

ORDINANCE NO. 2021 - 5526

AN ORDINANCE AMENDING ORDINANCE 2004-1759, AS AMENDED, REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM, AND PROVIDING PENALTIES FOR VIOLATION THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELL CITY, ALABAMA, AS FOLLOWS:

Section A: That the provisions of Section 5 of Ordinance No. 2004-1759, as amended by Ordinance No. 2013-4236, which are codified in Section 18-34 of the City Code, are hereby amended to read as follows:

SEC. 18-34. USE OF THE PUBLIC SEWERS.

- (a) No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof runoff, subsurface drainage, uncontaminated cooling water or unpolluted industrial process waters to any sanitary sewer.
- (b) Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers or to a natural outlet approved by the A.D.E.M. Industrial cooling water or unpolluted process waters may be discharged, on approval of the A.D.E.M. to a storm sewer or natural outlet.
- (c) No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:
 - (1) Any gasoline, benzene, naphtha, fuel oil or other flammable or explosive liquid, solid or gas.
 - (2) Any waters or wastes containing toxic or poisonous solids, liquids or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance or create any hazard in the receiving waters of the sewage treatment plant.
 - (3) Any waters or wastes having a pH lower than 5.5 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works.
 - (4) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, underground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.
- (d) No person shall discharge or cause to be discharged the following described substances, materials, waters or wastes if it appears likely in the opinion of the city that such wastes can harm either the sewers, sewage treatment process or equipment, having an adverse effect on the receiving stream or can otherwise endanger life, limb, public property or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the city will give consideration of such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant and other pertinent factors. The substances prohibited are:
 - (1) Any liquid or vapor having a temperature higher than 150°F (65°C);
 - (2) Any water or waste containing fats, wax, grease or oils, whether emulsified or not, in excess of 100 mg/L or containing substances which may solidify or become viscous at temperatures between 32°F and 150°F (0°C and 65°C);

- (3) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths horsepower (0.76 hp metric) or greater shall be subject to the review and approval of the city;
 - (4) Any waters or wastes containing strong acid iron pickling wastes or concentrated plating solutions whether neutralized or not;
 - (5) Any waters or wastes containing iron, chromium, copper, zinc, cyanide and similar objectionable or toxic substances, and wastes exerting an excessive chlorine requirement to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the city and/or A.D.E.M. for such materials;
 - (6) Any waters or wastes containing phenols or other taste or odor producing substances in such concentrations exceeding limits which may be established by the city as necessary, after treatment of the composite sewage, to meet the requirements of the state, federal or other public agencies of jurisdiction for such discharge to the receiving waters;
 - (7) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the city in compliance with applicable state or federal regulations;
 - (8) Any waters or wastes having a pH in excess of 9.5;
 - (9) Materials which exert or cause:
 - a. Unusual concentration of inert suspended solids (such as, but not limited to, Fullers earth, lime slurries and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate);
 - b. Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions);
 - c. Unusual BOD (above 300 mg/L), chemical oxygen demand or chlorine requirement in such quantities as to constitute a significant load on the sewage treatment works.
 - d. Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.
 - (10) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters;
 - (11) Waters or wastes containing suspended solids in excess of 300 mg/L.
 - (12) Waters or wastes containing total phosphorus concentrations in excess of 20 mg/L discharged from March 1 through October 31.
- (e) If any waters or wastes are discharged or are proposed to be discharged to the public sewers, which waters contains the substances or possess the characteristics enumerated in subsection (d) of this section and which in the judgment of the city and/or A.D.E.M. may have a deleterious effect upon the sewage works, processes, equipment or receiving waters or which otherwise create a hazard to life or constitute a public nuisance, the city may make any exceptions allowed by the following on a case-by-case basis with appropriate restrictions as determined by the city:
- (1) Reject the wastes;
 - (2) Require pretreatment to an acceptable condition for discharge to the public sewers;
 - (3) Require control over the quantities and rates of discharge;
 - (4) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges at the rate of \$20.00 per 1,000 gallons; and/or,
 - (5) Require payment to cover the added cost of handling and treating total phosphorus not covered by the existing taxes or sewer charges at the rate set forth in the City's water and sewer rate and fee schedule per pound of phosphorus resulting from concentrations exceeding 20 mg/L. The person discharging to the system shall be responsible for providing accurate measurement of the discharge flow, a flow weighted composite sample, and all sampling required to accurately determine the concentration of total phosphorus. The person discharging to the system shall also provide the city the ability to independently, safely, and easily:

- a. Measure flow, and
- b. Collect a flow weighted composite sample.

