

**ORDINANCE NO. 97-2016**

**TITLE: SEWER RATE MODIFICATION**

**AN ORDINANCE AMENDING ORDINANCE NO. 187-2015 TO MODIFY THE UTILITIES SEWER RATE ORDINANCE IN ACCORDANCE WITH THE NEW BARBERTON NORTON SEWER AGREEMENT, AND DECLARING AN EMERGENCY.**

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Barberton, State of Ohio:

**SECTION 1.** That Section 5 of Ordinance No. 187-2015, “Sewer Rate Increase” be amended, which now reads as follows:

**SECTION 5.** That Ordinance No. 208-2013, “Sewer Rate Increase,” be amended and Ordinance No. 187-2015 be enacted to add a new rate structure for customers served by package plants in the City of Norton, and to modify the rates for sewer customers without water meters as follows:

**2016  
BARBERTON CITY UTILITIES  
SANITARY SEWAGE RATE SCHEDULE – BASED ON WATER USAGE  
Effective January 1, 2016**

\*Norton Rate

First 30 M Gal Per Month	\$4.57 Per M Gal	\$6.86 Per M Gal (5.60 + 1.26)
Over 30 M Gal Per Month	3.66 Per M Gal	5.50 Per M Gal (4.49 + 1.01)

Norton Package Plants

Norton Aces – Brentwood – Frashure Park – Interstate Industrial Park

	Residential	Commercial	Industrial
First 30 M Gal Per Month	\$8.20	\$9.15	\$10.48
Over 30 M Gal Per Month	\$6.57	\$7.33	\$ 8.39

\*Norton Rate = 1.225 % of the Barberton Rate and includes a 27.5% Norton Surcharge, per Norton Ordinance 48-2004.

Rates are subject to increase up to 5.0% on January 1<sup>st</sup> of each year, by Ordinance 208-2013.

MINIMUM SEWAGE CHARGE PER MONTH ACCORDING TO METER SIZE

<u>METER SIZE</u>	<u>WATER USAGE IN GALLONS</u>		<u>MONTHLY CHARGE</u>					
			<u>Barberton Rate</u>		<u>Norton Rate</u>		<u>Norton Package</u>	
<u>Plants</u>						<u>Res.</u>	<u>Com.</u>	
<u>Ind.</u>								
5/8-inch	2,500	\$ 11.43		\$ 17.15 (14.00+3.15)	\$ 20.51	22.88	26.20	
3/4		6,000	27.42		41.16 (33.60+7.56)	49.22	54.90	
62.87								
1		14,000	63.98		96.04 (78.40+17.64)	114.85	128.11	
146.71								
1-1/2	19,000	86.83		130.34 (106.40+23.94)	155.87	173.87	199.10	
2		24,000	109.68		164.64 (134.40+30.24)	196.89	219.62	
251.50								
3		34,000	151.74		227.80 (185.96+41.84)	272.39	303.84	
347.95								

4	50,000	210.30	315.80 (257.80+58.00)	377.52	421.10
482.23					
6	80,000	320.10	480.80 (392.50+88.30)	574.63	640.97
734.01					

All rates outside the corporate limits of the City of Barberton, excluding Norton, shall be double the Barberton rates except as authorized by Ordinance.

Special Rates for Norton Package Plants are to remain in effect until debt service is paid in full for the connection to the Barberton Sewer Collection System.

**2016  
BARBERTON CITY UTILITIES  
RATES FOR SEWER ONLY**

If a Residential User, who discharges sanitary sewage into the City’s sanitary sewage collection system is not a user of water supplied by the City and water is not measured by a City water meter or by a meter acceptable to the Superintendent of Utilities, the Superintendent of Utilities shall estimate the usage in gallons per month of sanitary sewage discharged into the City’s system and a Sewer Service Charge and Use Charge shall be billed to the Residential User at the following rates:

