

ORDINANCE NO. 2017-XXX

AN ORDINANCE AMENDING THE SCHEDULE OF WASTEWATER RATES CONTAINED IN ORDINANCE NO. 2016-275; PROVIDING FOR AN AMENDMENT IN THE RATES FOR DYNO DIRT PRODUCTS (SCHEDULE CWM); AMENDING THE COLLECTION AND TRANSPORTATION SERVICES PERMIT (SCHEDULE SWP); AMENDING THE SPECIAL FACILITIES RIDER; AMENDING THE SPECIAL CONDITIONS RIDER; PROVIDING FOR A REPEALER; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The Rate Schedules for wastewater service as provided for in Chapter 26 of the Code of Ordinances, are amended to read as follows:

WASTEWATER RATE SCHEDULES

SR	Residential Wastewater Service	3
SMH	Mobile Home Park Wastewater Service	6
SC	Commercial and Industrial Wastewater Service	9
SCD	Commercial/Industrial Wastewater Service Which Measures With Dedicated Water Meters (Sub-meters); Water For Wastewater Billing	13
SCS	Commercial/Industrial Wastewater Service Which Measures With Dedicated Water Meters (Sub-meters); Water Excluded From Wastewater Billing	15
SCH	Septage & Chemical Toilet Disposal at the Pecan Creek Water Reclamation Plant Septage Transfer Station	17
SEE	Equipment Services Facilities and Restaurants & Food Service Establishments Wastewater Service	19
SM	Metered Wastewater Inside and Outside Corporate Limits	22
SGE	Sale of Treated Wastewater Effluent	24
SSC	Wholesale Wastewater Treatment Service for a Governmental Agency, Division or Subdivision	26
CWM	DYNO Dirt Products	28
GBL	Grass, Brush, and Leaves	30
ST	Wastewater Tap and Manhole Fees	31

STE	Treated Effluent Wastewater Tap Fees	32
OSSF	On-Site Sewage Facility Permit Fees	33
SWP	Collection and Transportation Services Permit	34
SD	Storm Drainage Fees	39
SDI	Stormwater Reinspection Fee	41
	Special Facilities Rider	42
	Special Conditions Rider	42

SCHEDULE SR

RESIDENTIAL WASTEWATER SERVICE

(Effective 10/01/17)

APPLICATION

Applicable for single-family residential service, and individually metered apartments or mobile homes or multi-family facilities with less than four (4) units. Also applicable for wastewater service without City of Denton, Texas water service.

Not applicable for sub-billing or other utility billing by service user in any event.

MONTHLY RATES (SR) - WITH CITY OF DENTON WATER SERVICE

- | | | |
|-----|-----------------|-------------------------------|
| (1) | Facility Charge | \$11.25/bill |
| (2) | Volume Charge | \$4.05/1,000 gallons effluent |

MONTHLY RATES (SRO) – OUTSIDE CORPORATE LIMITS WITH CITY OF DENTON WATER SERVICE

- | | | |
|-----|-----------------|-------------------------------|
| (1) | Facility Charge | \$12.95/bill |
| (2) | Volume Charge | \$4.65/1,000 gallons effluent |

Except as otherwise stated in this schedule, wastewater volume is calculated based upon a current winter Average Daily Usage, established annually during the previous billing months of December through February, and based upon 100% of actual water consumption during those months. The average daily usage may be calculated using as few as two months. The Average Daily Usage thus calculated establishes the wastewater volume charge for each subsequent month, through the following February. The calculated wastewater billed volumes will be capped at a maximum of 18,000 gallons/bill.

For customers without an established winter Average Daily Usage water consumption billing history derived from the preceding billing months of December through February, wastewater volume for each billing month through the following February shall be calculated at 100% of 6,000 gallons.

MINIMUM BILLING - WITH CITY OF DENTON WATER SERVICE

Facility Charge

VOLUME CHARGE - WITH CITY OF DENTON WATER SERVICE

With a current Average Daily Usage, billings through the following February shall be based on the average daily usage calculated using the following formula.

$$\frac{\text{Current Average Daily Usage}}{1,000} \times \text{Rate per 1,000 gallons}$$

For customers without an established current Average Daily Usage, billings shall be based on 100% of 6,000 gallons.

$$\frac{6,000 \text{ Gallons}}{1,000} \times \text{Rate per 1,000 gallons}$$

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

MONTHLY RATES (SRNI/SRNO) - WITHOUT CITY OF DENTON WATER SERVICE

	SRNI	SRNO
	Inside Corporate	Outside Corporate
	<u>Limits</u>	<u>Limits</u>
(1) Facility Charge	\$11.25/bill	\$12.95/bill
(2) Volume Charge	\$4.05/1,000 gals	\$4.65/1,000 gals

The customer shall pay a minimum Volume Charge on the established billable volume of five-thousand (5,000) gallons per month.

MINIMUM BILLING - WITHOUT CITY OF DENTON WATER SERVICE

The Facility Charge plus five thousand (5,000) gallons of wastewater.

VOLUME CHARGE - WITHOUT CITY OF DENTON WATER SERVICE

The billing for the wastewater volume shall be based on the minimum wastewater volume (5,000 gallons) during the billing period.

$$\frac{\text{Minimum Wastewater Volume}}{1,000} \times \text{Rate per 1,000 gallons}$$

Wastewater volumes will be capped at a maximum of 18,000 gallons/bill.

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

SCHEDULE SMH

MOBILE HOME PARK WASTEWATER SERVICE

(Effective 10/01/17)

APPLICATION

Applicable for mobile home parks that are master water metered to provide residential wastewater service. Wastewater service is billed based on the Customer's winter average water usage.

Also applicable for wastewater service without City of Denton water service, in the event the mobile home park does not have a master meter for wastewater. Wastewater service is billed on the average residential wastewater volume per customer.

Not applicable for sub-billing or other utility billing by service user in any event.

