

CHAPTER 3

SANITARY SEWER

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6-3-1: **DEFINITION OF TERMS:** Terms used in this chapter shall have the meanings herein given to them.

APPROVING AUTHORITY: The city council of the city of Victor or its duly authorized sewer superintendent, agent, or representative.

BIOCHEMICAL OXYGEN DEMAND (Abbreviated as BOD): The quantity of oxygen, expressed in parts per million by weight, utilized in the biochemical oxidation of organic matter under standard laboratory determinations made in accordance with procedures set for the in "Standard Methods".

BUILDING DRAIN: That part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the buildings and conveys it to the side sewer which begins two feet (2') outside the outer face of the building wall.

CITY: The city of Victor, Teton County, Idaho.

COMBINED SEWER: A sewer receiving both surface runoff (storm drainage) and wastewater (sanitary sewage).

COMMERCIAL BUILDING: Any structure built for the support, shelter, or enclosure of persons, animals, chattels, or property of any kind or for any type of business or enterprise or for any other purposes not otherwise described or covered under the definition of Dwellings.

COMMERCIAL USER: All persons not specifically classified as domestic or as an industrial waste contributor.

DWELLINGS:

Auto Court,
Motor Court,
Travel Trailer
Court, Motel,
Hotel, Etc.:

The combination or group of two (2) or more dwelling units occupying a building site or area under one ownership, used for the purpose of furnishing transient living accommodations.

Duplex:

A building designed, built, rented, or leased for occupancy by two (2) families living independently of each other.

Multiple-Family
Dwelling or
Apartment House:

Any building or portion thereof which is designed, built, rented, leased, lent or hired out to be occupied or which is occupied as the home or residence of three (3) or more families or person living independently of each other and doing their own cooking within the premises, which shall include townhouses or condominiums.

Single-Family
Dwelling:

A building designed for or occupied by one family for living or sleeping purposes, and having kitchen or cooking facilities.

Trailer House or
Mobile Home:

Any vehicle used or so constructed as to permit its being used as a conveyance upon the public streets or highways and constructed in such a manner as will permit occupancy thereof as a dwelling or sleeping place for one or more persons.

GARBAGE:

The residue from the preparation and dispensing of food, and from the handling, storage, and sale of food products and produce.

GROUND GARBAGE: The residue from the preparation, cooking, and dispensing of food that has been shredded to such degree that all particles will be carried freely in suspension under the flow conditions normally prevailing in public sewers with no particle greater than one-half inch ($1/2$ ") in any dimension.

INDUSTRIAL WASTE: Any flow discharged to the wastewater treatment system identified in the "Standard Industrial Classification Manual, 1972", office of management and budget, as amended and supplemented under the following divisions:

A. Division A – Agriculture, forestry and fishing.

B. Division B – Mining.

C. Division D – Manufacturing.

D. Division E – Transportation, communications, electric, gas, and sanitation services.

E. Division I – Services.

A user in the divisions listed above may be excluded if it is determined that it will introduce primarily segregated domestic waste or wastes from sanitary conveniences.

mg: Million gallons.

mgd. Million gallons per day.

MAY Is permissive.

NATURAL OUTLET: Any outlet into a watercourse, pond, ditch, lake, or other body of surface or ground water developed by a naturally occurring process of nature.

PERSON: Any individual, firm, company, association, society, corporation, group, or other entity.

PRIVATE SEWER:	A sewer serving a building, residence, or property, constructed by private contract outside of the public right of way and remaining under private ownership and jurisdiction and which shall be maintained by said private owner. Private sewers shall be designed, constructed, and maintained by said private owners to the same design, construction, and maintenance standards as are public sewers.
PUBLIC SEWER:	A sewer provided by or subject to the jurisdiction of the city. It shall also include sewers within or outside the city boundaries that serve one or more persons and ultimately discharge into the city sanitary or combined sewer system, even though those sewers may not have been constructed with city funds. All public sewers shall be located in dedicated public rights of way or easements. Public sewers shall be at least eight inches (8") in diameter.
REPLACEMENT:	Any expenditures for obtaining and installing equipment, accessories, or appurtenances which are necessary during the service life of the treatment works to maintain the capacity and performance for which such works were designed and constructed. The term "operation and maintenance" includes replacement.
SANITARY SEWAGE:	Wastes that are derived principally from dwellings, business buildings, institutions, and the like, exclusive of storm and surface waters and industrial waste.
SANITARY SEWER:	A sewer that conveys sanitary sewage or industrial wastes, or a combination of the two, and into which storm, surface, and ground waters or unpolluted industrial wastes are not intentionally admitted.
SERVICE CHARGE:	The charge levied on all users of the sewage system for the purpose of repayment of city indebtedness for the construction and

installation of the system and for its efficient maintenance and operation. In establishing such rates and charges the city has taken into account the cost and value of the system, operation and maintenance expenses, possible delinquencies, proper allowance for depreciation, contingencies and any amounts necessary to retire all bonds payable from net revenues and the reserve required for these.

