CHAPTER 7 - SEWER RENTALS

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7.01 COLLECTIONS OF SEWER RENTALS. The District Superintendent shall collect all sewer rentals in accordance with the rates provided herein. The Superintendent shall keep an accurate and complete record of such collections and shall turn over to the District Treasurer at least once each month all funds so collected. The Superintendent shall report to the Board of Trustees at the end of each month a complete statement of collections made, and funds turned over to the District Treasurer.

7.02 SEWER RENTALS. Every person, firm, or corporation whose premises or property are served by a connection with the District Water Pollution Control Works, either directly or indirectly, shall pay the District sewer rentals on a semiannual basis for the purpose of contributing toward the cost of maintenance, operation, administration, repair, and construction of said Water Pollution Control Works and such rentals shall become due within thirty (30) days of date of billing.

7.03 METERED PROPERTY. Each metered property shall pay for the services provided by the District based on use of the treatment works as determined by water meter(s) acceptable to the District and according to the following:

a. FAMILY DWELLING UNIT
   - $72.00 annual base charge and $1.75/1,000 gallons usage since the previous billing

b. FAMILY DWELLING UNIT WITH RENTAL UNIT(s)
   - $72.00 annual base charge for first unit
   - $30.00 annual base charge for each additional unit
   - $1.75/1,000 of usage since the previous billing

c. COMEMERCIAL RENTALS
   - $72.00 Annual base charge for first unit
   - $30.00 annual base charge for each additional unit
   - $1.75/1,000 gallons of usage since the previous billing

d. RESTAURANTS, DINNING HALLS, LAUNDRIES
   - $72.00 annual base charge if sole unit on account
   - $30.00 annual base charge if multiple units on account
   - $1.75/1,000 gallons of usage since the previous billing

e. TRAILER CAMP, RV FACILITY, TRAILER RESORT OR TOURIST GROUND – PRIMITIVE
   - $250.00 per unit annual flat charge

If a commercial or industrial contributor has a consumptive use of water, or in some other manner uses water which is not returned to the wastewater collection system, the user charge for that contributor may be based on a wastewater meter(s) or separate water meter(s) installed and maintained at the contributor's expense, and in a manner acceptable to the District.

7.04 UNMETERED PROPERTY. Each unmetered property shall pay for the services provided by the District according to the following:

a. FAMILY DWELLING UNIT on which homestead exemption is claimed as shown by the records at the Dickinson County, Iowa Assessor's office shall be charged 50,000 gallons of use annually
   - $72.00 annual base charge for the first unit
   - $87.50 annual charge for water usage
   - $1.75/1,000 gallons of use since previous billing

b. FAMILY DWELLING UNIT WITH RENTAL will be billed according to either Section 7.03 paragraph a. or paragraph b. for the first unit and each additional unit will be charged 25,000 gallons of use annually.
   - $30.00 annual base charge on each additional unit
   - $43.75 annual charge for water usage
   - $1.75/1,000 gallons of use since previous billing

c. COMMERCIAL RENTALS will have the first unit charged for 80,000 gallons of use annually and any additional units charged for 40,000 gallons of use annually.
   - $72.00 annual base charge for first unit
   - $30.00 annual base charge on each additional unit
   - $140.00 annual charge for water usage for first unit
   - $70.00 annual charge for water usage for each additional unit
   - $1.75/1,000 gallons of usage since the previous billing

d. RESTAURANTS AND DINING HALLS will have water usage estimated annually based at 300,000 gallons of annual usage.
   - $72.00 annual base charge for the first unit
   - $30.00 annual base charge for each additional unit
   - $1.75/1,000 gallons of usage since the previous billing

e. LAUNDRIES will have water usage estimated on 27 gallons per load and an annual estimated of the number of loads will be determined annually
   - $72.00 annual base charge for first unit

- $30.00 annual base charge for each additional unit
- $1.75/1,000 gallons of usage since the previous billing

f. TRAILER CAMP, RV FACILITY, TRAILER RESORT OR TOURIST GROUND – PRIMITIVE
   - $250.00 per unit annual flat charge

7.05 RENTAL EXCEPTIONS. Where, in the judgment of the Superintendent, special conditions exist for a certain contributor, to the extent that the rates and charges stated above would be inequitable or unfair to either the District or the contributor, a special rate may be established by the Superintendent. Such rates shall be subject to approval by resolution of the Trustees and shall be documented in a written agreement between the District and the contributor. Such special conditions and rates may include, but are not limited to, the following cases:

a. Where the nature of the use of water is such in the opinion of the Superintendent that resulting sewage or industrial waste has characteristics making it more difficult to treat than ordinary sewage.

b. Where a major proportion of the water used is not polluted and/or is not discharged into or does not reach the Water Pollution Control Works, or where such wastes may be diverted to a storm sewer.