FLAT RATE PER MONTH BASED ON NUMBER OF RESIDENTS

<u>No. of Residents</u>	<u>Estimated Usage in Gals per Month</u>	<u>Barberton</u>		<u>Norton</u>	
		\$ 4.57 per M		\$ 6.86 Per M (5.60	
+1.26)					
2 Minimum Charge	4,800	\$21.94		\$32.92 (26.88 + 6.05)	
3	7,200	\$32.90		\$49.39 (40.32 +	
9.07)					
4	9,600	\$43.87		\$65.86 (53.76 +	
12.10)					
Over 4	14,400	\$65.81		\$98.79 (80.64 + 18.14)	

OUTSIDE CITY RATES – EXCLUDING NORTON - \$9.14 PER M PER MONTH

2 Minimum Charge	4,800	\$ 43.88
3	7,200	\$ 65.80
4	9,600	\$ 87.74
Over 4	14,400	\$131.62

If a Multi-Family Apartment, Commercial, Industrial or Institutional User, who discharges sanitary sewage into the City’s sewage collection system, is not a user of water supplied by the City, and it is not measured by a City water meter or by a meter acceptable to the Superintendent of Utilities, the Superintendent of Utilities shall estimate the usage in gallons per month of sanitary sewage discharged into the City’s system or shall require the installation of a meter to measure such usage and a Sewer Service Charge and Use Charge shall be billed to the User at the rate set forth.

FLAT RATE PER MONTH BASED ON BILLING CLASS

A minimum charge for a Residential, Commercial or Industrial User, who discharges sanitary sewage into the City’s sanitary sewage collection system and is not a user of water supplied by the City and water is not measured by a City water meter or by a meter acceptable to the Superintendent of Utilities shall be billed at the following rates:

**Effective January 1, 2017**

Billing Class

Barberton

Per Residential Unit	\$32.90 (Based on 7,200 gallons / month)
Commercial	\$40.62
Industrial	\$45.40

**Effective January 1, 2017**

**Effective January 1,**

**2016**

<u>Billing Class</u>	<u>Norton</u>	<u>Norton Package Plants</u>
Per Residential Unit	\$49.39 (40.32 + 9.07)	\$51.55
Commercial	\$60.93 (49.76 + 11.17)	\$63.82
Industrial	\$68.10 (55.62 + 12.48)	\$73.22

OUTSIDE CITY FLAT RATES – EXCLUDING NORTON

<u>Billing Class</u>	<u>Outside City Rates</u>
Per Residential Unit	\$65.80
Commercial	\$80.93
Industrial	\$90.80

OUTSIDE METERED CITY RATES – EXCLUDING NORTON – \$9.14 Per M

If a Multi-Family Apartment, Commercial, Industrial or Institutional User, who discharges sanitary sewage into the City’s sewage collection system, is not a user of water supplied by the City, and it is not measured by a City water meter or by a meter acceptable to the Superintendent of Utilities, the Superintendent of Utilities shall estimate the usage in gallons per month of sanitary sewage discharged into the City’s system or shall require the installation of a meter to measure such usage and a Sewer Service Charge and Use Charge shall be billed to the User at the rate set forth.

Flat rate customers may choose to have a water meter and meter interface unit installed acceptable to the Superintendent of Utilities at the owners expense at the water service entry point into the building being served and will be charged the applicable metered rate for sanitary sewer services.

CUSTOMER SERVICE

HOURS: MONDAY – FRIDAY 8:00 AM – 4:15 PM

PHONE: 330-753-0328

FAX: 330-848-6664

**be and the same is hereby amended to read as follows:**

**SECTION 5.** That Ordinance No. 87-2015 be amended to read as follows:

2016  
 BARBERTON CITY UTILITIES  
SANITARY SEWAGE RATE SCHEDULE – BASED ON WATER USAGE  
**Effective September 21, 2016**

		<u>Norton Rate</u>
		<b>1.5 times Barberton rate</b>
First 30 M Gal Per Month	\$4.57 Per M Gal	\$6.86 Per M Gal
Over 30 M Gal Per Month	3.66 Per M Gal	5.50 Per M Gal
Norton Package Plants		
<u>Norton Aces – Brentwood – Frashure Park – Interstate Industrial Park</u>		
	Residential	Commercial Industrial
First 30 M Gal Per Month	\$8.20	\$9.15 \$10.48
Over 30 M Gal Per Month	\$6.57	\$ 8.39

Rates are subject to increase up to 5.0% on January 1<sup>st</sup> of each year, by Ordinance 208-2013.