SERVICE CONNECTION:	A sewer line connected to the sewer main.
SEWAGE:	Wastewater.
SEWAGE TREATMENT PLANT:	Wastewater treatment plants or other like facilities.
SEWER:	Any pipe or conduit used for conveying wastewater or any other waste liquids, including storm, surface and ground water drainage.
SEWER MAIN:	The pipe laid in a street, road, alley, or easement and running approximately parallel to the street, road, alley or easement for the collection of wastewater from the customers, and which is owned, operated, controlled, and maintained by the city.
SHALL:	Is mandatory.
SIDE SEWER:	The extension from the building drain to the public sewer and is sometimes referred to as the sewer service connection or sewer service line.
STANDARD SEWAGE:	Sewage and acceptable wastes that are within specifications regarding pH, BOD, dissolved oxygen, suspended solids and grease.
STORM DRAIN:	Any pipe or conduit conveying storm, surface and ground water drainage, but excluding sewage and industrial wastes.

STORM WATER RUNOFF:	That portion of the rainfall that is drained into the sewers.
SUSPENDED SOLIDS (SS):	Solids that either float on the surface of, or are in suspension in water, sewage or industrial waste and which are removable by a laboratory filtration device. Quantitative determination of suspended solids shall be made in accordance with procedures set forth in "Standard Methods".
UNPOLLUTED WATER:	Any water or liquid containing none of the following: emulsified grease or oil; acids or alkalis; substances that may impart taste and odor or color characteristics; toxic or poisonous substances in suspension, colloidal state or solution; odorous or otherwise obnoxious gases. It shall contain not more than thirty (30) parts per million each of suspended solids or biochemical oxygen demand. Analytical determinations shall be made in accordance with procedures set forth in "Standard Methods".
WASTEWATER:	The water carried human, animal or household wastes in a public or private sewer, and may include ground water infiltration, surface drainage and industrial wastes.
WASTEWATER COLLECTION AND TREATMENT SYSTEM (Also Termed Sewage Collection and Treatment System):	All facilities for collecting, pumping, treating, and disposing of domestic, commercial and industrial waste, and includes sewers as well as the wastewater treatment plant.
WASTEWATER TREATMENT PLANT:	An assemblage of devices, structures, equipment, and holding ponds or lagoons for treating domestic, commercial, and industrial waste.
WATERCOURSE:	A channel in which a flow of water occurs, either continuously or intermittently. (Ord. 00-0120, 1-20-2000)

6-3-2: **CONNECTION TO SANITARY SEWER REQUIRED:** Every parcel of land or premises within the boundaries of the city of Victor, improved for occupancy and occupied or used by any person or persons, or as a commercial business, shall be connected to the public sanitary sewer system. The owner or person in charge of such land shall make or cause to be made, such connection within one hundred twenty (120) days after receiving official notice from the city to so connect. The city may make notice by sending a letter to the property owners in the county newspaper. All charges associated with the laying of pipe from the home or facilities to be served to the city's mains and all other costs incurred in connections to the city's mains shall be properly designed and constructed in conformity with requirements specified by the city. When a parcel of land is not within three hundred feet (300') of a sewer main, the city of Victor may temporarily waive the requirement of connection to the sewer. However, the city of Victor can revoke this waiver at any time. (Ord. 00-0120, 1-20-2000)

6-3-3: **CERTAIN UNPOLLUTED WATER NOT PERMITTED IN SANITARY SEWER:** It shall be unlawful for any person to discharge or cause to be discharged any storm water, ground water, roof runoff, subsurface drainage, surface water, cooling water, or other unpolluted water to any sanitary sewer. (Ord. 00-0120, 1-20-2000)

6-3-4: **UNPOLLUTED WATER DISCHARGED TO STORM DRAIN:** Storm water shall be discharged to such sewers as are specifically designated as combined sewers or storm drains, or to a natural outlet approved by the city. Industrial cooling water or unpolluted process water may be discharged upon approval of the city council, to a storm drain, combined sewers, or natural outlet. (Ord. 00-0120, 1-20-2000)

6-3-5: **PROHIBITED DISCHARGES:** Except as hereinafter provided no person shall discharge or cause to be discharged any of the following described wastewater to the wastewater collection and treatment system:

- A. Any solids, liquids, or gases which may, by themselves or by interaction with other substances, cause fire or explosive hazards or in any other way be injurious to person, property or the operation of the wastewater collection and treatment system.
- B. Any noxious or malodorous solids, liquids, or gases which either singly or by interaction with other substances are capable of

creating a public nuisance or hazard to life or preventing entry into sewers for their maintenance or repair.

