

The Town of
Leesburg,
Virginia

PRESENTED: January 9, 2024

ORDINANCE NO. 2024-O-001

ADOPTED: January 9, 2024

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

WHEREAS, the Town Manager authorized NewGen Strategies and Solutions (NewGen) to conduct a water and wastewater cost-of-service analysis for the period of Fiscal Years 2025 through 2029; and

WHEREAS, NewGen concluded that the current water and sewer usage rates do not produce sufficient revenue to cover revenue requirements for Fiscal Years 2025 through 2029; and

WHEREAS, the Town of Leesburg is committed to fair and equitable user rates for water and sewer services; and

WHEREAS, a continual annual increase in the water and sewer usage fees is necessary to offset the costs associated with the services provided by the Town's Department of Utilities (Utilities); and

WHEREAS, an increase in the fees and charges for certain activities performed by Utilities is necessary to offset the costs associated with the services provided by Utilities; and

WHEREAS, the increase in usage fees and other fees and charges is comparable to fees charged for similar services in neighboring jurisdictions; and

WHEREAS, during the course of the cost-of-service analysis, Utilities has identified the need for Town Code amendments to clarify and further refine various sections of Chapter 34.1 (Utilities), and associated provisions of Appendix B – Fee Schedule; and

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WHEREAS, Virginia Code §§ 15.2-2111, 15.2-2119, 15.2-2122 and 15.2-2143 authorize the Town to provide, regulate, and impose fees and charges for water and sewer services; and

WHEREAS, the Leesburg Town Council has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Leesburg Town Council conducted a public hearing on January 9, 2024, following due advertisement in accordance with Virginia Code §§ 15.2-107 and 15.2-1427; and

WHEREAS, based on the foregoing, the Leesburg Town Council has determined that it is necessary, advisable, and in the best interests of the Town of Leesburg and its residents to amend the Town Code and Appendix B – Fee Schedule as set forth below; and

WHEREAS, all prior ordinances and resolutions in conflict herewith are hereby repealed.

THEREFORE, ORDAINED, by the Council of the Town of Leesburg in Virginia as follows:

SECTION I. That the referenced sections of Chapter 34.1 (Utilities) Article I (Water System) of the Town of Leesburg Code, are hereby amended to read as shown.

Sec. 34.1-111. – Discontinuance of service generally.

(a) Water service may be discontinued to customers for the reasons listed below:

- (1) In the event of a condition determined by the town to be hazardous.
- (2) In the event of an act of God, calamity, emergency, or public disaster.

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- (3) In the event any person's action or use of equipment adversely affects the town's equipment or the town's service to others.
- (4) When the town has discovered that a customer has obtained unauthorized water service or has diverted the water service for unauthorized use or has obtained water service without same being properly registered upon the town's meters.
- (5) In the event of tampering with the equipment furnished and owned by the town.
- (6) For failure of the customer to permit the representatives of the town reasonable access to its equipment or for violation of any of the provisions of this article.
- (7) For failure of the customer to furnish such service equipment, permits or certificates as shall have been specified by the town manager as a condition of obtaining service or in the event such equipment or permissions are withdrawn or terminated.
- (8) For failure of the customer to provide access, a protected location and the standards for installation required by the town for meter installation.
- (9) For violation of any regulation of a federal or state agency or the town.
- (10) For failure to comply with the provisions of the cross connection and backflow prevention program.
- (11) For failure to comply with the Safe Drinking Water Act.
- (12) For failure to satisfy or maintain compliance with any condition stated in a public facility permit.
- (13) For failure to comply with the provisions of the sewer use regulations.
- (14) For failure to pay water and/or sewer bills as provided for in section 34.1-143(e).
- (15) For failure to pay availability fees to be paid in installments.
- (16) For failure to pay any obligation due to the town in connection with water or sewer service.

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(17) Upon request of the customer.

(b) Except in cases covered by paragraphs (1) through (4) of subsection (a) above, the customer shall be permitted at least seven days following the mailing of a notice to comply with the rule before service is discontinued.

(c) When water service is discontinued for a violation of the provisions of this article, service will not be resumed until reasonable assurance is given that the customer will comply with the provisions of this chapter and a reconnection fee is paid to the town. The town may charge a customer a fee for reconnection to the water system. In appropriate circumstances, including a threat to safe drinking water, the town manager may require that the condition is brought into compliance before service is resumed.

(d) In the event a customer or property owner refuses to allow access to any premises supplied with water from the water system for the purpose of reading meters, examining pipes and fixtures, observing the manner of using water, or for any other purpose which is necessary and proper in the operation of the water system, the town may discontinue service to those premises to minimize or prevent damage to the water system, to protect the water supply, or as otherwise reasonably necessary to protect public health, safety or welfare.

(e) Service charges, established by town council, will be charged to disconnect water service and to re-establish water service. The service charges shall be as stated in Appendix B.

Sec. 34.1-123. Damage or obstruction of water system property; cross connections; unauthorized connections.

(a) No person shall enter or access meter boxes, vaults, access holes, pump stations or other property or facilities of the water system.

(b) No person shall obstruct the operation, maintenance or use of the water system.

(c) No person shall connect to or extend the water system or draw water from the water system without a public facility permit as provided for in this article.

(d) No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the water system.

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(e) No person shall damage any part of the water system. Any person who damages any part of the water system shall be responsible for the charges and the town response cost as stated in Appendix B. The owner or other person responsible for damaging any water meter, crock, lid, measurement equipment, communications equipment and appurtenances shall be responsible for the charges and the town response cost as stated in Appendix B. The owner or person responsible shall be responsible for the town response cost of remedying any condition caused by tampering with or unauthorized access to any part of the water system.

(f) No person shall obstruct access to any part of the water system by construction of fences or similar structures or by planting vegetation. Any person obstructing access to any part of the water system shall be responsible for the charges and the town response cost as stated in Appendix B.

(g) No person shall encroach upon any water system easement. Any person encroaching on any water system easement shall be responsible for the charges and the town response cost stated in Appendix B.

(h) Any person who alters, or causes to be altered, any town water easement, service line, meter or water system appurtenance shall be responsible for the charges and the town response cost as stated in Appendix B.

(i) No person shall activate or deactivate water service, including turning the town's water meter on or off.

(j) Any person violating the provisions of this section shall be subject to appropriate charges, enforcement actions and penalties as provided for in this article and as stated in Appendix B. The charges for correcting or repairing damages to the water system or remedying any condition caused by tampering or unauthorized access shall be as stated in Appendix B.

(k) The town manager may establish a policy to administer this section.

Sec. 34.1-146. Miscellaneous fees, charges and gGeneral utility billing; miscellaneous fees and charges.

~~(a) The town council may establish charges for miscellaneous utility services. The miscellaneous charges shall be stated in Appendix B.~~

~~(b) The town manager shall establish a policy to determine the charging of miscellaneous fees.~~

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

~~(e)~~(a) General utility bills for utility related services outside quarterly water and sewer usage are due and payable upon issuance.

~~(d)~~(b) Any general utility billing that remains unpaid after 35 days from the date of the bill is subject to a ten percent late fee plus an allowance for interest as determined by state code. These amounts will be added to the total amount due and payable.

(1) The town manager shall establish a policy to provide for the waiver of late fees in specific situations or conditions.

~~(e)~~(c) The town may mail a notice of delinquency with total due including the late fee and interest.

~~(f)~~(d) When a general utility bill for utility related services or any portion thereof remains unpaid for at least 60 days after the date appearing on such bill, the town may proceed with any and all collections methods and charge a collections fee. The collections fee shall be stated in Appendix B.

