

ORDINANCE 2015-__

**AN ORDINANCE OF THE BOARD OF
SUPERVISORS OF PIMA COUNTY, ARIZONA;
RELATING TO WASTEWATER; AMENDING
PIMA COUNTY CODE, TITLE 13, CHAPTER 24,
SANITARY SEWER USER FEES**

BE IT ORDAINED BY THE PIMA COUNTY BOARD OF SUPERVISORS:

SECTION 1. Amendment. The Pima County Code, Title 13, Chapter 24, Section 13.24.030 is hereby amended as follows:

13.24.030 - Fee calculation.

Fee calculation.

- A. A monthly fee shall be levied and collected from all users for the service of sanitary sewage collection, treatment and disposal provided through the wastewater system. Except as provided in subsection 13.24.187, user fees are calculated according to the following rate formulas for all customers:

$$\text{Residential Monthly User Fee} = (F \times R) + A$$

$$\text{High Strength Class Monthly User Fee} =$$

$$F \times (R \times HS) + A$$

Where F = Monthly wastewater flow contribution to the public sanitary sewer equal to:

One hundred percent of the metered monthly water consumption; or

The user class average flow for contributors whose water consumption is not metered; or

One hundred percent of the wastewater flow measured by:

Direct meter reading, or

The difference in direct wastewater flow meter readings, or

A combination of direct wastewater flow meter readings and metered monthly water consumption, or

Other acceptable methods.

Where wastewater flow contribution is based on metered monthly water consumption or user class average flow, this amount shall not exceed the average amount of the months of December, January, and February, computed in the same manner.

HS = High Strength Factor determined and based on the wastewater strength of a given class relative to residential wastewater strength as defined in this chapter.

A = 9.82* Standard service fee of \$12.63.*

R = User fee volume rate.

1. From the effective date of the ordinance codified in this section through June 30, ~~2010~~2015, the user fee volume rate (R) per one hundred cubic feet (ccf) of monthly residential wastewater flow contributions = ~~\$2.40~~\$2.63. The user fee volume rate will rise to ~~\$2.64~~\$2.91 on July 1, ~~2010~~2015 ~~October 1, 2015~~, to ~~\$2.91~~\$3.20 on July 1, ~~2011~~2016, to ~~\$3.20~~\$3.52 on July 1, ~~2012~~, and to ~~\$3.52~~\$3.96 on July 1, ~~2013~~2017.

* Staff note: This number will rise to ~~\$10.46~~\$11.14 effective ~~July 1, 2010~~October 1, 2015 followed by an increase to ~~\$11.14~~\$12.63 on July 1, ~~2011~~2016, to ~~\$11.86~~\$14.21 on July 1, ~~2012~~, and to ~~\$12.63~~\$14.21 on July 1, ~~2013~~2017.

- B. The monthly volume of discharge for all users served by a private water company is presumed to be one hundred percent of the average water use as reflected by the billings for the months of December, January and February.
- C. If neither direct metered wastewater flow data nor metered water use data is available for a user, the discharge shall be estimated using the average unit discharge associated with that user's class.
- D. Consistent with governing regulations of the United States Environmental Protection Agency, the director has determined that certain classes of users discharge wastewater that contains higher concentrations of chemical oxygen demand or suspended solids or both when compared to the composite strength of wastewater discharge from all residential users, and that accordingly impose additional costs on the operation and maintenance of the system.
 1. A user found to discharge wastewater containing a higher concentration of chemical oxygen demand or suspended solids or both when compared to the composite strength of wastewater discharges from residential users and who is currently not assigned to a user class will be assessed a rate based on the concentrations of chemical oxygen demand and suspended solids as these rates are defined in Section 13.24.180
- E. In addition to any user fees established by this chapter, a user who is detected discharging any toxic wastes into the sanitary sewerage system in violation of Chapter 13.36 of the Pima County Code shall be subject to the increased cost of the treatment of the prohibited substance. This provision shall not preclude the director from imposing the additional penalties provided in Chapter 13.36 of the Pima County Code.

SECTION 2. Amendment. The Pima County Code, Title 13, Chapter 24, Section 13.24.180 is hereby amended as follows:

13.24.180 - Volume rate and service fee schedules—Tables.

A. Volume Rate. The volumetric portions of monthly bills are computed and charged to wastewater customers by user class as set forth in the table below, and are based on the average wastewater strengths shown:

Class	Class Name	High-Strength Factor	Jan. 1, 2010 Rate (dollars per ccf)	July 1, 2010 Rate (dollars per ccf)	July 1, 2011 Rate (dollars per ccf)	July 1, 2012 Rate (dollars per ccf)	July 1, 2013 Rate (dollars per ccf)	July 1, 2015 <u>October 1, 2015</u> Rate (dollars per ccf)	July 1, 2016 Rate (dollars per ccf)	July 1, 2017 Rate (dollars per ccf)
1	Residential/all other customer classes	1.00	\$2.406	\$2.647	\$2.912	\$3.203	\$3.523	\$3.664	\$3.810	\$3.963
1A	Residential/all other customer classes	1.00	0.602	0.662	0.728	0.801	0.881	0.916	0.953	0.991
1B	Residential/all other customer classes	1.00	1.202	1.324	1.456	1.602	1.762	1.832	1.906	1.982
1C	Residential/all other customer classes	1.00	1.804	1.985	2.184	2.402	2.642	2.748	2.858	2.972
3C	Auto body and fender repair	2.10	5.053	5.559	6.115	6.726	7.398	7.694	8.002	8.322
3K	Mortuary	1.09	2.623	2.885	3.174	3.491	3.840	3.994	4.153	4.319
3N	Laundromat	1.09	2.623	2.885	3.174	3.491	3.840	3.994	4.153	4.319
4E	Pet clinic	1.20	2.888	3.176	3.494	3.844	4.228	4.397	4.573	4.756
4G	Restaurant, with seating and china	2.03	4.884	5.373	5.911	6.502	7.152	7.438	7.736	8.045
4H	Restaurant, fast food	2.32	5.582	6.141	6.756	7.431	8.173	8.500	8.840	9.194