c. Special rates shall be made in all cases where privately produced water supplies are discharged directly or indirectly into the water pollution control works. It shall be the duty of every person responsible for production of such private water supply to report forthwith to the Superintendent and further to cooperate with the Superintendent in determining the quantity and character of the waste originating from each such respective private water supply. The Superintendent may designate in each of these special cases any necessary means of measurement of such private water supply and resulting sewage flow, which meter or other means of measurement shall be installed by and at the expense of the contributor upon written order of the Superintendent.

d. Where industrial or other contributors have been notified in writing by registered mail by the Superintendent that their discharge into the sanitary sewer has an excessive B.O.D. (over 300 parts per million) and where the contributor after 30 days continues discharging an excessive B.O.D., a surcharge based on the contributor's B.O.D. loading of the District water pollution control plant may be added to the contributor's normal sewer rental or service charge.

7.06 RENTALS AND CHARGES. The Board of Trustees may contract with any municipality within the District, whereby the municipality may collect or assist in collecting any of the rates, charges, or rentals, whether in conjunction with water rentals or otherwise, and the municipality

may undertake the collection and render the service. The Board of Trustees may also contract pursuant to chapter 28E with one or more city utilities or combined utility systems, including city utilities established pursuant to chapter 388, for joint billing or collection, or both, of combined service accounts for District services and utility services, and the contracts may provide for the discontinuance of one or more of the District services or water utility services if a delinquency occurs in the payment of any charges billed under a combined service account.

7.07 FAILURE TO PAY SEWER RENTAL. All sewer rentals shall be past due if not paid within thirty (30) days of the date of original billing. A past due penalty of five percent (5%) shall be assessed on the balance, including penalties, of all past due sewer rental bills on October 1 of each year. A past due penalty of five percent (5%) shall be assessed on the balance, including penalties, of all past due sewer rental bills on April 1 of each year. The rates, charges, or rentals, if not paid when due, shall constitute a lien upon the real property served by a connection to the District Water Pollution Control Works. All past due sewer rental billings and penalties remaining unpaid on the second Tuesday of May of each year shall be increased by $25.00 to cover administrative expense and shall be certified by the Trustees to the Dickinson County Treasurer as provided by law, and shall be collected in the same manner as the other taxes.

7.08 CANCELLING OF SEWER RENTAL FEE. Any lot or unit connected directly to the Water Pollution Control Works, will only have all sewer charges removed if the private sewer service is disconnected from the public sewer main. At a minimum the private sewer must be fixed with a glued cap within twelve (12) inches of the public main or as required by the current District policy for removing a private service. Any connection to the public sewer main that is not airtight or watertight will require the public sewer main to be sectioned in accordance with District policy. Any unit indirectly connected to the public sewer will only have all sewer charges removed if the indirect connection is capped as close to the public main as possible or have the sub-main sewer line be sectioned in accordance with District policy. Failure to remove the sewer connections in accordance with this section will require a minimum payment of the annual base charge for each unit.

7.09 OVERCHARGES. When a contributor has been overcharged as a result of incorrect reading of the meter, incorrect application of the rate schedule, incorrect connection of the metering installation or other similar reasons, the amount of the overcharge shall be adjusted, refunded or credited to the contributor. The time period for which the District is required to adjust, refund, or credit the contributor's bill shall not exceed three years unless otherwise ordered by the Board of Trustees. The District shall not adjust, refund, or credit the contributor's account unless the amount of the adjustment, refund, or credit is greater than $5.00.

7.10 UNDERCHARGES. When a contributor has been undercharged as a result of incorrect reading of the meter, incorrect application of the rate schedule, incorrect connection of the meter or other similar reasons, the amount of the undercharge may be billed to the contributor. The period for which the District may adjust for the undercharge shall not exceed three years

unless otherwise ordered by the Board of Trustees. The District shall not back bill unless the amount to be billed is greater than $5.00.

7.11 BILLING APPEAL PROCEDURE. Sewer rental bills may be appealed in the following manner:

A. An appeal must be filed in writing with the Superintendent. All questions, objections or explanations shall be presented in writing.

B. Using the information provided by the appellant, the Superintendent shall conduct a review of the matter and respond to the appeal in writing within thirty (30) days.

C. In response to an appeal, the Superintendent may adjust the utility charges applicable to a property in conformance with the general purpose and intent of these Ordinances and District policies.

D. A decision of the Superintendent which is adverse to an appellant may be further appealed to the District Trustees within thirty (30) days of receipt of notice of the adverse decision. Notice of the appeal shall be served on the District by the appellant, stating the grounds for the appeal. The District Trustees shall schedule a public hearing within thirty (30) days. All decisions of the District Trustees shall be served on the appellant by registered mail, sent to the billing address of the appellant.

E. All decisions of the District Trustees shall be final.