- C. Any solids, greases, waxes, slurries, or viscous material of such character or in such quantity that is, in the opinion of the city council or sewer superintendent, may cause an obstruction to the flow in the sewer, or otherwise interfere with the proper functioning of the wastewater collection and treatment system.
- D. Any toxic substance, chemical elements, or compounds in quantities sufficient to impair the operation or efficiency of the wastewater treatment facilities and cause the effluent thereof to exceed Idaho state board of health water requirements for the receiving stream.
- E. Any liquids having a pH lower than 5.5 or higher than 9.0, or having any corrosive property capable of using damage or hazards to structures, equipment, or personnel of the wastewater collection and treatment system.
- F. Any radioactive isotopes.
- G. Any liquid or vapor having a temperature greater then one hundred forty degrees Fahrenheit (140°F).
- H. Any garbage that has not been properly ground to such degree that all particles will be carried freely in suspension under the flow conditions normally prevailing in public sewers with no particle greater than one-half inch ($1/2$ ") any dimension.
- I. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, hair or other material capable of causing obstruction to the flow in sewers or other interference with proper operation of the wastewater collection and treatment system.
- J. The city of Victor will maintain a list of chemicals, fluids and other substances, which cannot be discharged into the sewer. This list is not a complete list of prohibited chemicals, fluids and other substances. (Ord. 00-0120, 1-20-2000)

6-3-6: **APPROVAL REQUIRED FOR WASTEWATER:** Review and acceptance of the city council shall be obtained prior to the discharge into the public sewers of any water or wastes having:

- A. A total of more than thirty (30) pounds of suspended solids in any one day.
- B. A total of more than thirty (30) pounds of BOD in any one day.
- C. An average flow of 0.01 mgd or more. (Ord. 00-0120, 1-20-2000)

6-3-7: **REFUSAL OF USE OF SYSTEM:** The city may prohibit the discharge into the public sewer of the sewage that does not comply with the limitations set forth in this chapter. (Ord. 00-0120, 1-20-2000)

6-3-8: **INDEPENDENT SEWER SERVICE LINE REQUIRED:** The sewer main line and sewer service line(s) shall be so arranged that there is a separate and independent sewer service line to each individual commercial building, or tract of land.

After the effective date hereof, a separate and independent side sewer (building service line) shall be provided for every new building connecting to the sanitary sewer system of Victor, Idaho. Separate side sewers are not required for each trailer space in overnight trailer courts, nor for each cabin in cabin courts; however, separate side sewers (sewer service lines) are required for trailer houses on individual lots or for long term trailer rental units in mobile home courts. (Ord. 00-0120, 1-20-2000, amd. 10-1215, 12-30-10)

6-3-9: **SEWER SERVICE LINE MAINTENANCE:** All sewer users shall keep their individual sewer service lines in good repair and shall keep them in such good condition that they shall not allow excessive amounts of ground water to enter into the sewer system. Sewer users shall also be responsible for all costs associated with maintaining the service line for all portions of the line located outside the city easements or right of way. (Ord. 00-0120, 1-20-2000; AMD 10-1215, 12-15-10)

6-3-10: **INJURY TO OR TAMPERING WITH SANITARY SEWER SYSTEM UNLAWFUL:** It shall be unlawful to disturb, destroy, damage, adjust, molest, meddle, or otherwise interfere with any portion of the city wastewater collection or treatment systems or its appurtenances, located on either intentionally or unintentionally, from handling or otherwise tampering with or plugging said sewer system, the violator shall pay for all costs incurred in connection with the repairs of said system and /or for

any damages that may result from the tampering with or plugging of said sewer system.

It shall be unlawful for any person to deposit in any Public Sewer any substance which may tend to obstruct the flow of the sewer. (Ord. 00-0120, 1-20-2000, amd. 10-1027, 10-17-10)

6-3-11: **GREASE TRAPS REQUIRED:** In all cases where a building is used as a hotel, boarding house, restaurant, service station, garage, etc., the owner or occupant shall provide a properly constructed grease trap through which all wastes of a greasy nature shall be drained. The city council shall have authority, and is hereby authorized and directed to compel any person to provide and use a grease trap as aforesaid whenever, in his judgment, the same is necessary. (Ord. 00-0120, 1-20-2000)

6-3-12: **INTERCEPTOR OR REMOVAL FACILITIES REQUIRED TO REMOVE HARMFUL INGREDIENTS:** Grease, oil, and sand interceptors or other necessary removal facilities shall be installed on the premises when in the opinion of the city they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, high concentrations of blood, fruit, vegetable, or grain liquors, milk wastes, or any flammable wastes, sand, and other harmful ingredients. All interceptors or removal facilities shall be of a type and capacity approved by the city and shall be so located as to be readily and easily accessible for cleaning and inspection. Where installed, the owner or occupant shall maintain all grease, oil and sand interceptors in continuously efficient operation at his expense at all times. (Ord. 00-0120, 1-20-2000)

6-3-13: **DUTIES OF THE CITY COUNCIL REGARDING SIDE SEWERS:** The city council is hereby empowered, and it is hereby made its duty, in all cases where there is a public sanitary sewer within three hundred feet (300') to notify every owner or person in charge of land, or premises, requiring a sanitary sewer building connection as specified in section 6-3-2 of this chapter to comply with the provisions of that section of this chapter within one hundred twenty (120) days or cease to use or occupy the land. A lessee of land shall be deemed to be in charge. (Ord. 00-0120, 1-20-2000)

6-3-14: **PERMISSION REQUIRED:** An application for a connection to the city sewer system shall be made at the office of the city hall and no connection shall be made to any sewer main without valid permission therefore having been issued by the city.