5A	Car wash, self-service	1.19	2.863	3.150	3.465	3.812	4.192	<u>4.360</u>	<u>4.534</u>	<u>4.715</u>
5C	Bottling company	1.68	4.043	4.447	4.892	5.381	5.919	<u>6.156</u>	<u>6.402</u>	<u>6.658</u>
5F	Printing, copying	1.01	2.439	2.673	2.941	3.235	3.558	<u>3.700</u>	<u>3.848</u>	<u>4.002</u>
5G	Electrical component manufacturer	1.14	2.743	3.018	3.320	3.651	4.016	<u>4.177</u>	<u>4.344</u>	<u>4.517</u>
5I	Industrial laundry	1.06	2.551	2.806	3.087	3.395	3.734	<u>3.883</u>	<u>4.039</u>	<u>4.200</u>
5J	Bakery	3.63	8.736	9.609	10.571	11.627	12.788	<u>13.300</u>	<u>13.832</u>	<u>14.385</u>
5K	Miscellaneous food processor	2.33	5.607	6.168	6.785	7.463	8.209	<u>8.537</u>	<u>8.879</u>	<u>9.234</u>
5L	Chemical, pharmaceutical	1.25	3.008	3.309	3.640	4.004	4.404	<u>4.580</u>	<u>4.763</u>	<u>4.954</u>
5M	Meat packing	2.38	5.727	6.300	6.931	7.623	8.385	<u>8.720</u>	<u>9.069</u>	<u>9.432</u>
5S	Car wash, full service	1.23	2.959	3.256	3.582	3.940	4.333	<u>4.503</u>	<u>4.683</u>	<u>4.871</u>
6	Remediated groundwater*	0.10	0.241	0.265	0.291	0.320	0.352	<u>0.366</u>	<u>0.381</u>	<u>0.396</u>

B. Service Fee. The service fee added to each monthly bill is charged to wastewater customers by user class as set forth in the table below:

Class	Class Name	Service Fee effective January 1, 2010	Service Fee effective July 1, 2010	Service Fee effective July 1, 2011	Service Fee effective July 1, 2012	Service Fee effective July 1, 2013	Service Fee effective July 1, 2015 October 1, 2015	Service Fee effective July 1, 2016	Service Fee effective July 1, 2017
1	Residential/all other	\$9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>

	customer classes								
1A	Residential/all other customer classes	<u>2.45</u>	<u>2.62</u>	<u>2.79</u>	<u>2.97</u>	3.16	<u>3.29</u>	<u>3.42</u>	<u>3.55</u>
1B	Residential/all other customer classes	<u>4.91</u>	<u>5.23</u>	<u>5.57</u>	<u>5.93</u>	6.32	<u>6.57</u>	<u>6.84</u>	<u>7.11</u>
1C	Residential/all other customer classes	<u>7.36</u>	<u>7.85</u>	<u>8.36</u>	<u>8.90</u>	9.47	<u>9.85</u>	<u>10.24</u>	<u>10.65</u>
3C	Auto body and fender repair	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
3K	Mortuary	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
3N	Laundromat	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
4E	Pet clinic	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
4G	Restaurant, with seating and china	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
4H	Restaurant, fast food	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5A	Car wash, self- service	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5C	Bottling company	<u>9.82</u>	<u>10.46</u>	<u>11.14</u>	<u>11.86</u>	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>

5F	Printing; copying	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5G	Electrical component manufacturer	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5I	Industrial laundry	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5J	Bakery	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5K	Miscellaneous food processor	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5L	Chemical, pharmaceutical	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5M	Meat packing	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
5S	Car wash, full service	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>
6	Remediated groundwater*	9.82	10.46	11.14	11.86	12.63	<u>13.14</u>	<u>13.66</u>	<u>14.21</u>

* Applicability of the remediated groundwater class is limited to discharges to the sewage system of two hundred fifty gallons per minute or less. The remediated groundwater class does not apply to any discharges to the sewage system occurring after August 31, 2013 provided, however, that the department director may, at his or her discretion, extend the applicability termination date on a year-to-year basis.

SECTION 3. Severability. If any provision of this Ordinance, or the application of any provision thereof is determined by a court of law to be invalid, the invalidity of that provision shall not affect other provisions or the application of this ordinance which can be given effect without the provision determined to be invalid, and to this end the provisions of this Ordinance are severable.

SECTION 4. *County Officers and Employees.* The various County officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this Ordinance.

SECTION 5. *Effective Date.* This Ordinance shall become effective 31 days after it is adopted by the Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of Pima County, Arizona, this _____ day of _____ 20__.

PIMA COUNTY BOARD OF SUPERVISORS:

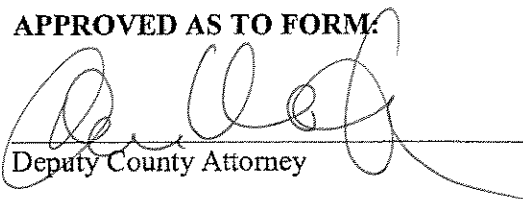
Chairperson

ATTEST:

Clerk of the Board


Dated: _____

APPROVED AS TO FORM:


Deputy County Attorney

CHARLES WESSELHOFT

APPROVED AS TO CONTENT:


Director, Regional Wastewater Reclamation
Department


Director, Finance Department