~~(g)~~(e) Failure to receive a general utility bill for services prescribed in this section shall not prevent the collection process.

~~(h)~~(f) The town may limit services to a user that has not paid general utility billings when due.

(g) The town council may establish charges for miscellaneous utility services. The miscellaneous charges shall be stated in Appendix B.

(h) The town manager shall establish a policy to determine the charging of miscellaneous fees.

Sec. 34.1-153. Administration and enforcement.

(a) The town manager and the ~~department~~ **director** of utilities shall administer and enforce the provisions of this article.

(b) Any person violating the provisions of this article shall be subject to applicable enforcement actions and penalties as stated in this chapter and Appendix B.

SECTION II. That Chapter 34.1 (Utilities) Article I (Water System) is hereby amended to add two new sections, numbered 34.1-128 and 34.1-147, to read as shown.

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Sec. 34.1-128. Violators of article liable for expenses, damage, etc., incurred by town.

Any person violating any provision of this article shall be responsible for the charges and the town response cost incurred by the town by reason of such violation, as stated in Appendix B.

Sec. 34.1-147. Automatic Flushing Device.

When a commercial customer within or outside the corporate limits of the town connects to the water system and the town determines that water quality cannot be sufficiently or consistently maintained in the system constructed by the customer, the town shall require the customer to install an automatic flushing device. The town shall determine the flushing rate based on town water system chlorine residual samples, to ensure the water quality complies with Virginia Department of Health regulations. Customer shall install a meter compatible with the town's metering system.

(a) The charge for the use of water from the water system shall be based on quarterly water meter reading to the nearest 1,000 gallons at the rates stated in Appendix B.

(b) A fixed water charge per quarter shall be as stated in Appendix B based on meter size.

(c) An account charge shall be included as part of the fixed charge per quarterly billing period as established by town council as stated in Appendix B.

SECTION III. That the referenced sections of Chapter 34.1 (Utilities) Article II (Sewers and Sewage Disposal) of the Town of Leesburg Code, are hereby amended to read as shown.

Sec. 34.1-204. Approved method of disposal of human excrement and other polluting waste—What constitutes; generally.

(a) For the purposes of this chapter, an approved method of disposal of human excrement or other polluting waste shall be by means of approved plumbing fixtures connected to an adequate water supply, as provided in article II of this chapter, and discharging into:

(1) The sewer system; or

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- (2) A private septic tank system installed in accordance with the county sanitation ordinance when the parcel of property on which the building so served is located does not abut a street or easement containing a sanitary sewer system owned by the town.
- (b) Within the boundaries of the town, connection to the sewer system is required in the following instances:
- (1) Any time an existing private septic tank system fails to comply with the requirements of the applicable health department authorities and the sewer system abuts the parcel of property;
 - (2) Any new building constructed on an existing lot of record, unless it would require a private sewer lateral of ~~200~~ 300 feet or greater; and
 - (3) Any new residences constructed within subdivisions created after February 1, 1987, with lot sizes of less than five acres.

Sec. 34.1-205. Duty of owner of building to install water closets, make sewer connections and discontinue use of privies.

- (a) Within the boundaries of the town, the owner of each lot or parcel of land which abuts upon a street or other public way containing a sanitary sewer at any point where such lot or parcel of land abuts on such streets or other public way, which is a part of, or which is served or may be served by the sewer system operated by the town, and upon which lot or parcel a building shall have been constructed for residential, commercial, industrial or recreational use, shall install, within such building, suitable sanitary water closets and make the necessary sewer connection to such sanitary sewer, provided such connection will not require a ~~sewer line~~ **private sewer lateral** over ~~200~~ 300 feet in length.
- (b) An owner installing sanitary water closets and making a sewer connection, as required in subsection (a) of this section, shall also discontinue the use of any dry closet or pit privy on the lot or parcel of land in question from the date of receiving notice to this effect from the town council or its duly designated agent.
- (c) Any owner whose property is now served by, or which at the time a sanitary sewer may be available, is served by a septic tank system or a privately owned sewage treatment plant will not be required to make the installation and connections referred to in subsection (a) of this section, as long as such septic tank system and private sewerage system conforms to and is maintained in strict accordance with all applicable ordinances, statutes, rules and regulations. In the

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event that such septic tank system or privately owned sewage treatment plant is not so maintained or is altered, enlarged or repaired, then such owner shall comply with the provisions of subsection (a) of this section, upon due notice thereof by the town council or its designated agent.

- (d) The town shall be responsible for repairing the sewer mains and any building laterals or connections within the public street rights-of-way and not located on private property.
- (e) Any person causing any stoppage to any building sewer or main sewer line shall be responsible for the cost of removing and correcting such stoppage **including the charges and the town response cost as stated in Appendix B.**

Sec. 34.1-215. Discontinuance of service.

- (a) Sewer service may be discontinued to customers for the reasons listed below:
 - (1) In the event of a condition determined by the town to be hazardous.
 - (2) In the event of an act of God, calamity or public disaster.
 - (3) In the event any person's action or use of equipment adversely affects the town's equipment or the town's service to others.
 - (4) When the town has discovered that a customer has obtained unauthorized sewer service or has diverted the sewer service for unauthorized use.
 - (5) In the event of tampering with the equipment furnished and owned by the town.
 - (6) For failure of the customer to permit the representatives of the town reasonable access to its equipment or for violation of any of the provisions of this article.
 - (7) For failure of the customer to furnish such service equipment, permits or certificates as shall have been specified by the town manager as a condition of obtaining service or in the event such equipment or permissions are withdrawn or terminated.
 - (8) For violation of any regulation of a federal or state agency or the town.

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- (9) For failure to comply with the provisions of the cross connection and backflow prevention program.
 - (10) For failure to satisfy or maintain compliance with any condition stated in a public facility permit.
 - (11) For failure to comply with the provisions of the Sewer Use Regulations.
 - (12) For failure to pay water and/or sewer bills as provided for in sections 34.1-143(e) and 34.1-241.
 - (13) For failure to pay availability fees to be paid in installments.
 - (14) For failure to pay any obligation due to the town in connection with water or sewer service.
 - (15) Upon request of the customer.
- (b) Except in cases covered by paragraphs (1) through (4) of subsection (a) above, the customer shall be permitted at least seven days following the mailing of a notice to comply with the rule before service is discontinued.
 - (c) When sewer service is discontinued for a violation of the provisions of this article, service will not be resumed until reasonable assurance is given that the customer will comply with the provisions of this chapter and a reconnection fee is paid to the town. The town may charge a customer a fee for reconnection to the sewer system as stated in Appendix B. In appropriate circumstances, including a violation of the Sewer Use Regulations, the town manager may require that the condition is brought into compliance before service is resumed.
 - (d) In the event a customer or property owner refuses to allow access to any premises served by the sewer system or discharging into the sewer system for the purpose of reading meters, examining pipes and fixtures, observing the manner of using the sewer system or discharging into the sewer system and for any other purpose which is necessary and proper in the operation of the sewer system, the town may discontinue service to those premises to minimize or prevent damage to the sewer system, to prevent the discharge of harmful materials into the sewer system, to prevent water pollution, to protect the water supply, or as otherwise reasonably necessary to protect public health, safety or welfare.

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(e) Service charges, established by town council, will be charged to disconnect sewer service and to re-establish sewer service. The service charges shall be as stated in Appendix B.

Sec. 34.1-237. – Data centers, cCooling towers, and similar facilities.

