

ORDINANCE NO. 4096

AN ORDINANCE AMENDING SECTION 13.04.005, SECTION 13.04.060, SECTION 13.04.080, SECTION 13.04.090, SECTION 13.04.095, SECTION 13.04.100, SECTION 13.04.110, SECTION 13.04.130, SECTION 13.04.160, SECTION 13.04.170, SECTION 13.04.260, SECTION 13.04.590, AND SECTION 13.04.660 AND ADDING A NEW SECTION 13.04.061 OF CHAPTER 13.04 OF THE RAPID CITY MUNICIPAL CODE PERTAINING TO WATER RATES AND FEES.

BE IT ORDAINED by the City of Rapid City that Section 13.04.005 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.005 Definitions.

“Capacity” is defined as the supply, treatment, storage and pumping capabilities of the municipal water utility system.

~~“SFRE” means single family residential equivalent, defined by the director as three hundred fifty gallons of water usage per day.~~

“Commercial User” A business that supplies a service or creates a product.

Project Types:

- a. “Replacement Project” A project which replaces or repairs existing infrastructure with similar components having more or less the same capacity as the original.
- b. “Improvement” A project which provides for increased capacity, or improved efficiency to existing systems. This type of project is located within the existing city service area or corporate limits.
- c. “Expansion/Economic Development” A project which extends water infrastructure to provide services for new developments.
- d. “Service Area” The geographic area in which the city currently provides an actual service. This contrasts with a planning service area in which the city may provide service in the future.

“Residential User” Single family homes, duplexes, townhouses, apartments, and mobile home parks without a master meter.

“Unit” means one hundred cubic feet.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.060 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.060 Connection ~~Permit~~ ~~Permit~~ ~~Application~~ ~~Fee~~ ~~Issuance.~~

Owners of property desirous of using water, either directly or indirectly, from the distributing pipes, within the corporate limits of the city, shall have a licensed plumbing contractor or licensed underground utility contractor make application, in writing, to the water and sewer department, such application to state the name of the owner, a description of the premises, the size of the tap, the kind of service pipe to be used, and the purpose for which it is to be used. Such application must be made at least two days before the work is to be commenced. A permit shall be issued after the application is approved by the director of public works or his designee, and payment is made for both a New Account Fee and tapping fees as provided for in this chapter. ~~After the application is approved by the director of public works or his designee and the payment of a twenty dollar fee, plus tapping fees as provided for in this chapter, a permit shall be issued.~~

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.061 of Chapter 13.04 of the Rapid City Municipal Code be added to read as follows:

13.04.061 Connection and Inspection Fees

The New Account Fee shall be fifty five dollars and provide an initial field inspection of the private water service line from the curb stop to the structure, mileage, administrative tracking and card drawing. Each additional inspection of the private water service line shall require the payment of a twenty five dollar re-inspection fee.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.080 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.080 Taps and connections to be made by city.

After permits have been issued pursuant to Section 13.04.0670, it shall then be the duty of the water and sewer department, upon due notice, to tap the distributing pipe as provided in this chapter. No person shall be permitted to tap or make connections, either directly or indirectly, with any of the distributing systems of the waterworks of the city, except through the department.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.090 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.090 Tap--Fees.

A. At the time of making application for a permit under this chapter, the applicant shall pay to the city ~~finance officer~~ ~~treasurer~~ an additional sum to cover the cost of making the tap upon the water main as follows:

- ~~1. For making each three quarter inch tap, the sum of forty dollars;~~
12. For making each one-inch tap, the sum of forty-five dollars;
- ~~3. For making each one and one quarter inch tap, the sum of thirty dollars;~~
24. For making each one and one-half-inch tap, the sum of thirty dollars;
35. For making each two-inch tap, the sum of thirty dollars;
46. For making taps in excess of two inches, but less than eight inches, the following fee shall be collected:
 - a. For making each tap, the sum of one hundred twenty-five dollars for labor and equipment;
57. For making taps of eight inches or greater, the following fee shall be collected:
 - a. For making each tap, the sum of one hundred fifty dollars for labor and equipment.
 - b. In addition to the above fees, any person using the service of the machine and the operator shall reimburse the city for any damage done to the equipment.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.095 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.095 Water Construction Fees ~~Supplemental tap fees~~ ~~Certain service areas.~~

Upon recommendation by the director, the city council may by resolution impose ~~supplemental tap~~ water construction fees on individual properties in certain identified, unserved areas when properties in such service area are benefited by the installation of a water main. All users in such service area shall pay ~~an~~ the additional ~~tap~~ water construction fee prior to connecting to the water main. This ~~supplemental tap~~ water construction fee shall be in addition to the ordinary tap fees imposed by this chapter. The city may enter into agreements assigning the cost of installation of water mains to serve such service areas. The ordinance codified in this section implements authority granted in SDCL § 9-47-16.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.100 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.100 Tap--Corporation stops, topping sleeves and valves--Responsibility for furnishing.