It shall be unlawful for any person to uncover, make any connection with or opening into, use, alter, or disturb any public sewer or appurtenance thereof, without first obtaining permission to perform said work from the city. (Ord. 00-0120, 1-20-2000)

6-3-15: SIDE SEWER EXTENSION OR REPAIR PERMIT

REQUIRED: When any sewer service line (side sewer) or private sewer connected with any public sewer becomes obstructed, broken or out of order, on private property (outside of any public right of way or easements) the owner, agent, or tenant of such premises shall repair the same at his own expense. No person shall construct, re-lay, repair, or extend any side sewer or private sewer until the person doing said work has obtained the appropriate permission for the same from the city.

It shall be unlawful for any person to extend any private sewer or side sewer beyond the limits of the building or property for which a permit has been given without obtaining permission for the desired extension. (Ord. 00-0120, 1-20-2000)

6-3-16: INSTALLATION AND MAINTENANCE OF SEWER

SERVICE LINE: When a permit for a sewer service line (side sewer) has been granted, the sewer tap at the sewer main and the sewer service line from the sewer main to a point ten feet (10') beyond the street or alley right of way line or sewer easement line shall be installed by the city at the expense of the person or firm desiring sewer service, but thereafter the sewer service line within the public right of way or easement shall be maintained by the city at its expense and kept within and under its exclusive control and jurisdiction.

All sewer service lines (side sewers) within any public rights of way or easements shall be constructed by the city; except that sewer service lines in any new subdivisions may be installed as part of the construction of the new sewer collection system within said subdivision and provided, further, that said service lines are constructed, inspected, tested, and certified as being in conformance with the city standard drawings and standard specifications governing the construction of sewer service lines. Sewer service lines may also be installed by contract in conjunction with city sponsored projects or when, in the opinion of the city, it is in the city's best interests to have or allow said sewer service lines to be installed by other than city personnel. (Ord. 00-0120. 1-20-2000)

6-3-17: **RIGHT TO REVOKE PERMISSIONS:** Permission given to connect sewers and drains shall be upon the express condition that the city may for good cause revoke the same and the person making such connection, or his successor in interest, shall have no right to claim any damage in consequence of such permission being revoked. (Ord. 00-0120. 1-20-2000)

6-3-18: **SEWER CONSTRUCTION, PLANS, SPECIFICATIONS, AND INSPECTION:** All construction or reconstruction of public, private and side sewers shall be in accordance with the city standards drawings and standard specifications and subject to inspection by the city.

Plan and profile drawings shall be prepared for all new sewer mains (whether public or private) and for all sanitary sewer extensions, reconstructions, or renovations; and all such plan and profile drawings must be reviewed and approved by the city engineer and the Idaho department of health and welfare before any construction work on said sewer lines is started. (Ord. 00-0120. 1-20-2000)

6-3-19: **RIGHT TO ENTER PREMISES FOR INSPECTION:** A city representative shall have the right to enter upon any premises connected with any public sewer at all reasonable hours to determine that there is compliance with the provisions of this chapter. If conflict is noted, the owner of said premises or his agent shall be directed to alter, repair, or reconstruct said sewer facilities to conform to the requirements of this chapter within fifteen (15) days. (Ord. 00-0120, 1-20-2000)

6-3-20: **INDUSTRIAL WASTES:** Each person or firm desiring to make a connection to the public sewer for the purpose of discharging industrial wastes thereto shall prepare and file with the city engineer a report that shall include actual or predicted data relating to the quantity and characteristics of the waste to be discharged. The city may authorize private treatment facilities, provided that all federal, state, and local laws and regulations are fully complied with.

Industrial waste charges may be based upon the amount of flow, biochemical oxygen demand (BOD), and suspended solids or any combination thereof as may be recommended by the city engineer or this chapter.

Pretreatment of industrial wastes shall be prerequisite to discharge into the city sewer system. Pretreatment of all industrial wastes shall comply with all applicable federal, state, and local laws and regulations.