MINIMUM SEWAGE CHARGE PER MONTH ACCORDING TO METER SIZE

<u>METER SIZE</u>	<u>WATER USAGE IN GALLONS</u>	<u>MONTHLY CHARGE</u>		
		<u>Barberton Rate</u>	<u>Norton Rate</u>	<u>Norton Package</u>
<u>Plants</u>			<b>1.5 times Barberton rate</b>	<u>Res. Com.</u>
<u>Ind.</u>				

5/8-inch	2,500	\$ 11.43	\$ 17.15	\$ 20.51	22.88	26.20
3/4	6,000	27.42	41.16	49.22	54.90	62.87
1	14,000	63.98	96.04	114.85	128.11	146.71
1-1/2	19,000	86.83	130.34	155.87	173.87	199.10
2	24,000	109.68	164.64	196.89	219.62	251.50
3	34,000	151.74	227.80	272.39	303.84	347.95
4	50,000	210.30	315.80	377.52	421.10	482.23
6	80,000	320.10	480.80	574.63	640.97	734.01

All rates outside the corporate limits of the City of Barberton, excluding Norton, shall be double the Barberton rates except as authorized by Ordinance.

Special Rates for Norton Package Plants are to remain in effect until debt service is paid in full for the connection to the Barberton Sewer Collection System.

**2016  
BARBERTON CITY UTILITIES  
RATES FOR SEWER ONLY**

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FLAT RATE PER MONTH BASED ON NUMBER OF RESIDENTS

<u>No. of Residents</u>	<u>Estimated Usage in Gals per Month</u>	<u>Barberton</u>	<u>Norton</u>
			<b>1.5 times Barberton</b>
<b>rate</b>			
		\$ 4.57 per M	\$ 6.86 Per M
2 Minimum Charge	4,800	\$ 21.94	\$ 32.92
3	7,200	\$ 32.90	\$ 49.39
4	9,600	\$ 43.87	\$ 65.86
Over 4	14,400	\$ 65.81	\$ 98.79

OUTSIDE CITY RATES – EXCLUDING NORTON - \$9.14 PER M PER MONTH

2 Minimum Charge	4,800	\$ 43.88
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Over 4	14,400	\$131.62

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FLAT RATE PER MONTH BASED ON BILLING CLASS

A minimum charge for a Residential, Commercial or Industrial User, who discharges sanitary sewage into the City’s sanitary sewage collection system and is not a user of water supplied by the City and water is not measured by a City water meter or by a meter acceptable to the Superintendent of Utilities shall be billed at the following rates:

Effective January 1, 2017

<u>Billing Class</u>	<u>Barberton</u>
Per Residential Unit	\$32.90 (Based on 7,200 gallons / month)
Commercial	\$40.62
Industrial	\$45.40

	Effective January 1, 2017	Effective January 1,
2016		
<u>Billing Class</u>	<u>Norton</u>	<u>Norton Package Plants</u>
Per Residential Unit	\$49.39	\$51.55
Commercial	\$60.93	\$63.82
Industrial	\$68.10	\$73.22

Special Rates for Norton Package Plants are to remain in effect until debt service is paid in full for the connection to the Barberton Sewer Collection System.

OUTSIDE CITY FLAT RATES – EXCLUDING NORTON

<u>Billing Class</u>	<u>Outside City Rates</u>
Per Residential Unit	\$65.80
Commercial	\$80.93
Industrial	\$90.80

OUTSIDE METERED CITY RATES – EXCLUDING NORTON – \$9.14 Per M

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CUSTOMER SERVICE

HOURS: MONDAY – FRIDAY 8:00 AM – 4:15 PM  
PHONE: 330-753-0328  
FAX: 330-848-6664

**SECTION 2.** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, and for the reason that it concerns the efficient operation of the City to increase sewer rates at this time, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after the earliest period allowed by law.

Passed \_\_\_\_\_ 2016

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved \_\_\_\_\_ 2016

\_\_\_\_\_  
Mayor