Whenever any customer considers that significant quantities of metered water used in the determination of the customer's quarterly sewage bill is not returned to the sewer system due to evaporation from use of water in application of **data centers**, cooling towers or similar facilities, such customer may request that the billings be based upon the metered water that represents sewage that is not returned to the sewer system. If approved by the town manager, such customer shall be solely responsible for the purchase, installation, repair and maintenance of a meter that is compatible with the town's metering system. The meter shall be accessible for inspection by the town manager at all times, shall be read as if it were a public meter and shall be maintained to provide an accurate record of the water that is not returned to the sewer system. The billing for the account shall be based on the classification of the customer's account as in-town or out-of-town. The town manager shall promulgate rules and regulations to implement the requirements of this section.

Sec. 34.1-242. ~~Miscellaneous fees, charges and g~~General utility billing; miscellaneous fees and charges.

- (a) General utility bills for utility related services outside quarterly water and sewer usage are due and payable upon issuance.
- (b) Any general utility billing that remains unpaid after 35 days from the date of the bill is subject to a ten percent late fee plus an allowance for interest as determined by state code. These amounts will be added to the total amount due and payable.
 - (1) The town manager shall establish a policy to provide for the waiver of late fees in specific situations or conditions.
- (c) The town may mail a notice of delinquency with total due including the late fee and interest.
- (d) When a general utility bill for utility related services or any portion thereof remains unpaid for at least 60 days after the date appearing on such bill, the town may proceed with any and all collections methods and charge a collections fee. The collections fee shall be stated in Appendix B.
- (e) Failure to receive a general utility bill for services prescribed in this section shall not prevent the collection process.

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(f) The town may limit services to a user that has not paid general utility billings when due.

(g) The town council may establish charges for miscellaneous utility services. The miscellaneous charges shall be as stated in Appendix B.

(h) The town manager shall establish a policy to determine the charging of miscellaneous fees.

Sec. 34.1-253. Administration and enforcement.

(a) The town manager and the department **director** of utilities shall administer and enforce the provisions of this article.

(b) Any person violating the provisions of this article shall be subject to applicable enforcement actions and penalties as stated in this chapter and Appendix B.

SECTION IV. That the referenced sections of APPENDIX B – FEE SCHEDULE are hereby amended to read as shown:

Sec. 34.1-107. – Public facility permits.

- (1) The fee for any connection to the water system, where the town provides all materials, equipment and labor for installation of a water connection shall be \$80.00 residential, \$120.00 commercial plus the direct cost of labor, equipment, materials, and administrative overhead of 15 percent of such direct costs.
- (2) The fee for any connection to the water system, where a developer or subdivider provides all materials except the meter, meter box, lid and setter shall be \$80.00 residential, \$120.00 commercial plus the direct cost of materials furnished by the town including administrative overhead of 15 percent of such direct costs.
- (3) In addition to the connection fee, a fee for installation of the meter shall be ~~\$50.00~~ **\$75.00**.
- (4) The public facility permit shall state other applicable fees, including availability fees and pro rata fees.

Sec. 34.1-111. – Disconnection of service generally.

- (1) Disconnection of water service: ~~\$30.00~~ **\$50.00**.
- (2) Resumption of water service: ~~\$30.00~~ **\$50.00**.
- (3) After hours disconnection water service: ~~\$50.00~~ **\$100.00**.
- (4) After hours resumption of water service: ~~\$50.00~~ **\$100.00**.

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Sec. 34.1-112. – Denial or discontinuance of water service due to leaks.

- (1) The service charge for re-establishing water service shall be ~~\$30.00~~ **\$50.00**.

Sec. 34.1-123. – Damage or obstruction of water system property; cross connections; unauthorized connections.

- (a) The “town response cost”, as used in this Appendix B and in Chapter 34.1, shall include the direct cost of labor, materials, equipment, supplies, engineering services, legal services, sampling, testing, fines, penalties, and other costs incurred by the town as result of damage, tampering, or other action prohibited by this Chapter 34.1 (Utilities) and administrative overhead of 15% of such direct costs.
- (b) The charge for any repair or replacement shall be \$50.00 plus the town response cost.
- (c) In addition to subsection (b) above for cross connections and unauthorized connections, a penalty of \$250.00 shall be due for the first violation, \$500.00 for the second violation and \$2,500.00 for each subsequent violation. The charge for tampering is ~~\$50.00~~ **\$100.00** plus the town response cost.
- (d) The charge for unauthorized turn on or off (active/deactivate) of water meter is ~~\$50.00~~ **\$100.00** plus the town response cost.
- (e) The charge for tampering shall be ~~\$50.00~~ **\$100.00** plus the town response cost.

Sec. 34.1-127. – Cross connection and backflow prevention control program.

- (1) Disconnection and resumption of water service for failure to comply with Cross Connection and Backflow Prevention Control program: ~~\$30.00~~ **\$50.00**.
- (2) As required by the Commonwealth of Virginia/State Board of Health, Waterworks Regulations, the town will conduct annual cross connection/backflow prevention inspections of non-single family residential plumbing systems connected to the town's water distribution system. The charge for each inspection per connection, premises or account shall be:

5/8"	Meter	\$25.00 <u>\$50.00</u>
3/4"	Meter	\$32.50 <u>\$50.00</u>
1"	Meter	\$47.50 <u>\$50.00</u>
1 1/2"	Meter	\$75.00
2"	Meter	\$120.00
3"	Meter	\$225.00
4"	Meter	\$375.00
6"	Meter	\$750.00

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- (3) A penalty of not more than \$100.00 for the initial summons, not more than \$150.00 for each additional summons, and not more than a total amount of \$3,000.00 for a series of specified violations arising from the same operative set of facts.
- (4) Any person violating the provisions of this section shall be responsible for the town response cost.

Sec. 34.1-132. – Water service deposit for new accounts:

- (1) Residential individual meters and commercial users estimated water flow equal to or less than 350 gallons per day per public facilities permit.: ~~\$75.00~~ **\$100.00**.
- (2) Residential master metered, nonresidential, irrigation and cooling towers: the deposit shall be the estimated quarterly water usage per the public facilities permit times the applicable water rate per 1,000 gallons but not less than \$250.00.

Sec. 34.1-134. – Water use rates:

Water Use Rates: Class Residential Individually Metered (Single Family)					
	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028
Inside Town Consumption Charge per 1,000 gallons					
Tier 1: 0— 6,000 Gallons	\$4.92 \$5.86	\$5.14 \$5.86	\$5.37 \$5.86	\$5.61 \$5.86	\$5.86
Tier 2: 6,001— 15,000 Gallons	\$6.16 \$7.35	\$6.44 \$7.35	\$6.73 \$7.35	\$7.03 \$7.35	\$7.35
Tier 3: 15,001— 30,000 Gallons	\$7.39 \$8.81	\$7.72 \$8.81	\$8.07 \$8.81	\$8.43 \$8.81	\$8.81
Tier 4: > 30,001 Gallons	\$9.62 \$11.72	\$10.05 \$11.72	\$10.50 \$11.72	\$10.97 \$11.72	\$11.46 \$11.72
Outside Town Consumption Charge per 1,000 gallons					
Tier 1: 0— 6,000 Gallons	\$6.95 \$8.27	\$7.26 \$8.27	\$7.58 \$8.27	\$7.92 \$8.27	\$8.27
Tier 2: 6,001—	\$8.69 \$10.37	\$9.09 \$10.37	\$9.50 \$10.37	\$9.92 \$10.37	\$10.37