The sewage collection and treatment charges for industrial waste shall completely pay for all collection and treatment costs associated with said wastes. (Ord. 00-0120, 1-20-2000)

6-3-21: **SPECIAL AGREEMENTS:** No statement contained in this chapter shall be construed as prohibiting any special agreement or arrangement between the city and any persons or organization whereby an industrial waste of unusual strength or character may be admitted to the wastewater collection and treatment system either before or after pretreatment, provided that there is no impairment of the functioning of the wastewater treatment system by reason of the admission of such wastes, and no extra costs are incurred by the city without being compensated for such costs by said person or organization. (Ord. 00-0120, 1-20-2000, amd. 10-1027, 12-15-10)

6-3-22: **EXTENSION OF SEWER MAINS WITHIN CITY:** The city shall be authorized to construct, or cause to be constructed, extensions to the sewer system if one of the following conditions exist:

- A. The annual anticipated revenue made available to the city from the customers to be immediately served by such extension is not less than one-tenth ($\frac{1}{10}$) of the actual cost to the city for the construction of said extension.
- B. The city declares that the sewer main extension is needed for the overall benefit and improvement of the entire sewage collection system.
- C. The city council approves a contract for the construction of the extension with a party or parties desiring sewer service. Provided, however, that subdividers or developers within or adjacent to the city shall construct at their own expense all sewer mains within their subdivisions or developments except that the city will be responsible for those sewer lines costs set forth in section 6-3-37 of this chapter. (Ord. 00-0120, 1-20-2000)

6-3-23: **EXTENSION OF SEWER MAINS IN AREAS CONTIGUOUS TO CITY:** In areas contiguous to the city that may be annexed to the city, the city may require such areas to be annexed before sewer service is provided. The city may require the landowner to bear part or all costs of extending the main sewer line. (Ord. 00-0120, 1-20-2000)

6-3-24: **EXTENSION OF SEWER LINES OUTSIDE CITY:** Sewer lines shall not, without the city council's approval, be extended outside the corporate limits of the city; however, when in the opinion of the city, there will be special benefit and improvement to the city by reason of an extension outside the city, special arrangements may be made with the council to allow said extension. Provided, however that the areas to be serviced outside of the city shall not benefit to a greater extent than like areas provided with sewer service within the city, and provided, further, that no such arrangement shall be made unless adequate sewer line capacity and sewage treatment capacity is available for such outside the city sewer service and approval of the proposal has been given by the Idaho department of health and welfare. (Ord. 00-0120, 1-20-2000)

6-3-25: **SYSTEM OF CHARGES:** All systems of charges and fees to users, within and without the city, shall assure that each recipient of wastewater collection and treatment services will pay its proportionate share of the costs of operation and maintenance (including equipment replacement) or any waste collection and treatment services provided by the city. (Ord. 00-0120, 1-20-2000)

6-3-26: **SEWER CONNECTION FEE:** Before any sewer connection permit is issued for the installation of any sewer service connection (side sewer), the person making the application therefore shall pay to the city a sewer connection fee to be established by resolution of the city council. per single-family equivalent unit, plus any additional costs associated with the new connection. (Ord. 00-0120, 1-20-2000; amd. Res. R03-0403, 4-3-2003)

The sewer connection fee set forth above must be paid whenever sewer service is requested and subsequently provided to any dwelling, trailer house, business, commercial building, or any other such building or establishment that is not immediately connected to the city sewer system after completion of construction of the same and after a date to be established by resolution of the city council allowing a reasonable time for connection of all existing properties after completion of the wastewater collection and treatment works. The above referenced sewer connection fee will not apply to or be charged against the reconstruction of any existing sewer service line serving any existing dwelling, building, etc. It is intended that this sewer connection fee be charged only where a new building is being constructed upon previously undeveloped or un-sewered property. These fees may be changed from time to time, by resolution of the city council as such changes are deemed necessary. (Ord. 00-0120, 1-20-2000, amd. 10-1215, 12-15-10)

6-3-27: **SERVICE CALL CHARGE:** The city council may require a service charge in an amount not to exceed the actual cost to the city, for service calls, which are only for the convenience and benefit of the customer. (Ord. 00-0120, 1-20-2000)

6-3-28: **MONTHLY SEWER RATES:**

A. General: This is a user charge system for a small community which follows model number one in appendix B of the federal register, dated September 27, 1978. This treatment works is primarily flow dependant and will utilize the equivalent user concept. The equivalent user system has been set up based on flow.

A sewer user charge shall be levied on all users of the sewage collection and treatment facilities, to cover the actual or estimated cost of operation, maintenance, replacement, and financing of this facility. The user charge system shall distribute these costs to each user or user class in approximate portion to such users contribution to the total wastewater load of such facilities.

By reference, the Victor sewer user charge system (on file in the office of the city clerk), which defines the basis and distribution of the costs of owning, operating, and maintaining the wastewater collection and treatment systems, is hereby made a part of this chapter. A copy of the current user charge system shall be mailed to each user with the first billing of each new fiscal year.

B. Basis for Rates: The sewer user rates for each user (or user class) shall be based on the user's contribution to the total wastewater loading of the treatment facilities in comparison to a standard equivalent user as defined below. Each user (or user class) shall be assigned a number equivalent users to be multiplied by a constant monthly factor to determine the basic user monthly rate. Special users contributing sewage of excessive flow and/or strength, for which the tabulated equivalent users below do not apply, shall be individually calculated as provided below. The constant monthly cost factor shall be set by resolution of the Victor city council.

