

COUNCIL BILL NO. 1819

INTRODUCED BY Randy E. Schmidt

ORDINANCE NO. 1726

A N O R D I N A N C E

AMENDING CHAPTER 18, PART IV, SECTION 403 OF THE CODE OF ORDINANCES OF THE CITY OF DUBOIS TO AMEND THE RATES FOR SANITARY SEWAGE CHARGED TO INDUSTRIES AND MANUFACTURING COMPANIES LOCATED WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF DUBOIS.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the City of DuBois, in Council assembled, and it is hereby enacted and ordained by authority of the same, as follows:

SECTION 1. That the language of Chapter 18, Part IV, Section 403 is hereby amended to add the following additional language to Section 403 as amended by Ordinance No. 1675:

Section 403. Rates for Sanitary Sewage

4. The foregoing language of Section 403 notwithstanding, the rate charged to all industries and manufacturing companies located within the corporate boundaries of the City of DuBois shall be billed on a monthly basis at the following rates:

<u>Monthly Usage</u>	<u>Rate Per 1,000 Gallons</u>
1 to 400,000 gallons	\$ 6.92
400,000 to 800,000 gallons	\$ 4.50
800,000 to 1,200,000 gallons	\$ 2.92
Any usage of 1,201,000 gallons & above	\$ 2.02

The City of DuBois shall read the meter of any manufacturing company or industry qualifying for this rate on a monthly basis and shall issue monthly bills for the collection of such rate. A \$2.00 surcharge shall be added to each monthly bill to defer the additional administrative costs involved.

SECTION 2. This Ordinance shall be retroactive and shall become effective on all bills due for months beginning after December 31, 2007, and the sewer rates and methods of determining those rates set forth herein shall be effective on sewer bills issued for all months beginning after December 31, 2007, and shall continue in effect until altered or changed by the Ordinance. The intent to make this Ordinance retroactive is therefore specifically set forth herein in accordance with the requirements of 1 Pa. C.S.A. §1926 for the purposes set forth herein.

Section 3. Nothing herein shall alter, change, amend or otherwise affect any other sections of Chapter 18 of the Code of Ordinances and all other provisions of Chapter 18, including the amendments thereto effected by Ordinances No. 1675, not in conflict herewith, are hereby re-affirmed and re-ratified as if set forth at length herein.

Section 4. All ordinances or parts of ordinances or resolutions in conflict herewith be and the same are herewith repealed.

Section 5. It is hereby declared to be the intention of the City Council that the parts, sections, paragraphs, sentences, clauses and phrase of this Ordinance are severable. If any section, paragraph, sentence, clause or phrases of this Ordinance is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining parts, sections, paragraph, sentences, clauses or phrases of this Ordinance.

ATTEST:

Frances L. Lias
City Secretary

By [Signature]
Mayor and President of Council

PASSED BY COUNCIL:

1/28/08