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15,000 Gallons					
Tier 3: 15,001— 30,000 Gallons	\$10.42 <u>\$12.42</u>	\$10.89 <u>\$12.42</u>	\$11.38 <u>\$12.42</u>	\$11.89 <u>\$12.42</u>	\$12.42
Tier 4: > 30,001 Gallons	\$13.57 <u>\$16.53</u>	\$14.17 <u>\$16.53</u>	\$14.81 <u>\$16.53</u>	\$15.47 <u>\$16.53</u>	\$16.16 <u>\$16.53</u>

Water Use Rates:					
Class Residential Master Metered (Apartments and Condominiums) and Nonresidential					
	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028
Inside Town Consumption Charge per 1,000 gallons					
Tier 1: All Use	\$6.64 <u>\$7.92</u>	\$6.94 <u>\$7.92</u>	\$7.25 <u>\$7.92</u>	\$7.58 <u>\$7.92</u>	\$7.92
Outside Town Consumption Charge per 1,000 gallons					
Tier 1: All Use	\$9.36 <u>\$11.17</u>	\$9.78 <u>\$11.17</u>	\$10.22 <u>\$11.17</u>	\$10.68 <u>\$11.17</u>	\$11.16 <u>\$11.17</u>

Water Use Rates:					
Class Irrigation, Data Center and Cooling Tower Customers					
	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028
Inside Town Consumption Charge per 1,000 gallons					
Tier 1: 0— 240,000 Gallons	\$7.39 <u>\$8.81</u>	\$7.72 <u>\$8.81</u>	\$8.07 <u>\$8.81</u>	\$8.43 <u>\$8.81</u>	\$8.81
Tier 2: > 240,001 Gallons	\$9.62 <u>\$11.72</u>	\$10.05 <u>\$11.72</u>	\$10.50 <u>\$11.72</u>	\$10.97 <u>\$11.72</u>	\$11.46 <u>\$11.72</u>

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

Outside Town Consumption Charge per 1,000 gallons					
Tier 1: 0— 240,000 Gallons	\$10.42 <u>\$12.42</u>	\$10.89 <u>\$12.42</u>	\$11.38 <u>\$12.42</u>	\$11.89 <u>\$12.42</u>	\$12.42
Tier 2: > 240,001 Gallons	\$13.57 <u>\$16.53</u>	\$14.17 <u>\$16.53</u>	\$14.81 <u>\$16.53</u>	\$15.47 <u>\$16.53</u>	\$16.16 <u>\$16.53</u>

Sec. 34.1-135. Fixed water and account charge per quarter:

Fixed and Account Charge per Quarter for Water Use: Class Residential Individually Metered (Single Family)					
	Effective 07-01-2019 <u>07-01-2024</u>	Effective 07-01-2020 <u>07-01-2025</u>	Effective 07-01-2021 <u>07-01-2026</u>	Effective 07-01-2022 <u>07-01-2027</u>	Effective 07-01-2023 <u>07-01-2028</u>
Account Charge (Per Bill)	\$8.45 <u>\$10.33</u>	\$8.83 <u>\$10.59</u>	\$9.23 <u>\$10.85</u>	\$9.65 <u>\$11.12</u>	\$10.08 <u>\$11.40</u>
Water Meter Size (Per Meter)					
5/8" to 3/4"	\$25.84 <u>\$30.82</u>	\$27.00 <u>\$30.82</u>	\$28.22 <u>\$30.82</u>	\$29.49 <u>\$30.82</u>	\$30.82
Full 3/4"	\$25.97 <u>\$30.97</u>	\$27.14 <u>\$30.97</u>	\$28.36 <u>\$30.97</u>	\$29.49 <u>\$30.97</u>	\$30.97
1"	\$28.08 <u>\$33.48</u>	\$29.34 <u>\$33.48</u>	\$30.66 <u>\$33.48</u>	\$32.04 <u>\$33.48</u>	\$33.48
1 1/2"	\$40.21 <u>\$47.96</u>	\$42.02 <u>\$47.96</u>	\$43.91 <u>\$47.96</u>	\$43.89 <u>\$47.96</u>	\$47.96
2"	\$41.81 <u>\$49.86</u>	\$43.69 <u>\$49.86</u>	\$45.66 <u>\$49.86</u>	\$47.71 <u>\$49.86</u>	\$49.86

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

Fixed and Account Charge per Quarter for Water Use: Class Residential Master Metered (Apartments and Condominiums) and Nonresidential					
	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028
Account Charge (Per Bill)	\$8.45 <u>\$10.33</u>	\$8.83 <u>\$10.59</u>	\$9.23 <u>\$10.85</u>	\$9.65 <u>\$11.12</u>	\$10.08 <u>\$11.40</u>
Water Meter Size (Per Meter)					
5/8" to 3/4"	\$25.84	\$27.00	\$28.22	\$29.49	\$30.82
5/8" or Full 3/4"	\$36.95 <u>\$46.23</u>	\$38.61 <u>\$46.23</u>	\$40.35 <u>\$46.23</u>	\$42.17 <u>\$46.23</u>	\$44.07 <u>\$46.23</u>
1"	\$61.02 <u>\$77.05</u>	\$63.77 <u>\$77.05</u>	\$66.64 <u>\$77.05</u>	\$69.64 <u>\$77.05</u>	\$72.77 <u>\$77.05</u>
1 1/2"	\$128.03 <u>\$154.10</u>	\$133.79 <u>\$154.10</u>	\$139.81 <u>\$154.10</u>	\$146.10 <u>\$154.10</u>	\$152.67 <u>\$154.10</u>
2"	\$195.50 <u>\$246.56</u>	\$204.30 <u>\$246.56</u>	\$213.49 <u>\$246.56</u>	\$223.10 <u>\$246.56</u>	\$233.14 <u>\$246.56</u>
3"	\$372.93 <u>\$493.12</u>	\$389.71 <u>\$493.12</u>	\$407.25 <u>\$493.12</u>	\$425.58 <u>\$493.12</u>	\$444.73 <u>\$493.12</u>
4"	\$573.40 <u>\$770.50</u>	\$599.20 <u>\$770.50</u>	\$626.16 <u>\$770.50</u>	\$654.34 <u>\$770.50</u>	\$683.79 <u>\$770.50</u>
6"	\$1,124.41 <u>\$1,541.00</u>	\$1,175.01 <u>\$1,541.00</u>	\$1,227.89 <u>\$1,541.00</u>	\$1,283.15 <u>\$1,541.00</u>	\$1,340.89 <u>\$1,541.00</u>
8"	\$1,819.50 <u>\$2,465.60</u>	\$1,901.38 <u>\$2,465.60</u>	\$1,986.94 <u>\$2,465.60</u>	\$2,076.35 <u>\$2,465.60</u>	\$2,169.79 <u>\$2,465.60</u>

Fixed and Account Charge per Quarter for Water Use: Class Irrigation, Data Center and Cooling Tower					
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AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