For ~~making the tap for three quarter inch and one-inch taps,~~ the city will furnish the corporation stops. Corporation stops, tapping sleeves, and valves for all taps ~~of one and one~~

~~quarter inch or larger than one inch~~ shall be furnished by the individual or firm requesting the tapping permit and shall be of a type, grade and standard approved by the director of public works or his designee.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.110 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.110 Tap--Maximum size.

The following sizes of taps in water mains shall not be exceeded:

Pipe Size	Tap Size
4"	<u>1"</u>
6" or larger	<u>1 1/4"</u>
<u>Smaller than 8"</u>	<u>1"</u>

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.130 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.130 Corporate stops--maximum size.

No corporate stops will be inserted in the city mains smaller than one inch or larger than two inches in diameter ~~larger than one and one quarter inches in diameter~~. If a service larger than ~~one and one quarter~~ two inches is desired, it shall be a tapping sleeve and valve or a tee and valve with branch larger than two inches ~~it must be a series of taps or a double strap service clamp up to and including two inches or a tapping sleeve and valve larger than two inches~~. All service saddles shall be furnished and installed by the individual or firm requesting the tap.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.160 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.160 Connections for fire protection.

When the proprietors of lumberyards, factories, halls, stores, hotels, or public buildings, regular customers of the waterworks, wish to lay larger pipes with hydrants and hose couplings, to be used only in case of fires, they will be permitted to connect with the street main at their own expense, upon the granting of a permit by the city engineer or his designee, and will be allowed to use the water for fire purposes only, free of charge, as long as such pipes are kept free from leaks and in good repair. All water lines laid for private free fire protection must meet all city criteria and specifications for water distribution systems ~~be not less than Class 150 asbestos cement (ac) pipe or polyvinyl chloride (pvc) pipe, with cast iron o.d. measurements, rubber gasket joints, and must be four inches inside diameter or larger.~~

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.170 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.170 Extension of public infrastructure to accommodate individual service connections.

Any extension of public infrastructure to accommodate individual service connections shall comply with Chapter 16.16 of the subdivision regulations. The cost for installation of water infrastructure within a new development is the sole responsibility of the subdivider except for oversize cost as provided for in Section 16.16.100 of Chapter 16.16.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.260 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.260 Taking of water from fire hydrants.

A. 1. No person other than authorized employees of the city shall open, close or operate any fire hydrant which is part of or connected to the city system.

2. Except as provided in subsection B of this section, no person shall take any water from any fire hydrant which is part of or connected to the city system.

3. No person other than authorized employees of the city shall attach, remove or replace any hose, meter, backflow prevention device or other apparatus to or from any fire hydrant which is part of or connected to the city system; provided, nonetheless, that nothing in this section shall prohibit authorized employees of a contractor engaged in the work of constructing additions to the city system from making such connections to the system as are shown on approved plans prepared by a licensed professional engineer.

B. The director of public works may authorize the taking of water from fire hydrants subject to the following conditions:

1. All water shall be metered through meters provided by and installed by the city, and shall be paid for at the rates provided by Section 13.04.590(A).

2. The public works director, with the approval of the city council, shall establish written policies for the taking of water from fire hydrants. Such policies shall include the types of proposed uses which will qualify for use of water from fire hydrants, the fees to be charged in connection therewith in addition to the rates for use of water, and such other matters as he shall deem appropriate.

3. Before any meter is installed and before any water is taken from the hydrant the customer shall pay to the city, at the time the account is opened, an administrative fee of five hundred dollars to cover the cost of taking corrective action in the event of the failure of the customer to comply with the provisions of this section. Upon closing the account the customer may have the administrative fee refunded if all city equipment is recovered undamaged

and in good working order, the meter has not been removed or relocated by other than city employees, the account has been paid in full and in all other respects the use of the hydrant has been in full compliance with this section. The deposit shall not be construed as a prepayment for the use of water.