C. Equivalent User: One equivalent user shall be defined as contributing three hundred (300) gallons per day of wastewater containing not more than 0.7 pounds of five (5) day BOD and 0.5 pounds of suspended solids. The equivalent user flow has been developed from population and water usage records. Standard engineering data indicates 0.2 pounds of five (5) day BOD and 0.14

pounds of suspended solids respectively per person per day. The basic equivalent user shall be subject to revision by the city council if population, water usage, sewage volume, and/or other information indicates flow and/or strength significantly different from that defined herein. (Ord. 00-0120, 1-20-2000, amd. 10-1215, 12-15-10)

- D. Equivalent User Schedule: The number of equivalent users to be assigned each user and/or user class, shall be in accordance with the following equivalent user schedule. Assignment of equivalent users shall apply for one year until the next annual user charge review. Users so indicated or not included evaluated separately as provided below. The information indicates that the strength of in this schedule shall be considered special users and shall be sewage contributed by any of the following users is in excess in comparison with the allowable limits listed above, then a surcharge shall be levied against such users as provided below. Any of the users in the following schedule may be classified as special users if information on their contribution flow and/or strength indicates a need to do so. A single user having more than one classification of use shall be the sum of the fees. The minimum monthly sewer user charge shall be one equivalent user. No quantity discounts will be allowed.

EQUIVALENT USER SCHEDULE (1.0 Minimum)

<u>Classification</u>	<u>Equivalent Users</u>
Apartments, duplex and trailers in trailer courts (per each)	1.00
Assembly hall or lodge (no café)	1.00
Bar or tavern (for each seat)	0.06
Barber and beauty shops (per chair)	0.20
Bowling alley (per lane)	0.20
Café, up to 50 seats	2.00
For each additional 25 seats	1.00
Café, drive-in, less than 20 inside seats	2.00
For each additional 20 inside seats	1.00
Car washes, per stall	2.00

Churches (single congregation)	1.00
Multiple congregations for each additional	1.00
Garage or maintenance shop	1.00
Hospitals or medical clinics (with no beds)	3.00
For each additional bed	0.50
Hotels, motels, or rooming house per unit	0.50
Additional per unit with kitchens	0.20
Institutions with permanent or temporary residents	1.00
Rest homes, etc. (plus per resident)	0.30
Laundromat, up to 10 washers	2.00
Each additional washer	0.10
Office, up to 20 employees	1.00
For each additional employee	0.03

<u>Classification</u>	<u>Equivalent Users</u>
Schools, no cafeteria, per student, faculty and staff	0.03
With cafeteria, per student, faculty and staff	0.04
Service station	1.00
Single dwelling unit (residence) (home, trailer or condominium)	1.00
Store or business, up to 20 employees	1.00
Each additional employee	0.03
Supermarkets, grocery	2.00
With butcher shop additional	1.00
With bakery additional	1.00
Warehouses, etc., per 6,500 gallons/month	1.00
Open class per 9,000 gallons/month	1.00

E. Surcharge for Excessive strength: When any user contributes wastewater having an average BOD and/or suspended solids loading in excess of the designated allowable limits hereinafter designated, a surcharge shall be levied against such user. Said

surcharge shall be based on the average degree of excess loading, and applied as a percentage of the basic user charge as provided in the above schedule, or otherwise for special users. The BOD and suspended solids loadings shall be determined from estimates or tests made by city officials or its engineer. The user's monthly surcharge shall be computed by use of the following equation:

$$US = [((b/B)-1)+(s/S)-1] \times (UMC)$$

Where:

- US Represents the user's monthly surcharge to be added to the basic user's monthly charge.
- UMC Represents the basic user's monthly charge (for treatment only) and shall not be less than 1.0,
- b Represents the average BOD loading above which is a user's wastewater contribution, expressed in parts per million,
- B Represents the allowable limit of BOD loading above which a user's surcharge shall be levied, hereby designated as being two hundred (200) parts per million,
- s Represents the average suspended solids loading of the user's wastewater contribution, expressed in parts per million, and
- S Represents the allowable limit of suspended solids loading above which a user's surcharge shall be levied, hereby designated as being one hundred forty (140) parts per million.

A copy of the list of users surcharged, the characteristics of their sewage, and the surcharge for each shall be kept on file at all times in the office of the city clerk.

- F. Special Users: If, in addition to excessive strength, a user is determined to add flow to the wastewater treatment facilities in excess of nine thousand (9,000) gallons per month multiplied by one equivalent user. In order to determine the flow of this special user, the city may monitor sewage and water flow in order to determine total flow. The value of UMC used in the formula above will be the same value as assigned single dwelling units.

A copy of the list of special users, the characteristics of their sewage, and the special user's monthly charge shall be kept on file

at all times in the office of the city clerk. There shall be no discounts permitted for quantity flows.