If the city permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the city and A.D.E.M. and subject to the requirements of all applicable codes, ordinances and laws.

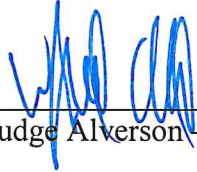
- (f) Grease, oil and sand interceptors shall be provided when, in the opinion of the city, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, sand or other harmful ingredients, except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the city and shall be located as to be readily and easily accessible for cleaning and inspection.
- (g) Car wash facilities are required to have a detention pit with a capacity of 1,000 gallons or more. All detention pits shall be of a type and capacity approved by the city and shall be located as to be readily and easily accessible for cleaning and inspection.
- (h) Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation at the owner's expense.
- (i) (1) When required by the city, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole, together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located and shall be constructed in accordance with plans approved by the city. The manhole shall be installed by the owner at his expense and shall be maintained by him so as to be safe and accessible at all times.
(2) Except as provided in (1) above, any required manhole shall be installed by the city at the expense of the property owner. The cost of such installation shall be billed at \$100.00 per foot, plus the cost of materials and supplies.
- (j) All measurements, tests and analyses of the characteristics of waters and wastes to which reference is made in this section shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Waste Water", published by the American Public Health Association and shall be determined at the control manhole provided or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards of life, limb and property. (The particular analyses involved will determine whether a 24-hour composite of all outfalls of a premises is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hour composites of all outfalls whereas pHs are determined from periodic grab samples.)
- (k) No statement contained in this section shall be construed as preventing any special agreement or arrangement between the city and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the city for treatment, subject to payment therefor by the industrial concern.

Section B: Severability. If any section or provision of this Ordinance shall hereafter be declared invalid by a court of competent jurisdiction, such declaration shall not affect the validity of any other section or provision of this Ordinance.

Section C: Repeal of Conflicting Ordinances. Any Ordinance in conflict with this Ordinance shall be and is hereby repealed on the effective date of this Ordinance.

Section D: Effective Date. This Ordinance shall become effective upon approval, passage and publication as required by law.

ADOPTED AND APPROVED this 9th day of August, 2021.



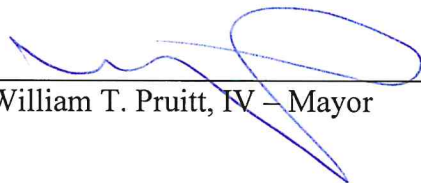
W. Judge Alverson - Council President

ATTEST:



Sheree D. Pruitt, City Clerk

APPROVED this 9th day of August, 2021.



William T. Pruitt, IV - Mayor

ATTEST:



Sheree D. Pruitt - City Clerk

CERTIFICATION

I, Sheree D. Pruitt, Clerk of the City of Pell City, hereby certify that the above Ordinance was duly adopted by the City Council of the City of Pell City at a regular meeting held on the 9th day of August, 2021, and that the same has been published by posting in accordance with §11-45-8, Ala. Code 1975, by posting a copy of the Ordinance in three public places within the municipality, one of which was the Mayor's office in the City, on this the 8th day of August, 2021. I further certify and confirm that the City shall take reasonable steps to maintain the posting for not less than 30 days. In addition, the City shall include a copy of this Ordinance on its website for 30 days.



Sheree D. Pruitt - City Clerk

City of Pell City Water and Sewer Rate and Fee Schedule

-Adopted by the City of Pell City on August 9, 2021

Water and Sewer Rates

Inside City Limit Rates

Customer Type	Water **pls see LC & RCF below**		Sewer **pls see LC & RCF below**	
	Monthly Minimum Charge first 2,000 gallons	Cost per 1,000 gallons above 2,000 gallons	Monthly Minimum Charge first 2,000 gallons	Cost per 1,000 gallons above 2,000 gallons
Residential	\$27.65	\$5.08	\$27.65	\$5.08
Senior Citizen	\$11.68	20% of regular per thousand gallon rate	\$11.68	20% of regular per thousand gallon rate
Commercial <i>*under 2,000 gal per month</i>	\$69.76 \$34.88	\$5.08	\$69.76 \$34.88	\$5.08
Industrial	\$96.42	\$5.08	\$96.42	\$5.08

