

ORDINANCE NO 2018-_____

AN ORDINANCE AMENDING § 53.46 OF THE CODE OF BENNET RELATING TO SEWER RATES BY INCREASING THE BASE FEE AND USAGE FEE FOR RESIDENTIAL, NON-RESIDENTIAL, AND NON-RESIDENT CONTRIBUTORS BY 5% EACH YEAR FOR THE NEXT FIVE (5) YEARS; AND REPEALING § 53.46 OF THE CODE OF BENNET AS HITHERTO EXISTING.

BE IT ORDAINED by the Chairman and Board of Trustees of the Village of Bennet, Nebraska:

Section 1. That § 53.46 of the Code of Bennet relating to sewer rates be amended to read as follows:

§ 53.46 SEWER RATES.

(A) Residential contributors sewer rate.

(1) The residential contributors sewer rate shall be applicable when the building, premises or place receiving sanitary sewer service is located within the corporate limits of the village and is used for dwelling or family living purposes.

~~(2) The residential contributors sewer rate shall be a minimum of \$13.50 per calendar month plus a monthly usage fee of \$3.40 per 1,000 gallons of water or any portion thereof used, which monthly usage fee shall be based on the average monthly water usage during the months of January, February and March. Unless otherwise provided by ordinance, each monthly usage fee shall be established by the Village Clerk/Treasurer during the month of April in each calendar year and shall continue for 1 year or until changed by action of the Board of Trustees. Residential contributors shall pay the sewer base rate as set forth in subsection (D) below each calendar month. In addition, residential contributors shall pay a monthly sewer usage fee which shall be calculated by multiplying the usage fee set forth in subsection (D) below times each 1,000 gallons of water or any portion thereof used based on the average monthly water usage as established pursuant to subsection (E) below for the building, place, or premises receiving sanitary sewer service.~~

(B) Non-residential contributors sewer rate.

(1) The non-residential contributors rate shall be applicable when the building, premises or place receiving sanitary sewer service is located within the corporate limits of the village and is used for commercial, industrial, institutional or other non-residential purposes.

~~(2) The non-residential contributors sewer rate shall be a minimum of \$13.50 per calendar month plus \$3.40 per 1,000 gallons of water or any portion thereof used during the month. Non-residential contributors shall pay the sewer base rate as set forth in subsection (D) below each calendar month. In addition, non-residential contributors shall pay a monthly sewer usage fee which shall be calculated by multiplying the usage fee set forth in subsection (D) below times each 1,000 gallons of water or any portion thereof used during the month.~~

(C) *Non-resident rate.*

(1) The non-resident contributors sewer rate shall be applicable to all buildings, premises or places receiving sanitary sewer service from the village which are located outside the corporate limits of the village.

(2) The non-resident contributors sewer rate shall be a minimum of \$13.50 per calendar month plus a monthly usage fee of \$3.40 per 1,000 gallons of water or any portion thereof used, which monthly usage fee shall be based on the average monthly water usage during the months of January, February and March established by the Village Clerk/Treasurer during the month of April in each calendar year and shall continue for 1 year or until changed by action of the Board of Trustees. Non-resident contributors shall pay the sewer base rate as set forth in subsection (D) below each calendar month. In addition, non-resident contributors shall pay a monthly sewer usage fee which shall be calculated by multiplying the usage fee set forth in subsection (D) below times each 1,000 gallons of water or any portion thereof used based on the average monthly water usage as established pursuant to subsection (E) below for the building, place, or premises receiving sanitary sewer service.

(D) Sewer base rate; usage fee; applicable to all users; effective through April of 2024.

The following base rates and monthly usage fees shall apply to all residential contributors, non-residential contributors, and non-resident contributors, on the effective date as listed below:

Effective Date	Base Rate	Usage Fee Per 1,000 Gallons of Water or Portion Thereof
January 1, 2019	\$14.18	\$3.57
May 1, 2020	\$14.89	\$3.75
May 1, 2021	\$15.63	\$3.94
May 1, 2022	\$16.41	\$4.14
May 1, 2023	\$17.23	\$4.35

(E) Monthly Sewer Usage Fee; Average Monthly Water Usage; Established Yearly. The monthly usage fee for each residential and non-resident contributor shall be calculated using the average monthly water usage of the contributor during the months of January, February, and March. Monthly usage fees shall be established by the Village Clerk/Treasurer during the month of May in each calendar year and shall continue for one year or until changed by action of the Board of Trustees.

Section 2. That § 53.46 of the Code of Bennet relating to sewer rates be and the same is hereby repealed.

Section 3. That the operative date of Sections 1 and 2 of this Ordinance shall be January 1, 2019.

Section 4. That this ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

PASSED AND APPROVED on this _____ day of _____, 2018.

ATTEST:

Village Clerk

Chairman, Village Board of Trustees

APPROVED AS TO FORM AND LEGALITY:

Village Attorney