recalculated each year~~
179 ~~following the three-month winter period and shall be in effect for the~~
180 ~~following 12-month period. For a customer who has not established an~~
181 ~~average, the charge shall be the average of the residential three-month~~
182 ~~winter average for the applicable meter reading route.~~

183 ~~(ii) — Well Water Supply. For customers whose potable water~~
184 ~~supply is through means of a well, the charge shall be the average of the~~
185 ~~residential three-month winter average for the applicable meter reading~~
186 ~~route. Alternatively, the owner or other interested party, at his or her own~~
187 ~~expense, shall install and maintain a water meter satisfactory to the public~~
188 ~~works director. If a meter is installed at the property, sewer rates and~~
189 ~~charges shall be calculated based on the three-month winter average~~
190 ~~consumption as measured at the meter. Access to such meter shall be~~
191 ~~given to the public works director for the purpose of reading, inspecting,~~
192 ~~testing or repair of such meter at any measurable time.~~

193 ~~(2) — Commercial and Industrial. The volume shall be based on the~~
194 ~~lesser of water volumes determined in accordance with TMC 13.10.490 or actual~~
195 ~~metered sewer discharges. Credit shall be given for those metered flows which~~

do not enter the sewer collection system. Those customers who discharge wastewater with a biological oxygen demand in excess of 300 milligrams per liter and/or suspended solids in excess of 300 milligrams per liter will be assessed the excess strength charge in accordance with the schedule of rates and charges in this subsection.

(3) — Schedule of Rates and Charges.

	May 1, 2008	Jan. 1, 2009	Jan. 1, 2010	Jan. 1, 2011
(i) Inside city (per 1,000 gallons):				
Domestic strength wastewater:				
First 1,500 gallons (minimum)	\$14.85	\$14.85	\$14.85	\$14.85
Over 1,500 gallons, per Mgal	\$3.43	\$3.57	\$3.71	\$3.86
Excess strength charges (a):				
BOD, per mg/l per Mgal	\$0.001921	\$0.001998	\$0.002078	\$0.002161
Suspended solids, per mg/l per Mgal	\$0.001219	\$0.001268	\$0.001318	\$0.001371
(ii) Outside city:				
Domestic strength wastewater:				
First 1,500 gallons (minimum)	\$26.00	\$26.00	\$26.00	\$26.00
Over 1,500 gallons, per Mgal	\$6.00	\$6.25	\$6.50	\$6.75
Excess strength charges (a):				
BOD, per mg/l per Mgal	\$0.003362	\$0.003497	\$0.003637	\$0.003782
Suspended solids, per mg/l per Mgal	\$0.002133	\$0.002219	\$0.002307	\$0.002399

(4) — Adjustment of Bills. The monthly rate and charge on a bill may be adjusted administratively by the water pollution control division to the actual or estimated volume or strength, provided a significant change from normal conditions of discharge of waste or strength during the billing period can be demonstrated. In no event shall an adjusted monthly charge be less than the minimum rate as established in this section.

208 ~~(5) — Implementation. Rates and charges shall become effective with~~
209 ~~bills rendered on or after the effective dates shown in the schedule of rates and~~
210 ~~charges.~~

211 Section 7. That original § 13.05.020 through § 13.05.050 and § 13.20.680 of
212 The Code of the City of Topeka, Kansas, are hereby specifically repealed.

213 Section 8. This ordinance shall take effect and be in force beginning January
214 1, 2015, and after its passage, approval and publication in the official City newspaper.

215 Section 9. This ordinance shall supersede all ordinances, resolutions or rules,
216 or portions thereof, which are in conflict with the provisions of this ordinance.

217 Section 10. Should any section, clause or phrase of this ordinance be declared
218 invalid by a court of competent jurisdiction, the same shall not affect the validity of this
219 ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

220 PASSED AND APPROVED by the Governing Body on November 18, 2014.

221 CITY OF TOPEKA, KANSAS

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227 _____
 Larry E. Wolgast, Mayor

228 ATTEST:
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232 _____
233 Brenda Younger, City Clerk