C. Individuals or firms may request a fire hydrant flow test. Fire hydrant flow tests must be scheduled with the City Utility Maintenance Division. These flow tests shall only be conducted by authorized city personnel. The Fire Hydrant Flow Test Fee is fifty dollars which includes payment for the water discharged during the test. This fee shall not apply to any city entity.

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.590 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.590 Rates prescribed.

A. All water taken from the waterworks system shall be metered or accounted for by a method approved by the director of public works and shall be paid for monthly by the consumer named on the account, based upon monthly meter readings or estimates, at the following rates:

1. For water delivered to service lines through mains owned by the city for all residential, commercial, and industrial users (excluding irrigation meters):

After Meter Reading in July 2002			
Number of units	Rate per Unit	Surcharge	Final Rate
0-2	Included in	0	Min. Charge
	Minimum charge		
3-40	\$.98	\$.35	\$1.33
41+	\$1.44	\$.35	\$1.79

After Meter Reading in July 2003

Number of units	Rate per Unit	Surcharge	Final Rate
0-2	Included in Minimum charge	0	Min. Charge
3-40	\$1.05	\$.35	\$1.40
40+	\$1.53	\$.35	\$1.88

After Meter Reading in January 2005

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3-Meter Irrigation Allowance</u>	<u>\$1.08</u>	<u>\$.35</u>	<u>\$1.43</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.65</u>	<u>\$.35</u>	<u>\$2.00</u>

After Meter Reading in January 2006

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3-Meter Irrigation Allowance</u>	<u>\$1.11</u>	<u>\$.35</u>	<u>\$1.46</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.69</u>	<u>\$.35</u>	<u>\$2.04</u>

After Meter Reading in January 2007

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3-Meter Irrigation Allowance</u>	<u>\$1.14</u>	<u>\$.35</u>	<u>\$1.49</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.73</u>	<u>\$.35</u>	<u>\$2.08</u>

After Meter Reading in January 2008

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3-Meter Irrigation Allowance</u>	<u>\$1.17</u>	<u>\$.35</u>	<u>\$1.52</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.77</u>	<u>\$.35</u>	<u>\$2.12</u>

2. For water delivered to service lines through mains owned by the city for all commercial users:

After Meter Reading in July 2003

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>More Than Two Units</u>	<u>\$1.05</u>	<u>\$.35</u>	<u>\$1.40</u>

After Meter Reading in January 2005

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>More Than Two Units</u>	<u>\$1.08</u>	<u>\$.35</u>	<u>\$1.43</u>

After Meter Reading in January 2006

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>More Than Two Units</u>	<u>\$1.11</u>	<u>\$.35</u>	<u>\$1.46</u>

After Meter Reading in January 2007

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>More Than Two Units</u>	<u>\$1.14</u>	<u>\$.35</u>	<u>\$1.49</u>

After Meter Reading in January 2008

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>More Than Two Units</u>	<u>\$1.17</u>	<u>\$.35</u>	<u>\$1.52</u>

3. For water delivered to service lines through mains owned by the city for all water measured by dedicated irrigation meters:

After Meter Reading in July 2003

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3- 40</u>	<u>\$1.05</u>	<u>\$.35</u>	<u>\$1.40</u>
<u>40+</u>	<u>\$1.53</u>	<u>\$.35</u>	<u>\$1.88</u>

After Meter Reading in January 2005

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3- Meter Irrigation Allowance</u>	<u>\$1.08</u>	<u>\$.35</u>	<u>\$1.43</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.65</u>	<u>\$.35</u>	<u>\$2.00</u>

After Meter Reading in January 2006

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3- Meter Irrigation Allowance</u>	<u>\$1.11</u>	<u>\$.35</u>	<u>\$1.46</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.69</u>	<u>\$.35</u>	<u>\$2.04</u>

After Meter Reading in January 2007

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3- Meter Irrigation Allowance</u>	<u>\$1.14</u>	<u>\$.35</u>	<u>\$1.49</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.73</u>	<u>\$.35</u>	<u>\$2.08</u>

After Meter Reading in January 2008

<u>Number of units</u>	<u>Rate per Unit</u>	<u>Surcharge Per Unit</u>	<u>Final Rate Per Unit</u>
<u>0-2</u>	<u>Included in Minimum charge</u>	<u>0</u>	<u>Min. Charge</u>
<u>3- Meter Irrigation Allowance</u>	<u>\$1.17</u>	<u>\$.35</u>	<u>\$1.52</u>
<u>More Than Meter Irrigation Allowance</u>	<u>\$1.77</u>	<u>\$.35</u>	<u>\$2.12</u>