MONTHLY RATE (SMH) - WITH CITY OF DENTON WATER SERVICE

- (1) Facility Charge \$26.75/bill
- (2) Volume Charge \$4.05/1,000 gallons effluent

MONTHLY RATE (SMHO) – OUTSIDE CORPORATE LIMITS WITH CITY OF DENTON WATER SERVICE

- (1) Facility Charge \$30.75/bill
- (2) Volume Charge \$4.65/1,000 gallons effluent

Except as otherwise stated in this schedule, wastewater volume is calculated based upon a current winter Average Daily Usage, established annually during the previous billing months of December through February, and based upon 100% of actual water consumption during those months. The average daily usage may be calculated using as few as two months. The Average Daily Usage thus calculated establishes the wastewater Volume Charge for each subsequent month, through the following February. The calculated wastewater billed volumes will be capped at a maximum of 18,000 gallons/bill.

For customers without an established winter Average Daily Usage water consumption billing history derived from the preceding billing months of December through February, wastewater volume for each billing month through the following February shall be calculated at the established billable volume (5,000 gallons per month per mobile home) for mobile home park customers not receiving water service.

MINIMUM BILLING - WITH CITY OF DENTON WATER SERVICE

Facility Charge

VOLUME CHARGE - WITH CITY OF DENTON WATER SERVICE

With a current Average Daily Usage, billings through the following February shall be based on the average daily usage calculated using the following formula.

$$\frac{\text{Current Average Daily Usage} \times \text{Rate per 1,000 gallons}}{1,000}$$

For customers without an established winter Average Daily Usage, billings shall be based on the established billable volume of 5,000 gallons per mobile home per month.

$$\frac{\text{Established Billable Volume}}{1,000} \times \text{Rate per 1,000 gallons} \times \text{Number of Mobile Homes}$$

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

MONTHLY RATE (SMNI/SMNO) - WITHOUT CITY OF DENTON WATER SERVICE

	SMNI Inside Corporate <u>Limits</u>	SMNO Outside Corporate <u>Limits</u>
(1) Facility Charge	\$26.75/bill	\$30.75/bill
(2) Volume Charge	\$4.05/1,000 gals	\$4.65/1,000 gals

The Customer shall pay a minimum Volume Charge on the established billable volume of five-thousand (5,000) gallons per month.

MINIMUM BILLING - WITHOUT CITY OF DENTON WATER SERVICE

The Facility Charge plus five-thousand (5,000) gallons of wastewater per mobile home

VOLUME CHARGE - WITHOUT CITY OF DENTON WATER SERVICE

The billing for the wastewater volume shall be based on the wastewater volume calculated during the billing period.

$$\frac{\text{Minimum Wastewater Volume}}{1,000} \times \text{Rate per 1,000 gallons} \times \text{Number of Mobile Homes}$$

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

SCHEDULE SC

COMMERCIAL AND INDUSTRIAL WASTEWATER SERVICE

(Effective 10/01/17)

REGULAR COMMERCIAL

APPLICATION

Applicable to all general commercial and industrial wastewater service users and to all wastewater service users not otherwise specifically classified under a specialized class wastewater rate.

Also applicable to all commercial facilities not receiving metered water service from the City of Denton, including subdivisions, for apartments, or other commercial users.

MONTHLY RATE (SC) - WITH CITY OF DENTON WATER SERVICE

- | | | |
|-----|-----------------|-------------------------------|
| (1) | Facility Charge | \$26.75/bill |
| (2) | Volume Charge | \$5.15/1,000 gallons effluent |

Billing based on ninety-five (95%) percent of monthly water consumption.

Plus

PRETREATMENT/PROGRAM CHARGES (As Applicable)

- | | | |
|-------|------------------------------|---------------|
| (SCA) | (A) Categorical Customer | \$400.00/bill |
| (SCB) | (B) Non-categorical Customer | \$ 50.00/bill |

SAMPLING AND ANALYSIS CHARGES (As applicable)

- | | | |
|-----|---|----------------------|
| (A) | Sampling charge per sample site (each) | \$60.00 |
| (B) | Analysis charge (per test) | Actual cost per test |
| (C) | Violation demand sampling charge per sample site: | |
| | Four-Part Grab | \$170.00/each |
| | First Day of Composite Sampling | \$110.00 |
| | Additional Day Composite Sampling | \$50.00/each |

MONTHLY RATE (SCO) – OUTSIDE CORPORATE LIMITS WITH CITY OF DENTON
WATER SERVICE

- | | | |
|-----|-----------------|-------------------------------|
| (1) | Facility Charge | \$30.75/bill |
| (2) | Volume Charge | \$5.85/1,000 gallons effluent |

Billing based on ninety-five (95%) percent of monthly water consumption.

MINIMUM BILLING

Facility Charge

VOLUME CHARGE

Billing for the wastewater volume shall be based on the wastewater volume calculated during the billing period.

Formula:

$$\frac{\text{Water volume} \times .95}{1,000} \times \text{Rate per 1,000 gallons}$$

COMMERCIAL AND INDUSTRIAL SURCHARGE

In addition to the above charges for commercial and industrial services, there will be added to the monthly rate a surcharge based on the following formula:

Surcharge Unit Cost Factor	\$0.47 per pound of Biochemical Oxygen Demand (BOD)
	\$0.42 per pound of Total Suspended Solids (TSS)

$$Cu = Vu \times .00834 ([Bu-250] B + [Su-250] S)$$

Where:

Cu	is the surcharge for customer X.
Vu	is the billing volume per 1000 gallons for customer X.
.00834	is the conversion factor
Bu	is the tested BOD level for user X or 250 mg/l, whichever is greater.
B	is the unit cost factor for treating one pound of BOD
Su	is the tested TSS level for user X or 250 mg/l, whichever is greater.
S	is the unit cost factor for treating one pound of TSS

MONTHLY RATE (SCNI/SCNO) - WITHOUT CITY OF DENTON WATER SERVICE

		SCNI	SCNO
		Inside Corporate	Outside Corporate
		<u>Limits</u>	<u>Limits</u>
(1)	Facility Charge	\$26.75/bill	\$30.75/bill
(2)	Volume Charge	\$5.15/1,000 gals	\$5.85/1,000 gals

The minimum apartment Volume Charge will be for five-thousand (5,000) gallons per unit receiving wastewater service per month. Other commercial users will be billed on their estimated monthly wastewater volume.