	Effective 07-01-2019 <u>07-01-2024</u>	Effective 07-01-2020 <u>07-01-2025</u>	Effective 07-01-2021 <u>07-01-2026</u>	Effective 07-01-2022 <u>07-01-2027</u>	Effective 07-01-2023 <u>07-01-2028</u>
Account Charge (Per Bill)	\$8.45 <u>\$10.33</u>	\$8.83 <u>\$10.59</u>	\$9.23 <u>\$10.85</u>	\$9.65 <u>\$11.12</u>	\$10.08 <u>\$11.40</u>
Water Meter Size (Per Meter)					
5/8" to 3/4"	\$25.84	\$27.00	\$28.22	\$29.49	\$30.82
5/8" or Full 3/4"	\$36.95 <u>\$46.23</u>	\$38.61 <u>\$46.23</u>	\$40.35 <u>\$46.23</u>	\$42.17 <u>\$46.23</u>	\$44.07 <u>\$46.23</u>
1"	\$61.02 <u>\$77.05</u>	\$63.77 <u>\$77.05</u>	\$66.64 <u>\$77.05</u>	\$69.64 <u>\$77.05</u>	\$72.77 <u>\$77.05</u>
1½"	\$128.03 <u>\$154.10</u>	\$133.79 <u>\$154.10</u>	\$139.81 <u>\$154.10</u>	\$146.10 <u>\$154.10</u>	\$152.67 <u>\$154.10</u>
2"	\$195.50 <u>\$246.56</u>	\$204.30 <u>\$246.56</u>	\$213.49 <u>\$246.56</u>	\$223.10 <u>\$246.56</u>	\$233.14 <u>\$246.56</u>
3"	\$372.93 <u>\$493.12</u>	\$389.71 <u>\$493.12</u>	\$407.25 <u>\$493.12</u>	\$425.58 <u>\$493.12</u>	\$444.73 <u>\$493.12</u>
4"	\$573.40 <u>\$770.50</u>	\$599.20 <u>\$770.50</u>	\$626.16 <u>\$770.50</u>	\$654.34 <u>\$770.50</u>	\$683.79 <u>\$770.50</u>
6"	\$1,124.41 <u>\$1,541.00</u>	\$1,175.01 <u>\$1,541.00</u>	\$1,227.89 <u>\$1,541.00</u>	\$1,283.15 <u>\$1,541.00</u>	\$1,340.89 <u>\$1,541.00</u>
8"	\$1,819.50 <u>\$2,465.60</u>	\$1,901.38 <u>\$2,465.60</u>	\$1,986.94 <u>\$2,465.60</u>	\$2,076.35 <u>\$2,465.60</u>	\$2,169.79 <u>\$2,465.60</u>

Sec. 34.1-143.— When due and payable; notice, late fee and second billing to delinquent accounts; discontinuance of service to delinquent accounts.

- (1) Delinquent Account Processing Fee: ~~\$30.00~~ **\$50.00**.
- (2) Utilities Collection Fee:
 - (a) If unpaid after 60 days: \$30.00.
 - (b) If unpaid and a judgment is obtained: \$35.00.

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

Sec. 34.1-146. – ~~Miscellaneous fees, charges and g~~General utility billing; miscellaneous fees and charges:

- (1) Trip fee (subsequent trips or missed appointments):
During normal town working hours: ~~\$30.00~~ **\$50.00**
After normal town working hours: ~~\$50.00~~ **\$100.00**
- (2) Tampering charge: ~~\$50.00~~ **\$100.00** plus the town response cost.
- (3) Unauthorized turn on or turn off (activate or reactivate meter after discontinuance of water and/or sewer service): ~~\$50.00~~ **\$100.00**
- (4) Customer-requested meter test found to be accurate: \$75.00 for up to 2" meters; \$250.00 for meters larger than 2"
- (5) Customer-requested leak check:
During normal town working hours: ~~\$30.00~~ **\$50.00**
After normal town working hours: ~~\$50.00~~ **\$100.00**
- (6) Inspection services performed after normal town working hours: ~~\$70.00~~ **\$100.00** per hour with two-hour minimum
- (7) Water ~~or sanitary sewer~~ hydraulic model: \$250.00 each **plus any required engineering modeling services**
- (8) Construction water for flushing and testing water mains: \$50.00 service charge in addition to outside town nonresidential rate per 1,000 gallons of all water drawn
- (9) Bacteriological test: \$25.00 per test plus \$15.00 processing fee for annual testing contract
- (10) Replacement materials to be used in town water ~~or sewer system~~: cost of the replacement material and administrative overhead of 15 percent plus \$15.00 processing fee per billing
- (11) Hydrant flow test fee: ~~\$300.00~~ **\$350.00**
- (12) Reinspection trip fee: ~~\$50.00~~ **\$100.00**
- (13) Reinspection fee for television sewer connection inspection: ~~\$100.00~~ **\$200.00** per commercial reinspection; ~~\$50.00~~ **\$100.00** per residential reinspection
- (14) Customer requested utility service location of town infrastructure: ~~\$30.00~~ **\$50.00**
- (15) Customer requested sanitary sewer property line cleanout: \$50.00 plus the town response cost.
- (16) Construction purity sampling: \$45.00 per sample.
- (17) Utilities collection fee:
 - (a) If unpaid after 60 days: \$30.00.
 - (b) If unpaid and a judgment is obtained: \$35.00.

Sec. 34.1-206. – Rules and regulations/Sewer Use Regulations.

- (1) As required by the General Pretreatment Regulations (40 C.F.R. § 403), the town will conduct annual pretreatment inspections of non-single family residential plumbing

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

systems connected to the town's sanitary sewer system. The charge for each inspection per connection, premises or account shall be:

5/8" Meter	\$25.00 \$50.00
3/4" Meter	\$32.50 \$50.00
1" Meter	\$47.50 \$50.00
1 1/2" Meter	\$75.00
2" Meter	\$120.00
3" Meter	\$225.00
4" Meter	\$375.00
6" Meter	\$750.00

- (2) When a user is deemed by the town, based on criteria from the department of environmental quality to be a potential significant industrial user (SIU), any and all required testing will be charged to the user's account.
- (3) An industrial customer whose sewerage or discharges into the sewer system require pretreatment shall be responsible for the costs of all required permits, equipment, and sewer system facilities or improvements required for such pretreatment.
- (4) The town shall not be required to accept sewerage or other discharges that require pretreatment or special permitting or equipment to treat.
- (5) Any violation shall subject the violator to a civil penalty of not more than \$100.00 for the initial summons, not more than \$150.00 for each additional summons, and not more than a total amount of \$3,000.00 for a series of specified violations arising from the same operative set of facts.

Sec. 34.1-213. – Inspection.

- (1) The fee for a closed circuit television (CCTV) inspection of the sewer connection: \$100.00 per inspection for a commercial connection lateral and \$50.00 per inspection for a residential connection lateral. Re-inspection fee for CCTV: ~~\$100.00~~ **\$200.00** per inspection for a commercial connection lateral and ~~\$50.00~~ **\$100.00** per inspection for a residential connection lateral.
- (2) The fee for a closed circuit television (CCTV) inspection of new sanitary sewer mains: \$1.25 per linear foot (\$500 minimum per trip). Re-inspection fee for CCTV of mains shall be \$1.25 per linear foot (~~\$500.00~~ **\$750.00** minimum per trip).

Sec. 34.1-215. – Discontinuance of service.

- (1) Disconnection sewer service: ~~\$30.00~~ **\$50.00**.

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- (2) Resumption of sewer service: ~~\$30.00~~ **\$50.00**.
- (3) After hours disconnection of sewer service: ~~\$50.00~~ **\$100.00**.
- (4) After hours resumption of sewer service: ~~\$50.00~~ **\$100.00**.
- (5) If sewer is plugged due to noncompliance, the charge shall be ~~\$50.00~~ **\$100.00** plus the town response cost.

