

ORDINANCE NO. 1991 - SEW-5

AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES AND CHARGES
COLLECTED BY THE CITY OF LEBANON, INDIANA, FROM THE OWNERS
OF PROPERTY SERVED BY THE SEWAGE WORKS OF SAID CITY,
AND OTHER MATTERS CONNECTED THEREWITH

WHEREAS, the City has heretofore constructed and has in operation certain sewage works for the purpose of collecting and disposing of the sewage of the City in a sanitary manner, and is in the process of rebuilding its sewage works; and

WHEREAS, an examination of the existing schedule of rates and charges heretofore fixed by ordinances of the City has revealed that the schedule creates inequities as between the classes of users; and

WHEREAS, it is necessary to establish a new schedule of rates and charges so as to produce sufficient revenue to pay expenses of maintenance and operation, and to provide funds for necessary replacements and improvements to the sewage works, in an equitable manner, now, therefore;

BE IT ORDIANED by the Common Council of the City of Lebanon, Indiana:

Section 1. Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

(a) "Council" shall mean the Common Council of the City of Lebanon, Indiana, or any duly authorized officials acting upon its behalf.

(b) "TBOD" - (Denoting Total Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 degrees C., expressed in parts per million (PPM) or milligrams per liter (Mg/l)

(c) "City" shall mean the City of Lebanon, Indiana, acting by and through the Common Council of the City of Lebanon, Indiana, or any duly authorized officials acting in its behalf.

(d) "Debt Service Cost" shall mean the average annual principal and interest payments on all outstanding revenue bonds or other long-term capital debt.

(e) "Excessive Strength Surcharge" shall mean an additional charge which is billed to users for treating sewage wastes with an average strength in excess of "normal domestic sewage."

(f) "Industrial Wastes" shall mean any solid, liquid or gaseous substance or form of energy discharge, permitted to flow or escaping from an industrial, manufacturing, commercial or business process or from the development, recovery or processing of any natural resource carried on by any person or industrial user as defined by this ordinance.

(g) "NPDES" shall mean National Pollutant Discharge Elimination System.

(h) "Normal Domestic Sewage" (for the purpose of determining surcharges) shall mean wastewater or sewage having an average daily concentration as follows:

TBOD not more than 210 mg/l

TSS not more than 240 mg/l

TNH₃N not more than 20 mg/l

As defined by origin, wastewaters from segregated domestic and/or sanitary conveniences as distinct from wastes from industrial process.

(i) "Operation and Maintenance Costs" include all costs, direct and indirect, including but not limited to replacement costs, necessary to provide adequate wastewater collection, transport and treatment on a continuing basis and to produce discharges to receiving waters that conform with all related federal, state and local requirements.

(j) "Other Service Charges" shall mean tap-on charges, connection charges, area charges, other identifiable charges other than user charges, debt service charges and excessive strength surcharges.

(k) "Person" shall mean any and all persons, natural or artificial, including any individual, firm, company, municipal, or private corporation, association, society, institution, enterprise, governmental agency or other entity.

(l) "Replacement Costs" shall mean the expenditures for obtaining and installing equipment, accessories or appurtenances which are necessary during the useful life of the treatment works to maintain the capacity and performance for which such works were designed and constructed.

(m) "TSS" (total suspended solids) shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

(n) "Shall" is mandatory; "May" is permissive.

(o) "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions and industrial establishments.

(p) "Sanitary Sewage" shall mean sewage discharge from the sanitary conveniences of dwellings (including apartment houses and hotels), office building, factories or institutions and free from storm water, surface water and industrial wastes. [Preserved from Ordinance 79-4 dated 3/12/79]

(q) "Waste Water Treatment Plant" shall mean the wastewater treatment facilities of the Lebanon Municipal Sewage Works. [Preserved from Ordinance 79-4 dated 3/12/79]