****LC** - a penalty of 10% will be added to all bills if not paid within 15 days following the date of the bill, provided however that the total minimum penalty shall be no less than \$5.00 per service provided. ******

****RCF** - The City shall have the right to assess and add to the customer's bill a service charge in the amount of \$30.00 for any check presented to the City in payment of said customer's bill and which check is subsequently returned unpaid to the City by the issuing bank for any reason. ******

Outside City Limit Rates

Customer Type	Water		Sewer	
	Monthly Minimum Charge first 2,000 gallons	Cost per 1,000 gallons above 2,000 gallons	Monthly Minimum Charge first 2,000 gallons	Cost per 1,000 gallons above 2,000 gallons
Residential	\$39.54	\$7.28	\$39.54	\$7.07
Senior Citizen	\$16.72	20% of regular per thousand gallon rate	\$16.72	20% of regular per thousand gallon rate
Commercial <i>*under 2,000 gal per month</i>	\$99.72 \$49.86	\$7.28	\$99.72 \$49.86	\$7.28
Industrial	\$137.88	\$7.28	\$137.88	\$7.28

****LC** - a penalty of 10% will be added to all bills if not paid within 15 days following the date of the bill, provided however that the total minimum penalty shall be no less than \$5.00 per service provided. ******

****RCF** - The City shall have the right to assess and add to the customer's bill a service charge in the amount of \$30.00 for any check presented to the City in payment of said customer's bill and which check is subsequently returned unpaid to the City by the issuing bank for any reason. ******

Water Meter Deposits and Service Fees

Customer Type	Deposit Amount	Reconnection Fee (1st)	Reconnection (2nd+)	Service Charge **pls see SC below**
Residential	\$100.00	\$50.00	\$75.00	\$30.00
Residential - Rental or Lease	\$150.00	\$50.00	\$75.00	\$30.00
Commercial	\$150.00	\$100.00	\$150.00	\$30.00
Industrial	\$150.00	\$100.00	\$150.00	\$30.00
Hydrant Meter	\$800.00	\$0.00	\$0.00	\$0.00

****SC** - In the event customer reports leaks or problems concerning water and/or sewer service, and such problems are determined to be the responsibility of the customer, the City shall have the right to assess and add to the customer's bill a fee in the amount of \$30.00 for the cost of going to the customer's premises ******

Water Service and Sewer Lateral Inspection Costs

* The following fees shall apply to all new water and sewer connections made for new customers.

Description	Inspection Fee
Water	
3/4"	\$180.00
1"	\$220.00
2"	\$375.00
4"	\$550.00
≥6"	\$800.00
Sewer	
Residential	\$400.00
Commercial	\$550.00
Industrial	\$750.00

3/4" Water Service Line Installation

* If requested by a potential customer and as approved by the City on a case by case basis, the City, as a service to a potential customer, will provide all material and labor for the installation of a 3/4" water service line complete (saddle, tap, service line, valves, meter, meter box, backflow) from the main to the property line at the below rate. Inspection fees listed above are not charged when this installation is provided by the City.

3/4" Water Service Line	Fee
Short side service	\$920.00
Long side service	\$1,600.00

Hauled Domestic Septage Costs

Hauled Domestic Septage <i>*up to 1,000 gallons</i>	\$100.00
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*All fees must be paid prior to disposal of any septage at the Dye Creek WWTP. Any person or company engaged in hauling and disposing of septage must meet all requirements of the State and St. Clair County Health Departments and hold a current license from the Alabama Onsite Wastewater Board. Only domestic septage will be received by the WWTP. The above fee applies to the one time disposal of any tank 1,000 gallons and smaller.

Total Phosphorus Surcharge: \$19.86 per lb

*Waters or wastes containing total phosphorus concentrations in excess of 20 mg/L discharged from March 1 through October 31 shall pay the above fee per pound of phosphorus resulting from concentrations exceeding 20 mg/L for the added costs of handling and treating total phosphorus not covered by the existing taxes or sewer charges. See sewer ordinance for additional requirements.