Sec. 34.1-217. – Sewer service availability charge:

- (1) Residential uses shall be as follows:
 - a. ~~Multifamily dwelling, townhouse or mobile home, per unit: \$5,852.00.~~
 - b. ~~Single family detached dwelling, or two-family attached (duplex), per unit: \$7,292.00.~~

Sewer Service Availability Charge					
	Effective 07-01-2024	Effective 07-01-2025	Effective 07-01-2026	Effective 07-01-2027	Effective 07-01-2028
(1) Residential Uses					
a. Multifamily dwelling, townhouse or mobile home, per unit:	<u>\$6,666.00</u>	<u>\$7,332.00</u>	<u>\$8,067.00</u>	<u>\$8,871.00</u>	<u>\$9,759.00</u>
b. Single-family detached dwelling, or two-family attached (duplex), per unit:	<u>\$7,777.00</u>	<u>\$8,554.00</u>	<u>\$9,412.00</u>	<u>\$10,350.00</u>	<u>\$11,386.00</u>

- c. Sewer service availability fees for residential uses shall be reduced to \$1,750.00 per unit where the lot was created and a single-family detached dwelling was existing thereon prior to the 1984 annexation and failure of the septic system is imminent, as determined by the town manager in consultation with the Virginia Department of Health.

- (2) Nonresidential uses **shall be as follows:** ~~\$7,292.00 or more, depending on the estimated sewage flow and required treatment characteristics from the user as compared to the sewage flow and required treatment characteristics from the average single family dwelling. Fees shall be calculated as follows:~~

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

- a. ~~All nonindustrial uses: \$7,292.00 or \$20.20 per gallon per day of the estimated sewage flow from the user.~~
- b. ~~All industrial uses: \$7,292.00 or \$20.20 per gallon per day of the estimated sewage flow from the user, plus an additional charge in proportion to the excess biochemical oxygen demand, suspended solids or other pollutant discharge of the user above the average pollutant discharge of residential users of the system.~~

Sewer Service Availability Charge					
	Effective 07-01-2024	Effective 07-01-2025	Effective 07-01-2026	Effective 07-01-2027	Effective 07-01-2028
(2) Nonresidential Uses					
a. All nonindustrial uses[^]:	<u>\$7,777.00</u>	<u>\$8,554.00</u>	<u>\$9,412.00</u>	<u>\$10,350.00</u>	<u>\$11,386.00</u>
b. All industrial uses^{^*}:	<u>\$7,777.00</u>	<u>\$8,554.00</u>	<u>\$9,412.00</u>	<u>\$10,350.00</u>	<u>\$11,386.00</u>

[^]or, if greater, as specified below per gallon per day of the estimated sewage flow from the user.

^{*} plus an additional charge in proportion to the excess biochemical oxygen demand, suspended solids or other pollutant discharge of the user above the average pollutant discharge of residential users of the system.

- (3) If an additional user or change of use is proposed, fees shall be \$20.20 per gallon per day of the estimated sewer flow. Current sewer usage and paid availability fees shall be evaluated. **If an additional use or change of use is proposed, fees shall be:**

	Effective 07-01-2024	Effective 07-01-2025	Effective 07-01-2026	Effective 07-01-2027	Effective 07-01-2028
(3) Sewer Availability Fee per gallon per day of the estimated sewer flow					
a. Non-Industrial	<u>\$22.22</u>	<u>\$24.44</u>	<u>\$26.89</u>	<u>\$29.57</u>	<u>\$32.53</u>
b. Industrial uses	<u>\$22.22</u>	<u>\$24.44</u>	<u>\$26.89</u>	<u>\$29.57</u>	<u>\$32.53</u>

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

(4) In the event the actual usage at any time exceeds the amount stated in the public facilities permit, the additional fee shall be ~~\$20.20 per gallon per day of the additional estimated sewer flow:~~

	<u>Effective 07-01-2024</u>	<u>Effective 07-01-2025</u>	<u>Effective 07-01-2026</u>	<u>Effective 07-01-2027</u>	<u>Effective 07-01-2028</u>
(4) Sewer Availability Fee per gallon per day of the additional sewer flow					
a. Non-Industrial	<u>\$22.22</u>	<u>\$24.44</u>	<u>\$26.89</u>	<u>\$29.57</u>	<u>\$32.53</u>
b. Industrial uses	<u>\$22.22</u>	<u>\$24.44</u>	<u>\$26.89</u>	<u>\$29.57</u>	<u>\$32.53</u>

Sec. 34.1-226. – Prohibition against discharge into sewer system.

- (1) The cost to eliminate illegal connections shall be \$50.00 plus **town response cost.** ~~the direct cost of labor, materials, equipment and administrative overhead calculated at 15 percent of such direct costs.~~
- (2) Any violation of illegal connection shall subject the violator to a civil penalty of not more than \$100.00 for the initial summons, not more than \$150.00 for each additional summons, and not more than a total amount of \$3,000.00 for a series of specified violations arising from the same operative set of facts.

Sec. 34.1-232. – Security deposits for new accounts.

- (1) For residences and small commercial users: (Estimated water flow less than 350 gallons per day per public facilities permit.) ~~\$75.00~~ **\$100.00**
- (2) For all other users, the deposit shall be the estimated quarterly sewer usage per the public facilities permit times the applicable sewer rate per 1,000 gallons but not less than \$250.00.

Sec. 34.1-234. – Sewer use charge where connection made to both water and sewer system:

Sewer Use Rates: Class Residential Individually Metered (Single Family)					
	<u>Effective 07-01-2019 07-01-2024</u>	<u>Effective 07-01-2020 07-01-2025</u>	<u>Effective 07-01-2021 07-01-2026</u>	<u>Effective 07-01-2022 07-01-2027</u>	<u>Effective 07-01-2023 07-01-2028</u>
Inside Town Consumption Charge per 1,000 gallons					
0—36,000 Gallons	<u>\$6.57</u> \$8.47	<u>\$6.87</u> \$9.15	<u>\$7.18</u> \$9.88	<u>\$7.50</u> \$10.67	<u>\$7.84</u> \$11.52

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

> 36,001 Gallons	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Outside Town Consumption Charge per 1,000 gallons					
0—36,000 Gallons	\$9.99 <u>\$12.87</u>	\$10.44 <u>\$13.91</u>	\$10.91 <u>\$15.02</u>	\$11.40 <u>\$16.22</u>	\$11.92 <u>\$17.51</u>
> 36,001 Gallons	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

Sewer Use Rates:					
Class Residential Master Metered (Apartments and Condominiums) and Nonresidential					
	Effective 07-01-2024	Effective 07-01-2025	Effective 07-01-2026	Effective 07-01-2027	Effective 07-01-2028
Inside Town Consumption Charge per 1,000 gallons					
Inside Town	\$6.57 <u>\$8.47</u>	\$6.87 <u>\$9.15</u>	\$7.18 <u>\$9.88</u>	\$7.50 <u>\$10.67</u>	\$7.84 <u>\$11.52</u>
Outside Town Consumption Charge per 1,000 gallons					
Outside Town	\$9.99 <u>\$12.87</u>	\$10.44 <u>\$13.91</u>	\$10.91 <u>\$15.02</u>	\$11.40 <u>\$16.22</u>	\$11.92 <u>\$17.51</u>

Sec. 34.1-235. – Fixed sewer charge per quarter where connection made to both water and sewer system:

Fixed Charge per Quarter for Sewer Use:					
Class Residential Individually Metered (Single Family)					
Water Meter Size (Per Meter)	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028
5/8" to 3/4"	\$25.69 <u>\$33.09</u>	\$26.85 <u>\$35.74</u>	\$28.06 <u>\$38.60</u>	\$29.32 <u>\$41.69</u>	\$30.64 <u>\$45.03</u>
Full 3/4"	\$25.69 <u>\$33.09</u>	\$26.85 <u>\$35.74</u>	\$28.06 <u>\$38.60</u>	\$29.32 <u>\$41.69</u>	\$30.64 <u>\$45.03</u>
1"	\$25.69	\$26.85	\$28.06	\$29.32	\$30.64