MINIMUM BILLING

(1) Facility Charge plus 5,000 gallons wastewater per unit receiving wastewater service.

or

(2) Facility Charge plus other commercial user estimated monthly wastewater volume.

VOLUME CHARGE

Billing for the wastewater volume shall be based on the wastewater volume calculated during the billing period.

Formula:

$$\frac{\text{Minimum wastewater volume}}{1,000} \times \text{Rate per 1,000 gallons}$$

Plus

PRETREATMENT/PROGRAM CHARGES (As applicable)

(1) Categorical Customer \$400/bill

(2) Non-categorical Customer \$50/bill

SAMPLING AND ANALYSIS CHARGES (As applicable)

(A) Sampling charge per sample site (each) \$60.00

(B) Analysis charge (per test) Actual cost per test

(C) Violation demand sampling charge per sample site:

Four-Part Grab \$170.00/each

First Day of Composite Sampling \$110.00

Additional Day Composite Sampling \$50.00/each

COMMERCIAL AND INDUSTRIAL SURCHARGE

In addition to the above charges for commercial and industrial services, there will be added to the net monthly rate a surcharge based on the following formula:

Surcharge Unit Cost Factor \$0.47 per pound of Biochemical Oxygen Demand (BOD)
 \$0.42 per pound of Total Suspended Solids (TSS)

$$Cu = Vu \times .00834 ([Bu-250] B + [Su-250] S)$$

Where: Cu is the surcharge for customer X.
 Vu is the billing volume per 1000 gallons for customer X.
 .00834 is the conversion factor
 Bu is the tested BOD level for user X or 250 mg/l, whichever is greater.
 B is the unit cost factor for treating one pound BOD.
 Su is the tested TSS level for user X or 250 mg/l, whichever is greater.
 S is the unit cost factor for treating one pound of TSS.

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

SCHEDULE SCD

COMMERCIAL/INDUSTRIAL WASTEWATER SERVICE WHICH MEASURES WITH DEDICATED WATER METERS (SUB-METERS), WATER FOR WASTEWATER BILLING (Effective 10/01/17)

APPLICATION

Applicable to all commercial and industrial wastewater service users and to all wastewater service users not otherwise classified under this ordinance whose wastewater volume is measured by a water meter which measures the water which is returned into the wastewater collection and treatment system. The SCD sub-metered wastewater volumes are billed to the Customer.

Not applicable for sub-billing or other utility billing by service user in any event.

MONTHLY RATE

(1) Facility Charge	<u>Billing Per Bill</u>
3/4" Meter	\$26.00
1" Meter	\$36.80
1-1/2" Meter	\$44.50
2" Meter	\$59.25
3" Meter	\$126.95
4" Meter	\$251.75
6" Meter	\$344.10
8" Meter	\$482.10
10" Meter	\$690.00
 (2) Volume Charge	 \$5.15/1,000 gallons effluent

The wastewater billing is based on one-hundred (100%) percent of the actual water volume submetered.

MINIMUM BILLING

Facility Charge

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet customer's service requirements shall be provided subject to the Special Facilities Rider.

COMMERCIAL AND INDUSTRIAL SURCHARGE

In addition to the above charges for services, there will be added to the monthly rate a surcharge based on the following formula:

Surcharge Unit Cost Factor \$0.47 per pound of Biochemical Oxygen Demand (BOD)

\$0.42 per pound of Total Suspended Solids (TSS)

$$Cu = Vu \times .00834([Bu-250] B + [Su-250] S)$$

Where:

Cu	is the surcharge for customer X.
Vu	is the billing volume per 1000 gallons for customer X.
.00834	is the conversion factor
Bu	is the tested BOD level for user X or 250 mg/l, whichever is greater.
B	is the unit cost factor for treating one pound of BOD.
Su	is the tested TSS level for user X or 250 mg/l, whichever is greater.
S	is the unit cost factor for treating one pound of TSS.

VOLUME CHARGE

Billing for the wastewater volume shall be based on the wastewater volume calculated during the billing period.

Formula:

$$\frac{\text{Actual Water volume}}{1,000} \times \text{Rate per 1,000 gallons}$$

SCHEDULE SCS

COMMERCIAL/INDUSTRIAL WASTEWATER SERVICE WHICH MEASURES WITH DEDICATED WATER METERS (SUB-METERS), WATER EXCLUDED FROM WASTEWATER BILLING (Effective 10/01/17)

APPLICATION

Applicable to all commercial and industrial wastewater service users and to all wastewater service users not otherwise classified under this ordinance whose wastewater volume is calculated by a water meter which measures the water which is not returned into the wastewater collection and treatment system. The SCS sub-metered wastewater volumes are consumed in the customer's processes, not returned to the wastewater system, and are therefore excluded from the customer's wastewater billing volumes.

Not applicable for sub-billing or other utility billing by service user in any event.

MONTHLY RATE

(1) Facility Charge	<u>Billing Per Bill</u>
3/4" Meter	\$26.00
1" Meter	\$36.80
1-1/2" Meter	\$44.50
2" Meter	\$59.25
3" Meter	\$126.95
4" Meter	\$251.75
6" Meter	\$344.10
8" Meter	\$482.10
10" Meter	\$690.00

(2) Volume Charge – None

The wastewater billing exclusion is based on one-hundred (100%) percent of the actual water volume sub metered.

MINIMUM BILLING

Facility Charge

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

WASTEWATER SURCHARGE

In addition to the above charges for services, there will be added to the monthly rate a surcharge based on the following formula:

Surcharge Unit Cost Factor \$0.47 per pound of Biochemical Oxygen Demand (BOD)

\$0.42 per pound of Total Suspended Solids (TSS)

$$Cu = Vu \times .00834 ([Bu-250] B + [Su-250] S)$$

Where:

Cu	is the surcharge for customer X.
Vu	is the billing volume per 1000 gallons for customer X.
.00834	is the conversion factor
Bu	is the tested BOD level for user X or 250 mg/l, whichever is greater.
B	is the unit cost factor for treating one pound of BOD.
Su	is the tested TSS level for user X or 250 mg/l, whichever is greater.
S	is the unit cost factor for treating one pound of TSS.

