

ORDINANCE NO. 13,798

AN ORDINANCE to amend the Municipal Code of Des Moines, 1991, adopted by Ordinance No. 11,651, passed April 15, 1991, and amended by Ordinance No. 11,716, passed Septmeber 16, 1991, and Ordinance No. 11,844, passed June 22, 1992, and Ordinance No. 11,991, passed June 7, 1993, by repealing Section 21-94 thereof and enacting a new Section 21-94, relating to wastewater treatment and pretreatment fees.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of Des Moines, 1991, adopted by Ordinance No. 11,651, passed April 15, 1991, and amended by Ordinance No. 11,716, passed September 16, 1991, and Ordinance No. 11,844, passed June 22, 1992, and Ordinance No. 11,991, passed June 7, 1993, is hereby amended by repealing Section 21-94 thereof and enacting a new Section 21-94, relating to wastewater treatment and pretreatment fees, as follows:

21-94. FEES.

To provide for the recovery of costs from users of the city POTW and for the implementation of the pretreatment program established by this subchapter, the following fees shall be applicable to discharges by all users:

(1)All users shall be subject to the following:

(i)The wastewater discharge permit application fee shall be \$100.00 for any permit except soil/ groundwater remediation permits which shall be \$25.00.

(ii)The annual fee for a Class A wastewater discharge permit shall be \$800.00.

(iii)The annual fee for a Class B wastewater discharge permit shall be \$300.00.

(iv)The fee paid by each industrial User when an accidental discharge or slug load occurs shall be up to \$1,000.00. Said fee shall reimburse the city for any costs incurred as a result of the discharge.

(v) The fee for sampling a User's Discharge shall be \$50.00/day when using a 24-hour automatic sampler. The fee for subsequent consecutive days and for collecting grab samples shall be \$25.00/day. When a sampling event must be rescheduled due to failure of the user's sampling equipment or due to a sampler seal (used to detect sample tampering) being broken, a trip charge of \$25.00 and a rescheduling fee of \$50.00 shall be assessed. The trip charge fee may be waived if the User informs the POTW of sampling equipment failure prior to 8 a.m. of a scheduled sampling day.

(vi) Laboratory analysis fees for those analysis performed by the city shall be:

LABORATORY ANALYSIS FEES:

TEST	COST/SAMPLE
BOD	\$ 20.00
COD	20.00
Total Organic Carbon (TOC)	20.00
TSS	10.00
pH	5.00
Oil and Grease, Total	35.00
Oil and Grease, Mineral/Non-mineral	35.00
Nitrogen, Ammonia	12.00
Nitrogen, Nitrate	12.00
TKN	28.00
Phosphorous, Total	12.00
Potassium	12.00
Calcium Carbonate Equivalent	15.00
Soil Analysis - each pollutant	20.00
Phenols	28.00
Cyanide	30.00
Metals	
Arsenic	20.00
Selenium	20.00

Mercury	25.00
Other metals (per parameter)	15.00
BETX (OA-1)	40.00
TPH (OA-1)	40.00
BETX & TPH (OA-1)	45.00
USEPA Tests:	
608 Organochlorine Pesticides & PCB's	140.00
624 Volatile Organic Compounds	70.00
625 Base/Neutral Organic Compounds	140.00
625 Acid/Organic Compounds	130.00

(vii) Fees for analysis performed by laboratories other than the POTW laboratory shall be the full cost of each analysis.

(viii) Fees for annual or biannual inspections of permitted users shall be \$100.00 for those holding a Class A permit and \$50.00 for those holding a Class B permit.

(ix) Fees for copying and mailing documents shall be \$1.00 for the initial page and \$0.25 for each additional page. No charges shall be assessed for requests for copies received from individuals or agencies served by the Des Moines POTW provided the number of pages requested does not exceed ten.

(x) Fees for past due reminders sent each thirty (30) days that a balance remains unpaid shall be \$5.00.

(xi) Prohibitive waste charges for each pollutant discharged in excess of permit or ordinance limits shall be \$25.00/day for Class B permit holders and \$50.00/day for Class A permit holders. High strength charges shall double if discharges are slug loads. Payment

of fees does not preclude other enforcement action and may not be paid in lieu of compliance with discharge limitations.

(2) All users contributing wastewater in excess of the concentrations hereafter listed shall be assessed a surcharge, which shall be in addition to the rates and charges ordinarily billed to such users for sewer use:

POLLUTANT SURCHARGE

Suspended solids in excess of 250 mg/l	\$0.16/lb
BOD in excess of 200 mg/l	\$0.11/lb
TKN in excess of 30 mg/l	\$0.61/lb
Oil & Grease in excess of 100 mg/l	\$0.06/lb

Chemical Oxygen Demand (COD) in excess of 300 mg/l may be used at the discretion of the administrator in lieu of BOD. In such case the excess COD concentration shall be multiplied by the known BOD/COD ratio or by a ratio of two-thirds (2/3) to establish an equivalent BOD concentration.

Ammonia Nitrogen (NH₃-N) in excess of 15 mg/l may be used at the discretion of the administrator in lieu of TKN by multiplying the excess NH₃-N concentration times two (2) to establish an equivalent TKN concentration.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Terrence L. Timmins, Deputy City Attorney

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Attest:

I, Donna Boetel-Baker, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 00-670), passed by the City Council of said City at a meeting held March 6, 2000, signed by the Mayor on March 6, 2000, and published as provided by law in the Business Record on March 20, 2000. Authorized by Publication Order No. 6435.

Donna Boetel-Baker, CMC/AAE, City Clerk