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

	<u>\$33.09</u>	<u>\$35.74</u>	<u>\$38.60</u>	<u>\$41.69</u>	<u>\$45.03</u>
1½"	\$25.69 <u>\$33.09</u>	\$26.85 <u>\$35.74</u>	\$28.06 <u>\$38.60</u>	\$29.32 <u>\$41.69</u>	\$30.64 <u>\$45.03</u>
2"	\$25.69 <u>\$33.09</u>	\$26.85 <u>\$35.74</u>	\$28.06 <u>\$38.60</u>	\$29.32 <u>\$41.69</u>	\$30.64 <u>\$45.03</u>

Fixed Charge per Quarter for Sewer Use: Class Residential Master Metered (Apartments and Condominiums), Nonresidential, Data Center, and Cooling Tower					
Water Meter Size (Per Meter)	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028
¾" to ¾"	\$25.69	\$26.85	\$28.06	\$29.32	\$30.64
5/8" or Full ¾"	\$38.54 <u>\$49.64</u>	\$40.28 <u>\$53.61</u>	\$42.09 <u>\$57.90</u>	\$43.98 <u>\$62.53</u>	\$45.96 <u>\$67.55</u>
1"	\$64.23 <u>\$82.73</u>	\$67.13 <u>\$89.35</u>	\$70.15 <u>\$96.50</u>	\$73.30 <u>\$104.23</u>	\$76.60 <u>\$112.58</u>
1½"	\$128.45 <u>\$165.45</u>	\$134.25 <u>\$178.70</u>	\$140.30 <u>\$193.00</u>	\$146.60 <u>\$208.45</u>	\$153.20 <u>\$225.15</u>
2"	\$205.52 <u>\$264.72</u>	\$214.80 <u>\$285.92</u>	\$224.48 <u>\$308.80</u>	\$234.56 <u>\$333.52</u>	\$245.12 <u>\$360.24</u>
3"	\$411.04 <u>\$529.44</u>	\$429.60 <u>\$571.84</u>	\$448.96 <u>\$617.60</u>	\$469.12 <u>\$667.04</u>	\$490.24 <u>\$720.48</u>
4"	\$642.25 <u>\$827.25</u>	\$671.25 <u>\$893.50</u>	\$701.50 <u>\$965.00</u>	\$733.00 <u>\$1,042.25</u>	\$766.00 <u>\$1,125.75</u>
6"	\$1,284.50 <u>\$1,654.50</u>	\$1,342.50 <u>\$1,787.00</u>	\$1,403.00 <u>\$1,930.00</u>	\$1,466.00 <u>\$2,084.50</u>	\$1,532.00 <u>\$2,251.50</u>
8"	\$2,055.20 <u>\$2,647.20</u>	\$2,148.00 <u>\$2,859.20</u>	\$2,244.80 <u>\$3,088.00</u>	\$2,345.60 <u>\$3,335.20</u>	\$2,451.20 <u>\$3,602.40</u>

Sec. 34.1-238. – Flat sewer charge, account charge and fixed sewer charge per quarter where residential or approved rainwater connection made to sewer system only:

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

	Effective 07-01-2019	Effective 07-01-2020	Effective 07-01-2021	Effective 07-01-2022	Effective 07-01-2023
Inside Town Sewer Only Flat Charge per quarter	\$98.60	\$103.03	\$107.67	\$112.51	\$117.58
Inside Town Sewer Only Fixed Charge and Account Charge per quarter	\$34.14	\$35.68	\$37.28	\$38.96	\$40.71
Outside Town Sewer Only Flat Charge per quarter	\$149.85	\$156.60	\$163.64	\$171.01	\$178.70
Outside Town Sewer Only Fixed Charge and Account Charge per quarter	\$34.14	\$35.68	\$37.28	\$38.96	\$40.71

Sewer Use Rates for Residential or Approved Rainwater Connection to Sewer System Only					
	<u>Effective 07-01-2024</u>	<u>Effective 07-01-2025</u>	<u>Effective 07-01-2026</u>	<u>Effective 07-01-2027</u>	<u>Effective 07-01-2028</u>
<u>Inside Town Sewer Only Flat Charge per quarter</u>	<u>\$127.05</u>	<u>\$137.25</u>	<u>\$148.20</u>	<u>\$160.05</u>	<u>\$172.80</u>
<u>Outside Town Sewer Only Flat Charge per quarter</u>	<u>\$193.12</u>	<u>\$208.62</u>	<u>\$225.26</u>	<u>\$243.28</u>	<u>\$262.66</u>

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

Fixed and Account Charge per Quarter for Sewer System Only for Residential or Approved Rainwater Connection					
	Effective 07-01-2024	Effective 07-01-2025	Effective 07-01-2026	Effective 07-01-2027	Effective 07-01-2028
Account Charge (Per Bill)	\$10.33	\$10.59	\$10.85	\$11.12	\$11.40
Inside Town or Outside Town Sewer Only Fixed Charge per quarter	\$33.09	\$35.74	\$38.60	\$41.69	\$45.03

Sec. 34.1-239. – Commercial fixed and account charges and sewer use charge per quarter where connection only to sewer system with metered private water supply:

Sewer Use Rates for Commercial sewer only with private water supply					
	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028
Inside Town Consumption Charge per 1,000 gallons					
Inside Town	\$6.57 \$8.47	\$6.87 \$9.15	\$7.18 \$9.88	\$7.50 \$10.67	\$7.84 \$11.52
Outside Town Consumption Charge per 1,000 gallons					
Outside Town	\$9.99 \$12.87	\$10.44 \$13.91	\$10.91 \$15.02	\$11.40 \$16.22	\$11.92 \$17.51

Fixed and Account Charge per Quarter for Sewer Only Use When Metered Private Water Supply					
	Effective 07-01-2019 07-01-2024	Effective 07-01-2020 07-01-2025	Effective 07-01-2021 07-01-2026	Effective 07-01-2022 07-01-2027	Effective 07-01-2023 07-01-2028

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

Account Charge (Per Bill)	\$8.45 <u>\$10.33</u>	\$8.83 <u>\$10.59</u>	\$9.23 <u>\$10.85</u>	\$9.65 <u>\$11.12</u>	\$10.08 <u>\$11.40</u>
Private Water Supply Water Meter Size (Per Meter)	Effective 07-01-2019 <u>07-01-2024</u>	Effective 07-01-2020 <u>07-01-2025</u>	Effective 07-01-2021 <u>07-01-2026</u>	Effective 07-01-2022 <u>07-01-2027</u>	Effective 07-01-2023 <u>07-01-2028</u>
5/8" to 3/4"	\$25.69 <u>\$25.69</u>	\$26.85 <u>\$26.85</u>	\$28.06 <u>\$28.06</u>	\$29.32 <u>\$29.32</u>	\$30.64 <u>\$30.64</u>
5/8" or Full 3/4"	\$38.54 <u>\$49.64</u>	\$40.28 <u>\$53.61</u>	\$42.09 <u>\$57.90</u>	\$43.98 <u>\$62.53</u>	\$45.96 <u>\$67.55</u>
1"	\$64.23 <u>\$82.73</u>	\$67.13 <u>\$89.35</u>	\$70.15 <u>\$96.50</u>	\$73.30 <u>\$104.23</u>	\$76.60 <u>\$112.58</u>
1 1/2"	\$128.45 <u>\$165.45</u>	\$134.25 <u>\$178.70</u>	\$140.30 <u>\$193.00</u>	\$146.60 <u>\$208.45</u>	\$153.20 <u>\$225.15</u>
2"	\$205.52 <u>\$264.72</u>	\$214.80 <u>\$285.92</u>	\$224.48 <u>\$308.80</u>	\$234.56 <u>\$333.52</u>	\$245.12 <u>\$360.24</u>
3"	\$411.04 <u>\$529.44</u>	\$429.60 <u>\$571.84</u>	\$448.96 <u>\$617.60</u>	\$469.12 <u>\$667.04</u>	\$490.24 <u>\$720.48</u>
4"	\$642.25 <u>\$827.25</u>	\$671.25 <u>\$893.50</u>	\$701.50 <u>\$965.00</u>	\$733.00 <u>\$1,042.53</u>	\$766.00 <u>\$1,125.75</u>
6"	\$1,284.50 <u>\$1,654.50</u>	\$1,342.50 <u>\$1,787.00</u>	\$1,403.00 <u>\$1,930.00</u>	\$1,466.00 <u>\$2,084.50</u>	\$1,532.00 <u>\$2,251.50</u>
8"	\$2,055.20 <u>\$2,647.20</u>	\$2,148.00 <u>\$2,859.20</u>	\$2,244.80 <u>\$3,088.00</u>	\$2,345.60 <u>\$3,335.20</u>	\$2,451.20 <u>\$3,602.40</u>