VOLUME CHARGE EXCLUSION

The wastewater volume exclusion shall be based on the water volume calculated during the billing period. This sub-metered volume shall be excluded, in other words, removed, from the master meter water volume prior to the wastewater billing volume calculation.

SCHEDULE SCH

SEPTAGE & CHEMICAL TOILET DISPOSAL AT THE PECAN CREEK WATER RECLAMATION PLANT SEPTAGE TRANSFER STATION (Effective 10/01/17)

PERMIT REQUIRED

All persons owning or operating a vacuum truck, cesspool pump truck, liquid waste transport truck or other vehicle shall not service any septic tank, seepage pit, grease interceptor, grit trap/oil separator, or cesspool within City of Denton without first having received a valid transport truck discharge (TTD) permit.

APPLICATION

Applicable to all users of the Pecan Creek Water Reclamation Plant Septage Transfer Station. The user must sign the “Agreement for Disposal of Liquid Waste” and comply with the following requirements:

1. Sections 26-309, 26-310, and 26-311 of the City of Denton Code of Ordinances
2. Provide to the City: signed “Application for Permit”, “Agreement for Disposal of Liquid Waste” documents, and provide copy of current TCEQ Registration Certificate, current Insurance Certificate for each vehicle, and current Manager of Operations Driver’s License.
3. Comply with the “Liquid Waste Hauler – Vehicle Inspection Audit” requirements

City staff, after reviewing the permit application and agreement, and after conducting any necessary research, may issue the permit, issue the permit with conditions, or deny the issuance of the permit. The City will establish the number of permits to be issued. The City maintains the right to deny the disposal of wastes at the Septage Transfer Station when necessary to prevent adverse affects to the operations of the treatment facilities.

RATE

(1) Facility Charge	\$5.80/bill
(2) Volume Charge	\$37.20/1,000 gallons
(3) Application Fee	\$300.00/per calendar year
(4) Vehicle Permit Fee	\$300.00/per vehicle per calendar year
(5) Waste Manifests per book of 100	\$40.00

MINIMUM BILLING

Facility Charge

PAYMENT

Application and Vehicle Permit fee is due in full before first disposal at Pecan Creek Water Reclamation Plant Septage Transfer Station. Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

VOLUME CHARGE

Billing for the septage volume contained in the septage hauling tank, shall be based on the full tank volume only.

TERMS AND RENEWAL

Permits are issued annually, beginning Dec. 1, and are effective from Jan. 1 or the date of issuance, whichever is later, through Dec.31 of the same calendar year. The permit application process should be initiated and fees should be paid as early as possible during the last quarter of each calendar year for the upcoming calendar year so that adequate time is available for review and processing of the application. Submittal of applications by Dec.1 will eliminate the possibility of permits being issued after Jan. 1. All permits issued under this schedule shall be valid for up to one calendar year from the date of issuance. All permits issued during each calendar year will expire on the last day of that calendar year.

SCHEDULE SEE

EQUIPMENT SERVICES FACILITIES AND RESTAURANTS & FOOD SERVICE ESTABLISHMENTS WASTEWATER SERVICE (Effective 10/01/17)

APPLICATION

Applicable to facilities which perform washing, cleaning or servicing of automobiles, trucks, buses or similar equipment and are categorized by North American Industry Classification System (NAICS) numbers: (811111, 811112, 811113, 811118, 811122, 811121, 811192, 811198, 447110, 447190) and /or similar code classifications.

Applicable to all restaurants and food service establishments that prepare and serve food directly to customers and are categorized by NAICS numbers: (722110, 722211, 722212, 722213, 722410, 722310, 722320) and/or similar code classifications.

MONTHLY RATE (SEE)

(1)	Facility Charge	\$26.75/bill
(2)	Volume Charge	\$7.10/1,000 gallons effluent

Billing based on ninety-five (95%) percent of monthly water consumption.

Plus

PRETREATMENT / PROGRAM CHARGES (As Applicable)

(SEA) (A)	Categorical	\$400/bill
(SEB) (B)	Non-categorical	\$50/bill

The appropriate Pretreatment/Program charge will be applied if the Customer is identified as either categorical or non-categorical. These charges are not to be applied if the Customer is not designated as either a categorical or non-categorical customer.

SAMPLING/ANALYSIS CHARGES (As Applicable)

(A) Sampling charge per sample site (each) \$60.00

(B) Analysis charge (per test) Actual cost per test

(C) Violation demand sampling charge per sample site:

Four-Part Grab \$170.00/each

First Day of Composite Sampling \$110.00

Additional Day Composite Sampling \$50.00/each

“SEE” RATE EXEMPTIONS

- (1) Customers under the SEE rate shall be charged the SC rate if only pre-wrapped and preprocessed foods are served from their premises and no food processing is performed on the premises so that only minimal organic material is discharged to the sanitary sewer. The exemption for the SEE class shall be determined by the City of Denton Environmental Health Services Food Inspection Division.
- (2) Customers under the SEE rates shall be charged the SC rate plus the applicable industrial surcharge if the Customer:
 - (a) Installs a wastewater sampling manhole on the sanitary sewer discharge line;
 - (b) Agrees to pay for the City to sample and analyze, quarterly, the wastewater discharge for the following: Biochemical Oxygen Demand (BOD), Total Suspended Solids (TSS), and Fats, Oils and Grease (FOG), based on the actual costs; and
 - (c) Agrees to pay, based on the industrial surcharge formula, a surcharge on all wastewater discharged that is in excess of 500 mg/l of BOD and 600 TSS as determined by the monitoring performed in Section 2(b).

MINIMUM BILLING

Facility Charge

WASTEWATER SURCHARGE

The wastewater surcharge calculation that applies to equipment services facilities and restaurant and food service establishments claiming the SEE exemption shall be based on the following formula:

Surcharge Unit Cost Factor \$0.47 per pound of Biochemical Oxygen Demand (BOD)

\$0.42 per pound of Total Suspended Solids (TSS)

$$Cu = V_u \times .00834 ([Bu-500] B + [Su-600] S)$$

Where:

Cu	is the surcharge for customer X.
Vu	is the billing volume per 1000 gallons for customer X.
.00834	is the conversion factor
Bu	is the tested BOD level for user X or 500 mg/l, whichever is greater.
B	is the unit cost factor for treating one pound of BOD.
Su	is the tested TSS level for user X or 600 mg/l, whichever is greater.
S	is the unit cost factor for treating one pound of TSS.