Meter Irrigation Allowance ~~Irrigation Allowance for Meters Used for Irrigation~~

<u>Meter Size</u>	<u>Volume, 100 Cubic Feet</u>
<u>5/8"</u>	<u>40</u>
<u>3/4"</u>	<u>4050</u>
<u>1"</u>	<u>4050</u>
<u>1 1/2"</u>	<u>150</u>
<u>2"</u>	<u>150</u>
<u>3"</u>	<u>200</u>
<u>4"</u>	<u>200</u>

4. An advanced payment, which shall be included in the first month's billing, shall be charged for each account as follows:

<u>Meters ^{3/4"} and smaller 5/8" to ^{3/4"} meter</u>	<u>\$25.00</u>
<u>Meters larger than 3/4"</u>	<u>\$100.00</u>

~~Each unit of water delivered above the irrigation allowance shall be sold at the rate of one dollar and thirty cents per unit.~~

52. For water delivered to service lines through city or privately owned water mains outside the city limits or through mains owned by a governmental entity other than the city, the rates shall be established by contract.

63. Wholesale rates shall be eighty-five percent of the retail rate as set forth in subsection (A)(1) above.

74. Water sold to Ellsworth Air Force Base outside the city shall be negotiated between the city and Ellsworth Air Force Base.

85. Raw water:

After July of	Rate per 100 cubic foot unit
2002	\$.14
2003	\$.15 <u>per unit</u>

After January of:

2005	\$0.15 per unit
2006	\$0.16 per unit
2007	\$0.16 per unit
2008	\$0.16 per unit

B. The minimum charges prescribed in subsection A of this section, based upon the size of the meter, shall be as follows:

After meter reading July 2002			
Meter size	Minimum monthly charge	Surcharge	Final minimum monthly charge
5/8 ²²	\$4.60	\$1.00	\$5.60
3/4 ²²	6.55	1.00	7.55
1 ²²	8.30	1.00	9.30
1.5 ²²	15.10	1.00	16.10
2 ²²	22.45	1.00	23.45
3 ²²	29.95	1.00	30.95
4 ²²	44.75	1.00	45.75
6 ²²	75.60	1.00	76.60
8 ²²	122.60	1.00	123.60

After meter reading July 2003

Meter size	Minimum monthly charge	Surcharge	Final minimum monthly charge
5/8"	\$4.85	\$1.00	\$5.85
3/4"	6.90	1.00	7.90
1"	8.75	1.00	9.75
1.5"	15.90	1.00	16.90
2"	23.65	1.00	24.65
3"	31.45	1.00	32.45
4"	47.05	1.00	48.05
6"	79.45	1.00	80.45
8"	128.80	1.00	129.80

After meter reading January 2005

<u>Meter size</u>	<u>Minimum monthly charge</u>	<u>Surcharge</u>	<u>Final minimum monthly charge</u>
<u>5/8"</u>	<u>\$4.97</u>	<u>\$1.00</u>	<u>\$5.97</u>
<u>3/4"</u>	<u>7.06</u>	<u>1.00</u>	<u>8.06</u>
<u>1"</u>	<u>8.95</u>	<u>1.00</u>	<u>9.95</u>
<u>1.5"</u>	<u>16.24</u>	<u>1.00</u>	<u>17.24</u>
<u>2"</u>	<u>24.14</u>	<u>1.00</u>	<u>25.14</u>
<u>3"</u>	<u>32.10</u>	<u>1.00</u>	<u>33.10</u>
<u>4"</u>	<u>48.01</u>	<u>1.00</u>	<u>49.01</u>
<u>6"</u>	<u>81.06</u>	<u>1.00</u>	<u>82.06</u>
<u>8"</u>	<u>131.40</u>	<u>1.00</u>	<u>132.40</u>

After meter reading January 2006

<u>Meter size</u>	<u>Minimum monthly charge</u>	<u>Surcharge</u>	<u>Final minimum monthly charge</u>
<u>5/8"</u>	<u>\$5.09</u>	<u>\$1.00</u>	<u>\$6.09</u>
<u>3/4"</u>	<u>7.22</u>	<u>1.00</u>	<u>8.22</u>
<u>1"</u>	<u>9.14</u>	<u>1.00</u>	<u>10.14</u>
<u>1.5"</u>	<u>16.58</u>	<u>1.00</u>	<u>17.58</u>
<u>2"</u>	<u>24.65</u>	<u>1.00</u>	<u>25.65</u>
<u>3"</u>	<u>32.76</u>	<u>1.00</u>	<u>33.76</u>
<u>4"</u>	<u>48.99</u>	<u>1.00</u>	<u>49.99</u>
<u>6"</u>	<u>82.70</u>	<u>1.00</u>	<u>83.70</u>
<u>8"</u>	<u>134.04</u>	<u>1.00</u>	<u>135.04</u>