Sec. 34.1-263. – Devices

As provided for by the Fats, Oil and Grease (FOG) program, the town will conduct device inspections of non-single family residential plumbing systems connected to the town's sanitary sewer system. The charge for each inspection per connection, premises or account shall be:

5/8" Meter	\$25.00 <u>\$50.00</u>
3/4" Meter	\$32.50 <u>\$50.00</u>
1" Meter	\$47.50 <u>\$50.00</u>

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

1 ½" Meter	\$75.00
2" Meter	\$120.00
3" Meter	\$225.00
4" Meter	\$375.00
6" Meter	\$750.00

SECTION V. That APPENDIX B – FEE SCHEDULE is hereby amended to add four new sections, numbered 34.1-128, 34.1-147, 34.1-205 and 34.1-242 to read as shown:

Sec. 34.1-128. Violators of article liable for expenses, damage, etc., incurred by town. The charge shall be \$50.00 plus the Town response cost.

Sec. 34.1-147. Automatic Flushing Device.

<u>Water Use Rates: Class Auto-Flusher</u>					
<u>Inside Town or Outside Town – Consumption Charge per 1,000 gallons</u>					
	<u>Effective 07-01-2024</u>	<u>Effective 07-01- 2025</u>	<u>Effective 07-01- 2026</u>	<u>Effective 07-01-2027</u>	<u>Effective 07-01-2028</u>
<u>Tier 1: All Use</u>	<u>\$5.86</u>	<u>\$5.86</u>	<u>\$5.86</u>	<u>\$5.86</u>	<u>\$5.86</u>
<u>Fixed and Account Charge per Quarter for Water Use: Class Auto-Flusher</u>					
	<u>Effective 07-01- 2024</u>	<u>Effective 07-01- 2025</u>	<u>Effective 07-01-2026</u>	<u>Effective 07-01-2027</u>	<u>Effective 07/01/2028</u>
<u>Account Charge</u>	<u>\$10.33</u>	<u>\$10.59</u>	<u>\$10.85</u>	<u>\$11.12</u>	<u>\$11.40</u>
<u>Water Meter Size</u>					
<u>5/8" or ¾"</u>	<u>\$46.23</u>	<u>\$46.23</u>	<u>\$46.23</u>	<u>\$46.23</u>	<u>\$46.23</u>
<u>1"</u>	<u>\$77.05</u>	<u>\$77.05</u>	<u>\$77.05</u>	<u>\$77.05</u>	<u>\$77.05</u>
<u>1½"</u>	<u>\$154.10</u>	<u>\$154.10</u>	<u>\$154.10</u>	<u>\$154.10</u>	<u>\$154.10</u>
<u>2"</u>	<u>\$246.56</u>	<u>\$246.56</u>	<u>\$246.56</u>	<u>\$246.56</u>	<u>\$246.56</u>
<u>3"</u>	<u>\$493.12</u>	<u>\$493.12</u>	<u>\$493.12</u>	<u>\$493.12</u>	<u>\$493.12</u>

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

<u>4"</u>	<u>\$770.50</u>	<u>\$770.50</u>	<u>\$770.50</u>	<u>\$770.50</u>	<u>\$770.50</u>
<u>6"</u>	<u>\$1,541.00</u>	<u>\$1,541.00</u>	<u>\$1,541.00</u>	<u>\$1,541.00</u>	<u>\$1,541.00</u>
<u>8"</u>	<u>\$2,465.60</u>	<u>\$2,465.60</u>	<u>\$2,465.60</u>	<u>\$2,465.60</u>	<u>\$2,465.60</u>

Sec. 34.1-205. Duty of owner of building to install water closets, make sewer connections and discontinue use of privies.

The charge for any response, replacement or repair shall be \$50.00 plus the town response cost.

Sec. 34.1-242. General utility billing; miscellaneous fees and charges:

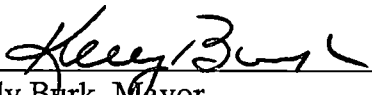
- (1) Trip fee (subsequent trips or missed appointments):
During normal town working hours: \$50.00.
After normal town working hours: \$100.00.**
- (2) Tampering charge: \$100.00 plus the town response cost.**
- (3) Unauthorized turn on or turn off (activate or reactivate meter after discontinuance of sewer service): \$100.00.**
- (4) Customer-requested meter test found to be accurate: \$75.00 for up to 2" meters; \$250.00 for meters larger than 2".**
- (5) Inspection services performed after normal town working hours: \$100.00 per hour with two-hour minimum.**
- (6) Sanitary sewer hydraulic model: \$250 each plus any required engineering modeling services.**
- (7) Replacement materials to be used in town sewer system: cost of the replacement material and administrative overhead of 15 percent plus \$15.00 processing fee per billing.**
- (8) Reinspection trip fee: \$100.00 .**
- (9) Reinspection fee for television sewer connection inspection: \$200.00 per commercial reinspection; \$100.00 per residential reinspection.**
- (10) Customer requested utility service location of town infrastructure: \$50.00.**
- (11) Customer requested sanitary sewer property line cleanout: \$50.00 plus the town response cost.**
- (12) Utilities collection fee:**
 - (a) If unpaid after 60 days: \$30.00.**
 - (b) If unpaid and a judgment is obtained: \$35.00.**

AN ORDINANCE: AMENDING TOWN CODE CHAPTER 34.1 (UTILITIES), ARTICLES I (WATER SYSTEM) AND II (SEWERS AND SEWAGE DISPOSAL), AND SECTION 34.1 OF APPENDIX B - FEE SCHEDULE REGARDING WATER AND SEWER FEES, RATES AND CHARGES

SECTION VI. Severability. If a court of competent jurisdiction declares any provision of this ordinance invalid, the decision shall not affect the validity of the Ordinance as a whole or any remaining provisions in this Ordinance.

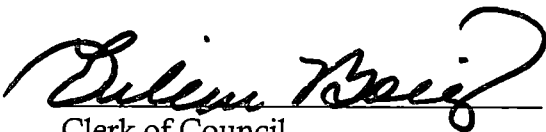
SECTION VII. This Ordinance shall be in effect upon its passage.

PASSED this 9th day of January 2024.



Kelly Burk, Mayor
Town of Leesburg

ATTEST:



Clerk of Council