

**EXHIBIT "A"**

**11-476**

**923.01 USER CHARGES.**

(a) All users in the Summit County Metropolitan Sewer District shall be charged for sewage disposal services in accordance with the methodology contained in this chapter.

(b) Effective January 1, 2007. Users whose water consumption is measured by meter readings provided to the County or whose sewage flows are metered shall pay the following monthly rates for all normal strength sewage or wastewater discharged into the County's sewage disposal system per the following schedule for the period ~~2007-2011~~ 2012:

Charge and Customer Type	2007	2008	2009	2010	2011	<u>2012</u>
User Charges – Metered Customers (\$ per 1000 gallons)*						
Residential, Governmental, Institutional	3.82	4.11	4.42	4.75	5.11	<u>5.11</u>
Commercial	4.29	4.61	4.96	5.32	5.70	<u>5.70</u>
Industrial	4.97	5.34	5.72	6.13	6.54	<u>6.54</u>

\* Represents metered volumes at a plant or at a point where flow leaves the Summit County Metropolitan Sewer District.

Charge and Customer Type	2007	2008	2009	2010	2011	<u>2012</u>
User Charges – Metered Customers (\$ per 100 cubic feet of water)						
Residential, Governmental, Institutional	4.99	5.36	5.77	6.20	6.67	<u>6.67</u>
Commercial	5.60	6.02	6.47	6.94	7.44	<u>7.44</u>
Industrial	6.47	6.95	7.45	7.98	8.52	<u>8.52</u>

(c) Effective January 1, 2007. Except as otherwise specified in this section, users whose water consumption is not measured by meter readings provided to the County shall pay the following monthly flat rates per benefit, subject to a minimum charge of one (1) benefit, for all normal strength sewage or wastewater discharged into the County's sewage disposal system according to the Director's determination of flow:

Charge and Customer Type	2007	2008	2009	2010	2011	<u>2012</u>
User Charges – Flat Rate Customers (\$ per month)						
Residential, Governmental, Institutional	46.53	50.02	53.78	57.83	62.22	<u>62.22</u>

Commercial	52.25	56.15	60.29	64.72	69.37	69.37
Industrial	60.43	64.92	69.60	74.57	79.59	79.59

(d) The Director of the Department of Environmental Services shall determine sewage or wastewater flows for nonmetered discharges in accordance with the following flow guide or by any other method which would more accurately reflect the volume of discharge:

Place	Estimated Sewage Flow
	Gallons Per Day
Apartments	250 one bedroom
	300 two bedroom
	350 three bedroom
Assembly Halls Note (a)	2 per seat
Bowling alleys (no food service) Note (a)	75 per lane
Churches (small) Note (a)	3-5 per sanctuary seat
Country clubs	50 per member
Dance halls Note (a)	2 per person
Drive-in theaters	5 per car space
Factories (no showers)	25 per employee
Factories (with showers)	35 per employee
Food service operations	
Ordinary restaurant (not 24 hr.)	35 per seat at 400 ppm BOD
24-hour restaurant	50 per seat at 400 ppm BOD
Banquet rooms	5 per seat at 400 ppm BOD
Tavern (very little food service)	35 per seat at 400 ppm BOD
Curb service (drive-in)	25 per car space at 400 ppm BOD
Vending machine restaurants	100 per seat at 200 ppm BOD
Gasoline service stations Note (c)	1000 first bay or pump island

	500 additional bay or pump island
Grocery store	.13 per sq. ft. of floor space
Single-family dwellings, condominiums	400 per dwelling
Hospitals (no resident personnel) Note (b)	300 per bed
Institutions (residents) Note (b)	100 per person
Laundries (coin operated)	287 per standard size machine
Mobile home parks	300 per mobile home space
Motels	100 per unit
Nursing and rest homes Note (b)	150 per patient  100 per resident employee  50 per non-resident employee
Office buildings	20 per employee
Public golf course (with showers)  Note (a)	7 per golfer
Public golf course (no showers)  Note (b)	5 per golfer
Recreational vehicle parks and camps	125 per trailer or tent space
Retail store	20 per employee
Schools	
Elementary Note (b)	15 per pupil
High and junior high Note (b)	20 per pupil
Shopping centers (no food service, beauty salons or laundries) Note (d)	0.13 per sq. ft. of floor space

Swimming pool (average)	3-5 per swimmer (design load)
With hot water shower	5-7 per swimmer (design load)
Vacation cottages	50 per person
Youth and recreation camps Note (b)	50 per person

Note (a) Food service waste not included.

Note (b) Food service waste included.

Note (c) Flow for gasoline service stations having service bays and pump islands will be based upon the lesser amount of the two flow calculations.

Note (d) Flow for shopping centers will be based on 0.13 per square foot for the total floor space or 0.13 per square foot for retail centers and 400 gpd for each individual retail store. The lesser of the two calculations will prevail.

(e) The user charges shall be reviewed no less than biennially in accordance with applicable Federal regulations and adjusted, if necessary, to maintain the proportionate distribution of operation, maintenance and replacement costs among the user classes and to insure that sufficient revenues are generated to pay for the operation, maintenance and replacement of the sewage disposal system.

(f) Fixed Income Citizen/Disabled Citizen/Senior Citizen Discount Programs.

(1) A discount of ten percent (10%) shall be deducted from the sewer bill for all qualified residential customers. A "qualified residential customer" shall be defined as an individual who:

A. Qualifies and receives sewer services pursuant to Section 923.01 of this Chapter; and

B. Owns and occupies a "Homestead", as defined in Section 323.151 of the Ohio Revised Code ("O.R.C.");

C. Has a total household income equal to or less than \$3,000 plus twice the annual federal household poverty level for a household of two persons as determined each year by the United States Department of Health and Human Services, Office of Budget and Management; and

D. Has, as their primary source of total income, retirement pensions and/or survivor benefits from a former employee, labor union, or federal, state, or other governmental agency; or, disability income; or, receipts from annuities or insurance; or, income from Individual Retirement Account ("IRA") plans; or, income from Keogh plans; and

E. Qualifies as a permanently and totally eligible senior citizen or disabled person as defined in O.R.C. Sections 323.151 (B) or (C).

(2) An additional discount of twenty-five percent (25%) shall be deducted from the flat rate sewer bill of all qualified residential customers. A "qualified residential customer" under this program shall be defined as an individual who meets all of the following criteria:

A. Qualifies and receives flat-rate sewer service under Section 923.01(c) of this Chapter; and

B. Owns and occupies a "homestead" as defined in O.R.C. Section 323.151(A); and

C. Has a total annual household income equal to or less than \$3,000 plus twice the annual federal household poverty level for a household of two (2) persons as determined each year by the United States Department of Health and Human Services, Office of Management and Budget; and

D. Has, as their primary source of total income, retirement pensions and/or survivor benefits from a former employee, labor union, federal, state, or other governmental agency; disability income; receipts from annuities or insurance; income from IRA plans; or income from Keogh plans; and

E. Qualifies as an eligible senior citizen or disabled person as defined in O.R.C. Sections 323.151(B) or (C).

(3) The Director of the Department of Environmental Services shall administer said "Discount Programs", including, but not limited to, generation and processing of applications and related forms, a determination and verification of necessary supporting documentation for qualification or continuing participation in any "Discount Program" and the establishment of policies and procedures reasonably necessary to conduct or administer any and all "Discount Programs" under this section.

(4) Upon approval for participation in any Discount Program under this section, the rate reduction shall be in effect for the next billing period commencing no sooner than fifteen (15) days after approval by the Director.

(5) A user approved for either program shall furnish continuing evidence of eligibility at least once per year and at any other time upon written request by the Director.

(6) A user who ceases to qualify for eligibility to participate in one of the Discount Programs under this section shall notify the Director, in writing, within ten (10) business days.

(7) No user may be certified for participation in any Discount Program under this Section if such user has been convicted of violating O.R.C. Sections 323.153 (C) or (D), or convicted of violating O.R.C. Sections 6117.01 to 6117.45 or who is in violation of any of the provisions of Title Five-Sewers and Wastewater of these Ordinances.

(g) Request for conversion of residents to metered billing program. Any political subdivision in the County of Summit that is served by the County's sewer system and whose residents are billed on a flat rate may request that the County convert its residents to the County's metered billing program. Such a request shall be in the form of a certified resolution stating the desire of the political subdivision to have its residents converted from flat rate billing to the County's metered billing program and shall be submitted to the County Executive. No conversion from a flat rate to the metered billing

program shall be effective except as provided in Section 923.01(g).

**923.02 SURCHARGE.**

(a) The maximum sewage strength for users is as follows:

	Maximum Sewage Strength		
	B.O.D.	C.O.D.	S.S.
Residential, governmental, institutional	250 mg/l	500 mg/l	300 mg/l
Commercial	300 mg/l	600 mg/l	400 mg/l
Industrial	400 mg/l	800 mg/l	500 mg/l

(b) All users discharging nonindustrial wastes which exceed the maximum strength for the user class shall be subject to a surcharge in the B.O.D. or C.O.D., and the S.S. components of their user charge rate equal in percentage to the amount by which the measured strengths exceed the assigned strengths. In the case of the B.O.D. and C.O.D. components, a user shall be charged only for the extra strength of whichever component has been exceeded by the greatest percent.

Charge and Customer Type	2007	2008	2009	2010	2011	<u>2012</u>
High Strength Surcharge (\$ per Pound)						
BOD (in excess of maximum allowable sewer strength)	0.4857	0.5206	0.5525	0.5848	0.6067	<u>0.6067</u>
COD (in excess of maximum allowable sewer strength)	0.2429	0.2603	0.2763	0.2924	0.3034	<u>0.3034</u>
TSS (in excess of maximum allowable sewer strength)	0.3204	0.34357	0.3646	0.3859	0.4005	<u>0.4005</u>

(c) All users permitted by the Director of the Department of Environmental Services to discharge industrial wastes which exceed the concentrations or limits specified in Sections 921.05, 921.06, 925.03 and subsection (a) hereof shall be subject to a surcharge in addition to any other charges and fees. The amount of the surcharge shall be determined on an individual basis by the Director to reflect the cost incurred by the County to treat the excess waste loads.

**923.03 BILLING CHARGE.**

Effective January 1, 2007, the following billing charges shall be assessed:

Charge and Customer Type	2007	2008	2009	2010	2011	2012
Billing Charges (\$ per Period Bill)						
Flat Rate Customers	1.79	1.84	1.89	1.95	2.01	<u>2.01</u>
Metered Customers	4.26	4.39	4.52	4.66	4.80	<u>4.80</u>

Any additional costs incurred due to fee charged for obtaining water meter readings will be in addition to the costs listed above and will be “passed through” at the actual cost. The billing charge and all “passed through” charges shall be stated as a separate line item on customer’s bill.

**923.05 TAP-IN FEE.**

(a) All users in the Summit County Metropolitan Sewer District shall pay a tap-in fee prior to connection to the sanitary sewer system.

(b) The applicable tap-in fee shall be charged for each gallon per day discharged to the sanitary sewer system in accordance with the flow estimation procedures specified in Section 923.01(d) or the minimum, per the following schedule:

Charge and Customer Type	2007	2008	2009	2010	2011	2012
Tap In Fee (\$ per gallon per day)						
Customer’s Contributing Flow to DOES WWTP’s	6.18	7.18	8.18	8.18	8.18	<u>8.18</u>
Minimum Tap In Fee	2,470	2,870	3,270	3,270	3,270	<u>3,270</u>
Customer’s Contributing Flow to Non-DOES WWTP’s	4.91	4.91	4.91	4.91	4.91	<u>4.91</u>
Minimum Tap In Fee	1,960	1,960	1,960	1,960	1,960	<u>1,960</u>

Water consumption shall not be used to estimate sewage discharge for the purpose of calculating the tap-in fee unless no other method is available and provided that such water consumption is augmented to account for normal infiltration and inflow into the sewer system.



(c) The Director of the Department of Environmental Services may establish procedures for two (2) tap-in fee extended payment programs enabling financially disadvantaged residents and charitable agencies and public institutions the option of placing the tap-in fee on their property tax duplicate, without interest, for a period not to exceed five (5) years. All tap-in fees approved for the extended payment programs shall be certified to the County Auditor as provided by law and placed on the tax list and duplicate, without interest, and collected as other taxes are collected for no more than five (5) years, payable in equal semiannual installments.

(d) The Director may establish procedures for a tap-in fee extended payment program enabling multiple residential, commercial and industrial users the option of placing part of their sewer tap-in fee on their property tax duplicate, without interest, for a period not to exceed two (2) years. The tap-in fee extended payment program shall apply to users who are charged a tap-in fee in excess of four (4) benefits, and shall require payment of one-third (1/3) of the amount at the time of application with the outstanding balance being placed on the property tax duplicate. That part of the tap-in fee placed on the tax duplicate shall be certified to the County Auditor as provided by law and placed on the tax list and duplicate, without interest, and collected as other taxes are collected for no more than two (2) years, payable in equal semiannual installments.

**923.06 PERMIT FEE.**

(a) All users in the Summit County Metropolitan Sewer District shall pay a permit fee prior to connecting a new private sewer lateral or making modifications to an existing private sewer lateral. The capping of a lateral will be exempt from paying a permit fee.

(b) The permit fee for a single family residence shall be based on the following schedule and charged per connection. This amount shall be nonrefundable.

Charge and Customer Type	2007	2008	2009	2010	2011	<u>2012</u>
Permit Fee (\$ per Permit)						
Single Family Residence	148	152	157	161	166	<u>166</u>

(c) The permit fee for nonsingle family residences shall be based on the following schedule. The permit fee shall be nonrefundable. Each discharge from a structure shall constitute a connection for which a permit fee must be paid:

Charge and Customer Type	2007	2008	2009	2010	2011	<u>2012</u>
Permit Fee (\$ per Permit)						
Non-Single Family Residence						
First 100 Feet of Lateral Inspected or Minimum Charge	228	235	242	249	257	<u>257</u>
Over 100 Feet (\$ Per 100 Feet)	114	117	121	125	128	<u>128</u>

(d) Sewer connection permits shall be valid for a period of one (1) year from the date of issuance. The Department of Environmental Services shall not inspect or approve any sewer connection for which the permit has expired.

(e) A fee of twenty-five dollars (\$25.00) shall be charged to reissue an expired permit. In addition, the party seeking to have a permit reissued shall first pay an amount equal to any increase in the tap-in or permit fees which have occurred since the issuance of the original permit.

**923.07 CONSTRUCTION SERVICE FEE.**

(a) All persons constructing privately financed sanitary sewer projects within the Summit County Metropolitan Sewer District shall pay a construction service fee for engineering, inspection and administrative functions performed by the County.

(b) The following construction service fees shall be paid at the time of the pre-construction conference after the Director of the Department of Environmental Services has approved the project for construction, which approval shall be valid for a period of one (1) year:

Charge and Customer Type	2007	2008	2009	2010	2011	2012
<b>Construction Service Fees (\$ per Unit)</b>						
Wastewater Treatment Plants (\$ per gallon per day of capacity)	0.72	0.74	0.76	0.78	0.81	<u>0.81</u>
Pump Stations (\$ per gallon per minute of capacity)	12.76	13.14	13.53	13.94	14.36	<u>14.36</u>
Sanitary Sewer Lines and Force Mains (\$ per linear foot)	3.37	3.47	3.58	3.69	3.80	<u>3.80</u>

(c) Requests for overtime inspection services shall be approved by the Director and shall be billed at the rate of thirty-nine dollars and sixty cents (\$39.60) per hour. Overtime shall be accrued in one-half (½) hour increments only.

**923.08 SEWER MAINTENANCE FEE.**

(a) All properties in the Summit County Metropolitan Sewer District served by a County sanitary sewer shall be charged a sewer maintenance fee in addition to any other charges and fees.

(b) The sewer maintenance fee shall be in accordance with the following schedule:

Charge and Customer Type	2007	2008	2009	2010	2011	2012
Sewer Maintenance Fee (\$ per abutting front footage per year)						

All Customers	0.54	0.56	0.58	0.59	0.61	<u>0.61</u>
Minimum - all Customers	54.00	56.00	58.00	59.00	61.00	<u>61.00</u>

(c) Parcels that abut more than one (1) sanitary sewer shall be charged for sewer maintenance based on the shortest abutting sewer lines. If a parcel is split off from another parcel which fronts more than one sanitary sewer line in such a way that the split parcel is subjected to a long side maintenance fee, the Director of the Department of Environmental Services may determine that the split parcel shall be charged for the short side maintenance fee applicable to the original parcel.

(d) The sewer maintenance fee shall be certified to the County Auditor as provided by law and placed on the tax list and duplicate, without interest, and shall be collected as other taxes are collected.