- G. **Review and Revision of Rates:** The sewer user charges shall, as a minimum, be reviewed annually and updated by resolution of the council to reflect actual costs of operation, maintenance, replacement, and financing of the sewage collection and treatment facilities. Any revisions of the user charges shall be based on actual operation, maintenance, replacement, and financing expenses, and/or on significant changes in the total number of equivalent users, the total daily flow, the total daily BOD, and/or the total daily suspended solids. The city may install flow measuring devices and/or collect wastewater samples at any time in any user's service line to determine actual usage as a basis for revisions of the user's charge. Revisions due only to changes in expenses and user class shall be made by the city. Revisions involving users flow, BOD and/or suspended solids shall normally only be made upon the recommendation of a registered professional engineer. All changes in user charges applicable to this chapter shall be computed by the methods outline herein and shall be published in the user charge system to be kept on file in the office of the city clerk and which is to be distributed annually with the first billing of the fiscal year. (Ord. 00-0120, 1-20-2000)

6-3-29: **METERED SERVICE:** Whenever the council shall deem it appropriate and in the best interests of this city and its citizens to require a user to have the sewer and/or water service to his facilities metered, the council may by resolution require the said user to install a meter and/or meters which will accurately measure the service provided; and the council may further establish by resolution the rates to be charged for such service as will properly pay the fair share of the services provided such user. The cost of the meter and its installation shall be borne by the user. (Ord. 00-0120, 1-20-2000)

6-3-30: **OUTSIDE THE CITY UTILITY RATES:** The utility connection fee shall be 1.5 times the "inside of" city fee established. The utility service line installation fee and monthly utility user fee shall be the same as the "inside of" city fees established. (Ord. 00-0120, 1-20-2000)

6-3-31: **BILLING PROCEDURE AND PERIODS:** Accounts shall be charged a rate in accordance with section 6-3-32 of this chapter or as such may hereinafter be amended and revised by the city council.

The city clerk shall furnish to each property owner, a monthly or bimonthly statement of the amount due for sewer and water service for that month(s). The failure of any sewer user to receive notice or statement will in no way affect the obligation of the user to remit monthly or bimonthly as required. Domestic or commercial premises occupied less than one month shall be charged the full fee. (Ord. 00-0120, 1-20-2000, amd. 10-1215, 12-15-10)

6-3-32: DUE DATE AND USER RATE SCHEDULE:

- A. Past Due Date: A late fee will be assessed if the account has not been paid in full, by the due date listed on the itemized bill of each month.
- B. Past Due Fee: A late fee of four dollars (\$4.00)/month will be assessed for all accounts past due as per subsection A of this section. An additional penalty of 1.75 percent/month will be assessed for accounts sixty (60) days delinquent. (Res. R03-0403, 4-3-2003, amd. 10-1215, 12-15-10)

6-3-33: DELINQUENT ACCOUNTS: When bills are not paid within thirty (30) days from the past due date and owner or other responsible person has first been notified and given an opportunity to be heard regarding delinquency, the city shall issue an order to shut off and discontinue water and/or sewer service to such delinquent customers and may enter upon the property for the accomplishment of such purposes. Service shall not be restored until the delinquency is paid, or until arrangements satisfactory to the city clerk have been made, together with a late fee for discontinuing and restoring service. The late fee shall be payable whenever a service trip is made for the purpose of discontinuing service even though an actual shutoff may not have occurred. The expense of digging up and restoring said service line back to an operable condition is a debt due to the city and may be recovered in addition to the late fee.

The property owner and occupant shall be jointly and severally liable for all fees and charges assessed by the city.

Notwithstanding the shutoff of services, the city may also place a lien upon the property for the unpaid fees, including the monthly user fees, late fees, sewer service line installation fees and any repairs. Prior to filing a lien upon any property for unpaid fees the city shall send written notice to the person named the property owner according to the county tax records. This notice shall inform the owner of the city's intent to lien the property

unless the unpaid bills are paid within fifteen (15) days. The notice shall also inform the owner of the amount of the unpaid bills. (Ord. 00-0120, 1-20-2000, amd. 10-1215, 12-15-10)

6-3-34: WASTEWATER COLLECTIONS AND TREATMENT SYSTEM IMPROVEMENT FUND: There is hereby established a sewer revenue fund to be maintained by the city treasurer managing the fees, charges, rates, etc., as such are set forth herein which shall be deposited in said fund and shall be disbursed only for the purposes of paying existing or future indebtedness connected with or relating to maintaining, repairing, studying, controlling, enlarging, extending, enhancing, or improving the wastewater collection and treatment system of the city of Victor. (Ord. 00-0120, 1-20-2000)

6-3-35: SEWER SYSTEM MATERIALS AND INSTALLATIONS:

- A. All sanitary sewer main line and storm drain main line materials, manholes, inlet boxes, French drains, etc., and their installation shall be in accordance with City of Victor Standard Specifications and the applicable standard drawings depicting various sewer line installation details.
- B. All sewer service line materials and their installation shall be in accordance with the City of Victor Standards Specifications and the applicable standard drawings depicting the various sewer service line installation details.
- C. All sewer system materials shall be of the class, strength, thickness, etc., necessary to accommodate or provide for the depth of cover over the pipe, the type of material and bedding around the pipe, and the type, magnitude, and extent of the external loads being applied to the pipe. (Ord. 00-0120, 1-20-2000, amd. 10-1215, 12-15-10)

6-3-36: SEWER SYSTEM DESIGN:

- A. The plans for all sewer lines, sewage lift stations, sewage treatment facilities, etc., shall be designed, signed, and sealed by a registered professional engineer licensed in the state of Idaho.
- B. All sewer lines, lift stations, sewage treatment facilities, etc., shall be designed in accordance with state health department requirements.

- C. Minimum sanitary sewer main size shall be eight inch (8") diameter. Minimum storm drain size shall be eight inch (8") diameter. Larger sizes shall be as required by the city's overall sewer system master plan or as are needed to provide adequate sewage carrying capacity for the area (and surrounding developable area) being developed and/or annexed to the city. Minimum building service line size shall be four inch (4") diameter. (Ord. 00-0120, 1-20-2000)

6-3-37: **SUBDIVISION DEVELOPER'S OR PROPERTY OWNER'S RESPONSIBILITY FOR SEWER LINES:**

- A. The owner or developer of any piece of property or tract of land is responsible for the construction of the sewer line (or for the sewer line costs) along any of the property sides or frontages of the property along which a sewer line is needed for the overall completeness and continuity of the city's sewer main system. If it is a large tract of land, the owner or developer shall also be responsible for the necessary and required system of sewer lines within the interior of the tract of land.

The owner or developer of any piece of property shall construct all needed sewer lines (of the approved size) within and along all sides or frontages of any piece of property prior to the time any building constructed thereon is occupied or utilized unless "phased" construction of the sewer main system is specifically allowed or provided for in the annexation or development agreement. In lieu of actually constructing said required sewer line or sewer lines, the property owner or developer may deposit adequate monies with the city to fully cover the cost(s) of said required sewer line construction.

- B. The owner or developer of any property or subdivision will normally be responsible only for the cost of up to an eight inch (8") diameter sanitary sewer line. The additional cost of providing a sanitary sewer line of a size greater than eight inches (8") will normally be a city responsibility. The city will reimburse the developer for the extra cost of the additional sanitary sewer line size (over the 8 inch diameter size referenced above) as set forth in the annexation or development agreement between the developer and the city. Provided further, however, that if any proposed subdivision or development is of such size or magnitude that it requires or necessitates a sewer size larger than an eight inch (8") diameter line or if the type of development is such as to produce a wastewater flow in excess of the capacity of an eight inch (8") diameter sewer line, then the owner or developer of said

subdivision or development shall be responsible for the entire cost of whatever size of sewer line is needed to accommodate his development. (Ord. 00-0120, 1-20-2000)

6-3-38: **SUBDIVISION DEVELOPER'S OR PROPERTY OWNER'S RESPONSIBILITY FOR SEWAGE LIFT STATIONS:** Sewer mains shall be kept as deep as practicable to keep sewage lift stations to the smallest number possible. When a sewage lift station and its related facilities is required, it and the sewer main system directing sewage to it shall generally be designed for an entire definable area and not just to serve a single property owner or developer. The cost of the sewage lift station shall be equitably divided between the developer and the city as set forth in the annexation or development agreement. (Ord. 00-0120, 1-20-2000)

6-3-39: **CITATION; APPEARANCE:** Whenever it is determined by any police officer or other duly authorized officer that any person or persons have violated any provisions of this chapter the said officer shall provide in quadruplicate and serve upon such person or persons a written citation containing a notice to appear in a designated court of competent jurisdiction. This citation shall contain the name and address of the person charged, the offense charged, the time and place when and where the offense charged occurred, and the time when the person charges shall appear in said court, and such other pertinent information as may be necessary; and such person or persons shall appear in said court within five (5) days after such citation is issued and served. The issuance of a citation shall not be the exclusive method of summoning offenders hereunder. (Ord. 00-0120, 1-20-2000)

6-3-40: **FAILURE TO APPEAR UNLAWFUL:** It shall be unlawful for any person or persons to fail to appear in response to and as required by the citation regardless of the disposition of the charge upon which such citation was originally issued. Appearance in court shall be deemed complied with upon appearance by the person cited or his attorney. (Ord. 00-0120, 1-20-2000)

6-3-41: **PENALTIES:** Any person violating any provision of this chapter shall be guilty of a misdemeanor, and upon conviction thereof, may be punished by a fine as per the fee and fine schedule adopted by city council or by imprisonment for up to six months or by both such fine and imprisonment. Each day said violation occurs shall be a separate offense. (Ord. 00-0120, 1-20-2000, AMD 10-1215, 12-15-10)