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

VOLUME CHARGE

Billing for the wastewater volume shall be based on the wastewater volume calculated during the billing period.

Formula:

$$\frac{\text{Water volume}}{1,000} \times .95 \times \text{Rate per 1,000 gallons}$$

SCHEDULE SM

METERED WASTEWATER INSIDE AND OUTSIDE CORPORATE LIMITS (Effective 10/01/17)

APPLICATION

Applicable to any wastewater service Customer whose wastewater discharge is metered from a single customer location and not otherwise classified under this ordinance.

MONTHLY RATE

	SMI Inside Corporate <u>Limits</u>	SMO Outside Corporate <u>Limits</u>
(1) Facility Charge	\$335.00/bill	\$380.00/bill
(2) Volume Charge	\$5.15/1,000 gals	\$5.85/1,000 gals

Plus

(3) Pretreatment/Program Charge (As Applicable)

(SMA) (A) Categorical \$400/bill

(SMB) (B) Non-categorical \$50/bill

The appropriate Pretreatment/Program charge will be applied if the Customer is identified as either categorical or non-categorical. The categorical and non-categorical classifications are not bound by corporate limits. These charges are not to be applied if the Customer is not designated as either a categorical or non-categorical Customer by the wastewater utility staff.

SAMPLING/ANALYSIS CHARGE (As Applicable)

(A) Sampling charge per sample site (each) \$60.00

(B) Analysis charge (per test) Actual cost per test

(C) Violation demand sampling charge per sample site:

Four-Part Grab \$170.00/each

First Day of Composite Sampling \$110.00

Additional Day Composite Sampling \$50.00/each

WASTEWATER SURCHARGE

In addition to the above charges, there will be added to the monthly rate for metered wastewater, a surcharge based on the following formula:

Surcharge Unit Cost Factor \$0.47 per pound of Biochemical Oxygen Demand (BOD)

\$0.42 per pound of Total Suspended Solids (TSS)

$$Cu = Vu \times .00834 ([Bu-250] B + [Su-250] S)$$

Where:

Cu	is the surcharge for customer X.
Vu	is the billing volume per 1000 gallons for customer X.
Bu	is the tested BOD level for user X or 250 mg/l, whichever is greater.
.00834	is the conversion
B	is the unit cost factor for treating one pound of BOD.
Su	is the tested TSS level for user X or 250 mg/l, whichever is greater.
S	is the unit cost factor for treating one pound of TSS.

MINIMUM BILLING

Facility Charge, plus the appropriate Pretreatment/Program Charge, if applicable

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

VOLUME CHARGE

Billing for the wastewater volume shall be based on the wastewater volume calculated during the billing period.

Formula:

$$\frac{\text{Wastewater volume}}{1,000} \times \text{Rate per 1,000 gallons}$$

SCHEDULE SGE

SALE OF TREATED WASTEWATER EFFLUENT

(Effective 10/01/17)

APPLICATION

Applicable for sales of treated wastewater effluent to any municipal utility or approved private business. Useable for non-potable purposes only. Not intended for human consumption.

Not available for resale in any event.

PRODUCT AVAILABILITY

Wastewater effluent is available for resale only if volumes are available. Supplies may be limited or unavailable.

MONTHLY RATES

(1)	Facility Charge	<u>Per Bill</u>
	3/4" Meter	\$22.60
	1" Meter	\$32.00
	1-1/2" Meter	\$38.70
	2" Meter	\$51.50
	3" Meter	\$110.40
	4" Meter	\$218.90
	6" Meter	\$299.20
	8" Meter	\$419.20
	10" Meter	\$600.00
(2)	Volume Charge	\$1.50/1,000 gallons

MINIMUM BILLING

Facility Charge

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided subject to the Special Facilities Rider.

VOLUME CHARGE

Billing for the wastewater volume shall be based on the effluent volume calculated during the billing period.

Formula:

$$\frac{\text{Effluent volume}}{1,000} \times \text{Rate per 1,000 gallons}$$

SCHEDULE SSC

WHOLESALE WASTEWATER TREATMENT SERVICE FOR A GOVERNMENTAL AGENCY, DIVISION, OR SUBDIVISION

(Effective 10/01/17)

APPLICATION

Applicable to any municipal corporation, or other governmental agency or subdivision which operates a wastewater collection system and contracts with the City of Denton for wastewater treatment service.

MONTHLY RATES

- | | | |
|-----|---|----------------------|
| (1) | Facility Charge | \$230.75/bill |
| (2) | Pretreatment/Program Charge (As Applicable) | |
| | (A) Categorical | \$400.00/bill |
| | (B) Non-categorical | \$50.00/bill |
| (3) | Volume Charge | \$2.60/1,000 gallons |

Billing shall be based on one-hundred (100%) percent of actual gallons measured.

SAMPLING/ANALYSIS CHARGE (As Applicable)

- | | | |
|-----|---|----------------------|
| (A) | Sampling charge per sample site (each) | \$60.00 |
| (B) | Analysis charge (per test) | Actual cost per test |
| (C) | Violation demand sampling charge per sample site: | |
| | Four-Part Grab | \$170.00/each |
| | First Day of Composite Sampling | \$110.00 |
| | Additional Day Composite Sampling | \$50.00/each |

MINIMUM BILLING

Facility Charge.

WHOLESALE SURCHARGE

In addition to the above charges for wholesale wastewater services, there will be added to the monthly rate an industrial surcharge based on the following formula:

Surcharge Unit Cost Factor \$0.47 per pound of Biochemical Oxygen Demand (BOD)
\$0.42 per pound of Total Suspended Solids (TSS)

$$Cu = Vu \times .00834 ([Bu-250] B + [Su-250] S)$$

Where:

Cu	is the surcharge for customer X.
Vu	is the billing volume per 1000 gallons for customer X.
.00834	is the conversion factor
Bu	is the tested BOD level for user X or 250 mg/l, whichever is greater.
B	is the unit cost factor for treating one pound of BOD.
Su	is the tested TSS level for user X or 250 mg/l, whichever is greater.
S	is the unit cost factor for treating one pound of TSS.

