

ORDINANCE NO. 360

AN ORDINANCE AMENDING SECTION 99.02 OF THE CODE OF ORDINANCES OF THE CITY OF STATE CENTER, IOWA, SPECIAL RATES OR WAIVER OF CHARGES.

BE IT ORDAINED by the City Council of the City of State Center, Iowa:

SECTION 1. SECTION MODIFIED. Section 99.02 of the Code of Ordinances for the City of State Center, Iowa is amended to provide for waiver of sanitary sewer charges under specific circumstances.

99.06 SPECIAL RATES OR WAIVER OF CHARGES. Where, in the judgement of the Council, special conditions exist surrounding use of the City water to the extent that the application of the sanitary sewer service charges, rentals or rates specified herein would be inequitable or unfair to either the City or the customers, the Council may establish a special rate applying to such customers. Such special rates when adopted by ordinance by the Council shall apply to all customers to the sanitary utilities of the City under like circumstances.

1. Special rates may include, among other, the following cases:
 - a. Where the nature of the use of the City water is such that the resulting sewage or industrial waste discharged into the sanitary sewer system of the City has characteristics making it more or less difficult to treat than ordinary domestic waste.
2. There shall be no waiver of sanitary sewer charges with the following exceptions.
 - a. City equipment is faulty.
 - b. Pool fills only if City Hall staff is contacted for meter reads prior to fill.
 - c. Where a utility customer has purchased, had installed by a plumber, and had inspected by the City, a separate meter for the purpose of metering outdoor water use. In this case, the separate meter would be read monthly with the regular meter and the sewer charges related to the outdoor water use would be deducted from the monthly bill.
 - d. Extreme Circumstances, such as when above average water use does not enter the sanitary sewer system and is above 75,000 gallons. This would have to be brought before the council for approval of waiver of charges.

SECTION 2. REPEALER. All ordinances or part of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision, or part of this Ordinance shall be adjudged invalid, unconstitutional, or unenforceable for any reason, such adjudication shall not affect the validity or enforcement of the remaining provisions.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

1st Reading, May 18, 2021:

Motion by Darrow, second by Quick, that Ordinance 360, an ordinance amending section 99.02 **SPECIAL RATES OR WAIVER OF CHARGES** of the Code of Ordinances of the CITY OF STATE CENTER, IOWA thus providing for special rates or waiver of sanitary sewer charges in specific defined circumstances, be given its first reading for passage.

Darrow - Aye Nichols - Aye Quick - Aye Shaffar - Aye Wilkinson - Aye

2nd Reading, June 15, 2021:

Motion by Darrow, second by Wilkinson that Ordinance 360, an ordinance amending section 99.02 **SPECIAL RATES OR WAIVER OF CHARGES** of the Code of Ordinances of the CITY OF STATE CENTER, IOWA thus providing for special rates or waiver of sanitary sewer charges in specific defined circumstances, be given its second reading for passage.

Darrow - Aye Nichols - Aye Quick - Aye

Shaffar - Aye Wilkinson - Aye

Motion by Shaffar, 2nd by Wilkinson that the 3rd reading of Ordinance 360, an ordinance amending section 99.02 **SPECIAL RATES OR WAIVER OF CHARGES** of the Code of Ordinances of the CITY OF STATE CENTER, IOWA thus providing for special rates or waiver of sanitary sewer charges in specific defined circumstances be waived.

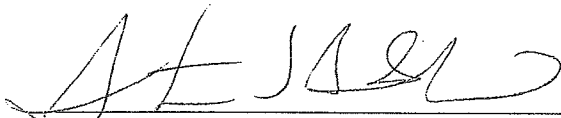
Darrow - Aye Nichols - Aye Quick - Aye

Shaffar - Aye Wilkinson - Aye

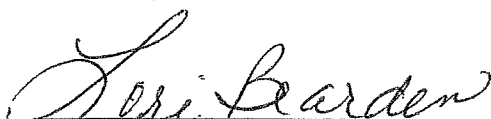
Motion by Darrow, second by Shaffar that Ordinance 360, an ordinance amending section 99.02 **SPECIAL RATES OR WAIVER OF CHARGES** of the Code of Ordinances of the CITY OF STATE CENTER, IOWA thus providing for special rates or waiver of sanitary sewer charges in specific defined circumstances be finally adopted at this time.

Darrow - Aye Nichols - Aye Quick - Aye
Shaffar - Aye Wilkinson - Aye

Passes and approved by the Council on this 15 day of June 2021.


Steve Sodders, Mayor

ATTEST:


Lori Bearden, City Clerk

I certify that the forgoing was published as Ordinance No. 360 on the 24 day of June 2021.

(Seal)


Lori Bearden, City Clerk