After meter reading January 2007

<u>Meter size</u>	<u>Minimum monthly charge</u>	<u>Surcharge</u>	<u>Final minimum monthly charge</u>
<u>5/8"</u>	<u>\$5.21</u>	<u>\$1.00</u>	<u>\$6.21</u>
<u>3/4"</u>	<u>7.38</u>	<u>1.00</u>	<u>8.38</u>
<u>1"</u>	<u>9.35</u>	<u>1.00</u>	<u>10.35</u>
<u>1.5"</u>	<u>16.93</u>	<u>1.00</u>	<u>17.93</u>
<u>2"</u>	<u>25.16</u>	<u>1.00</u>	<u>26.16</u>
<u>3"</u>	<u>33.44</u>	<u>1.00</u>	<u>34.44</u>
<u>4"</u>	<u>49.99</u>	<u>1.00</u>	<u>50.99</u>
<u>6"</u>	<u>84.37</u>	<u>1.00</u>	<u>85.37</u>
<u>8"</u>	<u>136.74</u>	<u>1.00</u>	<u>137.74</u>

After meter reading January 2008

<u>Meter size</u>	<u>Minimum monthly charge</u>	<u>Surcharge</u>	<u>Final minimum monthly charge</u>
<u>5/8"</u>	<u>\$5.33</u>	<u>\$1.00</u>	<u>\$6.33</u>
<u>3/4"</u>	<u>7.55</u>	<u>1.00</u>	<u>8.55</u>
<u>1"</u>	<u>9.55</u>	<u>1.00</u>	<u>10.55</u>
<u>1.5"</u>	<u>17.29</u>	<u>1.00</u>	<u>18.29</u>
<u>2"</u>	<u>25.68</u>	<u>1.00</u>	<u>26.68</u>
<u>3"</u>	<u>34.12</u>	<u>1.00</u>	<u>35.12</u>
<u>4"</u>	<u>51.01</u>	<u>1.00</u>	<u>52.01</u>
<u>6"</u>	<u>86.08</u>	<u>1.00</u>	<u>87.08</u>
<u>8"</u>	<u>139.50</u>	<u>1.00</u>	<u>140.50</u>

C. The director shall, at the second meeting in May of each year, present to the council an accounting of the status of the water utility and his or her recommendation regarding changes in the water sewer use charge. If the council determines that the rate increase according to the table in subsection B of this section is not required, it shall resolve that the water rate increase shall be suspended for one year. In the years following the year in which the rate freeze was enacted, the rate shall automatically increase to the next higher incremental rate unless the council resolves otherwise.

D. There is established and imposed, pursuant to the authority of SDCL Chapter 9-40, a surcharge upon the service of water taken from the waterworks system, the proceeds of such surcharge to be used for payment of the principal of and interest on bonds issued under authority of SDCL Chapter 9-40; provided that any amount charged during any calendar year in excess of the amount required to pay the principal of and interest upon such bonds which is due and payable during such year may be expended for additions to, replacements of, rehabilitation of, or improvements to the waterworks system. The surcharge shall be imposed at the following rates:

1. For water use less than two units in any billing cycle month: one dollar;
2. For water used in excess of two units in any billing cycle month: thirty-five cents per one hundred cubic feet.

The surcharges are included in the final rate and final minimum monthly charges in Subsections A and B of this section. The surcharge shall not apply to sales of raw water pursuant to subsection (A)(~~85~~) of this section.

E. A new account charge of ten dollars and twenty-five cents ~~seven dollars and fifty cents~~ for accounts within the city limits and twelve dollars and seventy-five ~~ten dollars~~ for accounts outside the city limits shall be paid for water turn-on service. A surcharge of thirty ~~fifteen~~ dollars shall be paid in addition to the turn-on charge if such service is requested to be performed during hours other than hours that the general offices of the city are open. An additional surcharge of eight dollars and fifty cents during normal hours and thirty ~~fifteen~~ dollars for after hours shall be paid if the employees of the city are unable to turn on the water because of inability to obtain access through no fault of the city.

F. No funds collected pursuant to charges imposed by subsections A and B of this section shall be spent for other than waterworks expenditures. No funds collected pursuant to charges imposed by subsection DE of this section shall be spent for any purpose other than the purposes specified in subsection DE of this section.