PAYMENT

Bills are due when rendered, and become past due if not paid within fifteen (15) calendar days from date of issuance.

SPECIAL FACILITIES

All services which require special facilities in order to meet Customer's service requirements shall be provided, subject to the Special Facilities Rider.

VOLUME CHARGE

Billing for the wastewater volume shall be based on the wastewater volume calculated during the billing period.

Formula:

$$\frac{\text{Wastewater volume}}{1,000} \times \text{Rate per 1,000 gallons}$$

SCHEDULE CWM

DYNO DIRT PRODUCTS

(Effective 10/01/17)

APPLICATION

Applicable to any and all customers, whether residential, commercial, or wholesale, which elect to acquire the City of Denton's Dyno Dirt products for their use. The City of Denton reserves the right to restrict or limit the sale of all Dyno Dirt products to any customer at any time.

RATES

Dyno Dirt products will be sold by volume on a cubic yardage basis, or in one cubic foot bags. Bulk quantities will not be sold in volumes less than one-half cubic yard.

- (A) Compost
 - (1) Dyno Soil (Top Soil Blend) \$30.00 /Cubic Yard
 - (2) Dyno Dirt \$25.00 /Cubic Yard
 - (3) Dyno Lite \$30.00/Cubic Yard
 - (4) Dyno Dirt Overs \$2.00/Cubic Yard

- (B) Wood Mulch
 - (1) Dyno Landscape Mulch \$27.50/Cubic Yard
 - (2) Dyno Deco Colored Mulch \$30.00/Cubic Yard
 - (3) Dyno Double Grind \$17.50/Cubic Yard

Purchases for (A) and (B) above, greater than ten (10) cubic yards will receive a 20% discount, purchases greater than 100 cubic yards will receive a 40% discount. A contractor's rate will be given to companies or persons who provide a current and valid resale certificate for inspection. The contractor's rate includes a 30% discount on any purchase of from 1 to 99 cubic yards at any one time of any Dyno Product of the City of Denton.

(C) City of Denton departments will receive a 40 % discount on all purchases of Dyno Dirt products.

- (D) Asphalt Millings \$10.00/Cubic Yard

PRODUCT AVAILABILITY

The City of Denton produces Dyno Dirt products throughout the year in varying limited quantities. The City of Denton does not guarantee the availability of any product, and expressly reserves the right to restrict the sale of any product based upon available volumes.

LOCATION

All Dyno Dirt products may be purchased from the City of Denton at the following location:

Location

Address

Compost Sales Bldg

Water Reclamation Plant

1100 Mayhill Road, Denton, Texas

WHOLESALE PURCHASES

All Dyno Dirt products purchased wholesale, for resale to the public, is to be identified as a City of Denton manufactured product. The wholesale purchaser must provide the City of Denton selling price information to the retail customer if it is requested.

SCHEDULE GBL

GRASS/BRUSH/LEAVES

(Effective 10/01/17)

APPLICATION

Applicable to all City of Denton residents who submit for deposit at the landfill grass clippings, brush, and/or leaves, who shall pay the following rates:

GRASS/BRUSH/LEAVES:

<u>Product Characteristics</u>	<u>Charge</u>
1. Uncontaminated bagged or un-bagged grass, brush, or leaves in less than twelve foot (12') lengths.	\$20.00/ton
2. Uncontaminated bagged or un-bagged grass, brush, or leaves in greater than twelve foot (12') lengths.	\$30.00/ton
3. Contaminated grass, brush, or leaves of any length:	\$44.00/ton
4. Whole trees and stumps	\$50.00/ton

MINIMUM CHARGE

\$25.00 per load

Professional landscapers, tree trimmers, and yard maintenance personnel are required to bring their grass, brush, or leaves (all collectible yard waste) to the landfill, and are not permitted to leave any of the above-referenced collectible yard waste items stacked or piled on the curb at the Customer's location.

Grass, brush, and leaves shall not be assessed the City of Denton solid waste 3.5% surcharge to compensate for the State of Texas surcharge for all solid waste received at landfills if the materials are not land filled.

SCHEDULE ST

WASTEWATER TAP AND MANHOLE FEES

(Effective 10/01/17)

APPLICATION

This schedule applies to the installation, removal, or relocation of wastewater taps by the City of Denton Utility Department at the request of any person, firm, association, corporation, or other legal entity.

TAP FEES

Any person, firm, association, corporation, or other legal entity that requests that a wastewater main tap be removed, installed, or relocated by the Wastewater Utility Department shall pay in advance to the Wastewater Utility Department the following applicable fees:

WASTEWATER TAPS WITH CLEANOUT

<u>Size of Tap</u>	<u>Paved Street</u>	<u>Unpaved Street</u>
4 inch	\$2,600.00	\$1,500.00
6 inch	\$2,700.00	\$1,650.00
8 inch	\$2,800.00	\$1,800.00

MANHOLE BREAKOUT FEE

6" – 12" Line	\$165.00
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FEES FOR INSTALLATIONS NOT LISTED

For installation of a tap or manhole for which a fee is not specified, the requestor shall pay in advance a deposit based upon the estimated cost of such installation, or similar work, plus an administrative charge of 20%. Upon completion of the installation or similar work requested, the customer shall be billed at actual cost, as determined by the Wastewater Utility Department, plus a 20% administrative charge. Any excess deposit shall be refunded to the Customer.

SCHEDULE STE

TREATED EFFLUENT WASTEWATER TAP FEES

(Effective 10/01/17)

APPLICATION

This schedule applies to the installation, removal, or relocation of treated effluent wastewater taps by the City of Denton Utility Department at the request of any person, firm, association, corporation, or other legal entity.

TAP FEES

Any person, firm, association, corporation, or other legal entity that requests that a wastewater main tap be removed, installed, or relocated by the Wastewater Utility Department shall pay in advance to the Wastewater Utility Department the following applicable fees:

REUSE WASTEWATER LINE TAPS

<u>Size of Tap</u>	<u>Paved or Unpaved Street</u>
4 inch	Actual cost per tap
6 inch	Actual cost per tap
8 inch	Actual cost per tap
12 inch	Actual cost per tap

FEES FOR INSTALLATIONS NOT LISTED

For installation of a tap for which a fee is not specified, the requestor shall pay in advance a deposit based upon the estimated cost of such installation, or similar work, plus an administrative charge of 20%. Upon completion of the installation or similar work requested, the customer shall be billed at actual cost, as determined by the Wastewater Utility Department, plus a 20% administrative charge. Any excess deposit shall be refunded to the Customer.

SCHEDULE OSSF

ON-SITE SEWAGE FACILITY PERMIT FEES

(Effective 10/01/17)

APPLICATION

This schedule applies to the new construction of aerobic treatment systems, new construction of non-aerobic treatment systems, and repair and alteration of the above.

OSSF PERMIT FEES

Any person, firm, association, corporation, or other legal entity that requests a wastewater system work permit shall pay in advance to the Wastewater Utility Department the following applicable fees:

New Construction of aerobic treatment systems	\$410
Reinspection Fee of aerobic treatment systems	\$200
New Construction of non-aerobic treatment systems	\$210
Reinspection Fee of non-aerobic treatment systems	\$100
Repair or Alteration fees (All types of OSSF's)	\$50

SCHEDULE SWP

COLLECTION AND TRANSPORTATION SERVICES PERMIT

(Effective 10/01/17)

Any person, entity, or business engaged in the collection and transport of waste, recyclables, or other materials as classified within this rate schedule, and operating within the City of Denton must possess a current permit issued from the City prior to providing collection and transportation services. Any private container located within the City of Denton for use in waste and recyclables collection services is required to be permitted.

Permits for collection and transportation services are required for, but are not limited to, the following wastes and recyclables classifications:

- Special Waste
- Medical Waste
- Hazardous Waste
- Grease & Grit Trap Waste
- Commercial and Industrial Recyclable Materials – containerized and baled
- Construction and Demolition (C&D) materials, recyclables, reuseables, and discarded C&D materials
- Waste and recyclable collection service providers operating in newly annexed areas, or contract service providers for the city
- Refuse or recyclables that the City does not collect and transport.

The person shall apply for a permit from the city, and shall pay the required application fees at the time of permit application. All permits are non-transferable and are granted as non-exclusive service permits. Granting permits will be at the discretion of the City to meet the needs of the community. The permit applicant must pay the required fees, and meet all permit requirements prior to the issuance of a permit. Applicants with a Texas Commission of Environmental Quality (TCEQ) poor compliance history may not be permitted.

Granting of Permit

As a condition of granting a permit, the person or entity receiving such permit (permittee) agrees to execute and comply with all requirements of the service agreement, carry specific types and amounts of insurance, submit reports, and pay the necessary fees by the specified due date. Following the granting of a permit, permit stickers shall be issued by the City and shall be placed by the permittee on all vehicles operating within the city limits of. Collection and transportation vehicles operating in Denton are required to display a current and valid calendar year permit decal at all times. If decals are lost by the permittee, and are not visible on their vehicles, then the vehicles must be re-permitted by the permittee, and all appropriate fees paid, prior to the vehicles or containers being placed in service within Denton's city limits. The City of Denton is not responsible for lost decals.

Exclusions

Individuals living within the City limits of Denton, and hauling personal materials, wastes, or recyclables from their primary living residence are exempt from this requirement.

Any person, who transports applicable materials three or fewer times per year, shall register with the City on the forms provided for that purpose. No annual service fees are required, but registration and permitting through the City is required.

Fees

Collection and Transportation Services Permit Fees

Service Providers

Application Fee	Paid Annually	\$200.00
Service Fees:		
	Per Vehicle	\$400.00
Waste manifests:	Per Book of 100	\$40.00

Service providers desiring to provide services in more than one service category are required to complete permit documentation and pay the applicable fees for each service category they desire to provide within Denton's City limits. All fees paid are nonrefundable.

Application and service fees will be billed to the applicant through City of Denton's Customer Service Department. Service fees are non-transferable between vehicles and are unit specific.

Violations / 'No Operations' Declaration

A business which has not been permitted by the City to operate within the City limits of Denton; or has been suspended by the City from operating within the City limits of Denton, Texas shall be charged a sum of up to \$500.00 per day by the City, for each day of violation of this ordinance, if the provider violates the 'No Operations' requirement prior to receipt of a City of Denton permit, or during any suspension of a permit period. Each day of illegal operations during a 'No Operations' period is considered a separate violation and the service provider is subject to being charged a sum of up to \$500.00 for each day of violation. Following the receipt of a 'No Operations' declaration and prior to a service provider being reinstated to legally operate within the City limits of Denton, the service provider must meet with the City staff to update their application and agreement and make payment of all monies owed to the City.

If a service provider operates a vehicle within Denton's City limits which has not been permitted, operates any piece of equipment with an expired permit, performs some other permit violation, fails to make payment of the appropriate fees in a timely manner, the city will issue a 'No Operations' declaration to the service provider, and assess all applicable permit violation fees. Once a service provider has been issued a 'No Operations' declaration from the City, all services to be provided within Denton's City limits are required to cease. Following a meeting with the City staff, and the payment of all monies owed the City, the status of the permit will be determined.

Revocation of Services & Non-Renewal of Permits

If the City finds any requirement of the permit has been violated, or observes service providers operating within Denton's City limits without current permits, the City may institute a 'No Operations' declaration. Additionally, the City may revoke or not renew the service provider's permit, thereby requiring the service provider to cease all operations within the City limits of Denton.

Reclassification of Recyclables

Recyclables containing ten (10%) percent or more contamination, as determined by the City, will be considered refuse, and its collection may not be provided by service providers permitted under this ordinance. This material shall be reclassified as refuse and will be collected by the City of Denton. The Director of Solid Waste or his/her designee, will make the final determination on whether stored recyclables contain excessive contamination, which at the City's determination, may cause the reclassification of these materials to municipal solid waste (MSW), thereby negating the ability of a service provider to transport this material within Denton's City limits under their operating permit pursuant to this ordinance.

The City of Denton has the authority to inspect the contents of any container located within Denton's City limits in order to determine the materials content of the container, so as to ensure compliance with the contamination requirements, which shall not exceed 10%.

Terms and Renewal

Permits are issued annually, beginning December 1, and are effective from January 1, or the date of issuance, whichever is later, through December 31 of the same calendar year. The permit application process should be initiated and fees should be paid as early as possible during the last quarter of each calendar year for the upcoming calendar year so that adequate time is available for review and processing of the application. All collection and transportation permits shall be valid for up to one calendar year from the date of issuance. All permits issued during a calendar year will expire on the last day of that calendar year.

SCHEDULE SD

STORM DRAINAGE FEES

(Effective 10/01/17)

APPLICATION

Applicable to all real property and appurtenances owned and located within the incorporated limits of the City of Denton, Texas, except as exempted below. The Storm Drainage fee charged to each tract of real property is based upon the amount of impervious surface cover that results in water runoff or water quality impacts into the City of Denton drainage system.

MONTHLY FEE – RESIDENTIAL (SDR)

The residential fee is applicable to all single-family through fourplex real properties located within the incorporated limits of the City of Denton, Texas, for which impervious surfaces can be individually identified. The residential fee is established by utilizing a block system. The fee charged in each fee block is set forth and established as follows:

<u>Fee Block</u>	<u>Per Bill</u>
0 – 600 Square Feet	\$0.50
601 – 1,000 Square Feet	\$1.00
1,001 – 2,000 Square Feet	\$3.35
2,001 – 3,000 Square Feet	\$5.45
3,001 – 4,000 Square Feet	\$7.60
4,001 – 5,000 Square Feet	\$9.75
5,001 – 6,000 Square Feet	\$12.00
Over 6,000 Square Feet	\$15.50

MONTHLY FEE – NON-RESIDENTIAL (SDN)

The non-residential fee is applicable to all other real property owned and located within the incorporated limits of the City of Denton, Texas, except as exempted below. The non-residential fee is based upon the total square footage of impervious surface cover measured for each customer/owner.

Formula:

Measured Square Footage of Impervious Surface Cover x \$0.00186 per bill

EXEMPTIONS

The following real property owned and located within the incorporated limits of the City of Denton, Texas shall be exempt from imposition of the residential fee or the non-residential fee:

1. Real property with proper construction and maintenance of a wholly sufficient and privately-owned drainage system, not draining into the City of Denton drainage system, upon the real property's inspection and certification by the City; or

2. Real property held and maintained in its natural state, until such time that the real property is developed, and all of the public infrastructure constructed thereon has been accepted by the City; or
3. Real property, consisting of an unimproved subdivided lot, until such time as a structure has been built on the lot and a certificate of occupancy has been issued by the City.

No other exemptions to the residential fees or the non-residential fees are applicable

SCHEDULE SDI

STORMWATER REINSPECTION FEE

(Effective 10/01/17)

APPLICATION

Applicable to active construction or land disturbing activities located within the incorporated limits of the City of Denton, Texas. The Stormwater Reinspection Fee is charged to operators or designated representatives of projects where land disturbing activity is occurring, including new construction, demolition, and redevelopment.

RATE

Reinspection fees for initial or periodic inspection resulting in non-compliance, notices of violation and/or stopwork orders. Fees may be waived at discretion of the inspector for minor noncompliance issues.

Fee: \$150.00/site inspection

SPECIAL FACILITIES RIDER
(Effective 10/01/17)

- (1) All service shall be offered from available facilities. If a customer service request for a special or unusual service not otherwise provided for by the Wastewater rate ordinance, and/or requires facilities and devices which are not normally and readily available at the location at which the Customer requests the service, then the City shall provide the service subject to the requirements of paragraph 2 and 3 of this rider.
- (2) The total cost of all facilities required to meet the Customer's special requirements which are incurred by the City in connection with rendering the service, shall be subject to a contract entered into between the City and the Customer. This contract shall be signed by both parties prior to the City providing the requested service to the Customer.
- (3) Any contract under this rider is subject to the following approvals:
 - (a) If the total value of the contract is less than \$100,000, the contract may be approved by the City Manager, or his designee. If a contract under this subsection is not approved by the City Manager, or his designee, then it must be recommended for approval by the Public Utilities Board and approved by the City Council.
 - (b) If the total value of the contract is equal to or greater than \$100,000, the contract must be recommended for approval by the Public Utilities Board and approved by the City Council.

SPECIAL CONDITIONS RIDER
(Effective 10/01/17)

- (1) If a special condition or circumstance exists not otherwise provided for by the wastewater rate ordinance, then the City shall have the authority to provide for the special condition subject to the requirements of paragraph 2 of this Rider.
- (2) Any special condition under this rider is subject to the following approvals
 - (a) If the total value of the special condition is less than \$100,000, the special condition may be approved by the City Manager, or his designee. If a special condition under this subsection is not approved by the City Manager, or his designee, then it must be recommended for approval by the Public Utilities Board and approved by the City Council.
 - (b) If the total value of the special condition is equal to or greater than \$100,000, the special condition must be recommended for approval by the Public Utilities Board and approved by the City Council.

SECTION 2. All ordinances or parts of ordinances in force when the provisions of this ordinance became effective which are inconsistent, or in conflict with the terms or provisions contained in this ordinance are hereby repealed to the extent of any such conflict.

SECTION 3. If any section, subsection, paragraph, sentence, clause, phrase or word in

this ordinance, or application thereof to any person or circumstances is held invalid by any court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance, and the City Council of the City of Denton, Texas, hereby declares it would have enacted such remaining portions despite any such invalidity.

SECTION 4. The Schedule of Rates herein adopted shall be effective, charged and applied to all wastewater service rendered on and after October 1, 2017, and a copy of said rates, fees, and charges shall be maintained on file in the Office of the City Secretary of the City of Denton, Texas.

PASSED AND APPROVED this the _____ day of _____, 2017.

CHRIS WATTS, MAYOR

ATTEST:
JENNIFER WALTERS, CITY SECRETARY

By: _____

APPROVED AS TO LEGAL FORM:
, CITY ATTORNEY

By: _____