G. Whereas the state has imposed a tax denominated as an environmental fee upon central systems providing drinking water, there is imposed a surcharge, as set forth below, in addition to the charges established by subsection (A)(1) of this section, which surcharge shall be billed and collected with the monthly bill for July, 1992, and thereafter in June of each year.

The surcharge is imposed at the following rates:

Meter Size (inches)	Annual State Environmental Tax Surcharge
5/8"	\$1.25
3/4"	1.40
1"	1.75
1 1/2"	2.25
2"	3.50
3"	13.75
4"	17.50
6"	26.25
8"	35.25

H. A portion of the funds collected pursuant to charges imposed by subsections A and B of this section shall be spent on construction for water system replacement and improvement type projects as defined in subsection 13.04.005. Funding will be allocated for replacement and improvement type projects in the water construction department (933). Funding for expansion/economic development projects will come from sources other than water rates.

- a. ~~i. No person other than authorized employees of the city shall open, close, or operate any fire hydrant which is part of or connected to the city system.~~
- ~~ii. Except as provided in subsection B of this section, no person shall take any water from any fire hydrant which is part of or connected to the city system.~~
- ~~iii. No person other than authorized employees of the city shall attach, remove, or replace any hose, meter, back-flow prevention device, or other apparatus to or from any fire hydrant which is part of or connected to the city system; provided, nonetheless, that nothing herein shall prohibit authorized employees of a contractor engaged in the work of constructing additions to the city system from making such connections to the system as are shown on approved plans prepared by a licensed professional engineer.~~
- ~~iv. A violation of this section shall be punishable by a fine not to exceed two hundred dollars, thirty days in jail, or both. Each violation shall be punishable as a separate offense.~~

b. ~~The director of public works may authorize the taking of water from fire hydrants subject to the following conditions:~~

- ~~i. All water shall be metered through meters provided and installed by the city, or approved in writing by the director of public works, and shall be paid for at the rates provided by Section 13.04.590A.~~
- ~~ii. The public works director, with the approval of the city council, shall establish written policies for the taking of water from fire hydrants. Such policies shall include the types of proposed uses which will qualify for use of water from fire hydrants, the fees to be charged in connection therewith in addition to the rates for use of water, and such other matters as he shall deem appropriate.~~
- ~~iii. Before any meter is installed and before any water is taken from the hydrant the customer shall pay to the city, at the time the account is opened, a deposit of five hundred dollars to cover the costs of enforcing this ordinance in the event of the failure of the customer to comply with the provisions of this section. Upon closing the account the customer may have the deposit refunded if all city equipment is recovered undamaged and in good working order, the meter has not been removed or relocated by other than city employees, the account has been paid in full, and in all other respects the use of the hydrant has been in full compliance with this section. The deposit shall be for the purpose of paying~~

~~administrative costs incurred by the city in enforcing this section and shall not be construed as a prepayment for the use of water or prepayment of damages arising from the failure to comply with this section.~~

BE IT FURTHER ORDAINED by the City of Rapid City that Section 13.04.660 of Chapter 13.04 of the Rapid City Municipal Code be and is hereby amended to read as follows:

13.04.660 Failure to pay.

A. If charges prescribed by this chapter are not paid within forty-five days from billing date, the water may be shut off. Ten days prior to terminating the water service, a notice of intent to terminate the service will be mailed to the customer along with the procedures to contest the termination. The water shall not be turned on again until all current and delinquent unpaid charges are satisfactorily resolved, together with a service call charge of ~~seventeen~~ fifteen dollars. If such services are requested to be provided outside normal city office hours, a surcharge of ~~thirty~~ twenty dollars shall also have been paid. If a water serviceperson, called upon to shut off the water at a premises, arrives at the premises and the current and delinquent unpaid charges are satisfactorily resolved, together with a service call charge of ~~seventeen~~ fifteen dollars, the water to the premises shall not be shut off. If the charges are for a multiunit rental, the usage, service charge, and late payment must be paid in full or an account opened in the name of the owners of the property. All moneys on account will be credited to the oldest part of the bill first.

B. No person shall turn on the water to any premises from which the water has been turned off as provided for in this section, without written authority from the water and sewer department.

C. If it is necessary to dig up the curb stop or corporation stop or shut off water for nonpayment of the water bill, the cost of work shall be added to the water bill in addition to all other charges.

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer

(SEAL)

First Reading:
Second Reading:
Published:
Effective: