

Title 19

**SEWERS AND SEWAGE DISPOSAL**

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## MOORCROFT CODE

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**CHAPTER 1. IN GENERAL****Sec. 19-101. Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Easements* means an acquired legal right for the specific use of the land owned by others.

*Residence* means living quarters of less than three (3) units.

*Sewer service line* means the sewer line running from the municipal sewer main to the structure or property to be serviced.

*Sewer utility* means all sanitary sewers, sewage treatment works, equipment, materials and supplies used by the municipality to collect and dispose of sewage from property in the municipality and property served by municipal sewers outside the municipality, provided that a sewer service line shall be regarded as the property of the owner of such structure or property served.

*Sludge* means any discharge of water or wastewater which in concentration of any given constituent of in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation and shall adversely affect the collection system and/or performance of the wastewater treatment works.

(Prior Code, § 19-101; Ord. No. 7-1995, § 19-101, 11-27-1995)

**Sec. 19-102. Adoption of additional regulations.**

The administrative official may, from time to time, promulgate such rules and regulations as he considers necessary to carry out the intent of this title, provided that such rules and regulations shall not be inconsistent with this title.

(Prior Code, § 19-102)

**Sec. 19-103. Powers and duties of administrative official.**

The administrative official shall cause to be inspected all openings made in any sewer and all connections made to the sewer utility. He shall take such action as he deems necessary to prevent injury or damage to the sewer utility and to prevent interference with the free flow of sewage.

(Prior Code, § 19-103)

**Sec. 19-104. Permit required for alteration of service lines.**

It shall be unlawful to extend any sewer line or to change, enlarge or alter the use of any sewer line connected to the sewer utility without first obtaining a permit therefor. No such permit shall be issued to property situated outside the Town except under such terms and conditions as the Town Council shall provide.

(Prior Code, § 19-104)

**Sec. 19-105. Separate service lines required; connection of plumbing fixtures.**

Each property shall be served by its own sewer service line. All plumbing fixtures in any building or structure on any land adjoining to or abutting on or near any street or alley or other place through which there is a public or private sewer connected with the sanitary sewer utility of the Town shall be connected by the owner of the property or his agent or other persons having charge of or receiving the rent or being the tenant of the same, with such public or private sewer upon notice from the Town. Such notice shall be served upon the owner of such property by registered or certified mail to his last known address, provided that this section shall not be construed as prohibiting a single service line to serve a single structure under one (1) roof occupying more than one (1) property.

(Prior Code, § 19-105)

**Sec. 19-106. Sand and grease traps required for establishments having wash or grease racks.**

All filling stations, garages, restaurants, school cafeterias, other food service facilities, and similar places having wash or grease racks connected with the sewer utility shall be equipped with a sand and/or grease trap of suitable size and construction.

(Prior Code, § 19-106; Ord. No. 7-1995, § 19-106, 11-27-1995)

**Sec. 19-107. Depositing injurious material into system.**

(a) The discharge of any water containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly, or by interaction with other wastes, to contaminate the sludge of any municipal systems, or to interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in or have an adverse effect on the waters receiving any discharge from the treatment works is hereby prohibited.

(b) Each user which discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge of the Town treatment works shall pay for such increased costs.

(c) No person shall place solid or viscous substances in quantities of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the wastewater facilities, such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, paunch manure, hair and fleshings, entrails, and paper dishes, cups, milk containers, solid food, etc., either whole or ground by garbage grinders.

(Prior Code, § 19-107; Ord. No. 7-1995, § 19-107, 11-27-1995)

**Sec. 19-108. Penalty.**

Anyone not conforming to the rules established in this chapter shall be assessed a five hundred dollar (\$500.00) fine plus all damages to public, private, or personal property.

(Prior Code, § 19-108; Ord. No. 7-1995, § 19-108, 11-27-1995)

**CHAPTER 2. SEWER CONNECTIONS****Sec. 19-201. Required for occupied land in vicinity; exceptions.**

(a) Except as provided in Subsection (b) of this section, the owner of any house, building, structure, or facility within the Town used for human occupancy, employment, business, recreation or other purposes shall, at the expense of the owner, install therein or thereon suitable sanitary facilities for the disposal of wastewater from the same. If said house, building, structure or facility is located on real property which abuts any public way in which there is located a public sewer or which adjoins another public way in which there is located a public sewer, the owner shall connect said sanitary facilities directly with the public sewer in accordance with the applicable provisions of this title no later than ninety (90) days after date of notice to do so; provided, however, that said public sewer is within three hundred (300) feet along a public way of the boundary of the real property upon which the said house, building, structure or facility is located. If said house, building, structure or facility does not abut on a public way, or if it abuts on a public way but a public sewer is not located within three hundred (300) feet along a public way of the boundary of the real property upon with the house, building, structure or facility is located, then the owner may connect such sanitary facilities to a private wastewater disposal system located upon the real property of the owner under the following conditions:

- (1) The owner shall obtain any and all necessary State and Federal (if any) permits for the construction/installation of a private wastewater disposal system.
- (2) The owner shall obtain a permit from the Town for the construction/installation of the private wastewater disposal system by filing with the Town exact copies of the State and Federal (if any) permits issued to the owner and paying to the Town an inspection fee of fifty dollars (\$50.00). Construction/installation of the private wastewater disposal system shall not commence until the Town permit is issued. The Town shall be allowed to inspect the construction/installation of the private wastewater disposal system at any time, and the owner shall notify the Town before any underground portions of the system are covered and the Town shall inspect the underground portions of the system as soon as possible. In all respects, the private wastewater disposal system must be in compliance with all State and Federal (if any) permit requirements and recommendations, and further be in compliance with any and all other applicable Town, State and Federal laws, codes, rules, regulations and directives. The Town permit for the private wastewater disposal system shall not become effective until the inspection is completed and the Town is satisfied that the private wastewater disposal system complies with all State and Federal (if any) permit requirements and recommendation, and that the same complies with any and all applicable Town, State and Federal laws, codes, rules, regulations and directives.
- (3) The owner shall at all times operate and maintain their private wastewater disposal system in a clean and sanitary manner, and shall not allow or permit the emission therefrom of any foul or noxious odor or liquid.

(4) If at any time the real property on which is located a house, building, structure or facility serviced by a private wastewater disposal system should abut a private way, and there should be a public sewer located within three hundred (300) feet along a public way of the boundary of the real property upon which is located said house, building, structure or facility, the owner thereof shall connect the sanitary facilities of said house, building, structure or facility to the public sewer in accordance with the applicable provisions of this title and shall clean any septic tank, cesspool or other similar private wastewater disposal facility of sludge and fill the same with suitable material (or remove) no later than ninety (90) days after the date of notice to do so.

(b) The provisions of Subsection (a) of this section do not apply to private wastewater disposal systems in place and in use prior to January 1, 2000.

(c) Except as otherwise provided in this title, no person shall construct, install or maintain any privy, privy vault, septic tank, cesspool or other private system or facility within the Town intended or used for the disposal of wastewater.

(d) No person shall discharge or cause to be discharged within the Town any wastewater except into a public sewer or into a private wastewater disposal system permitted under the applicable provisions of this title.

(e) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

*Public sewer* means the underground municipal main pipelines owned and operated by the Town and used by the Town to collect wastewater from houses, buildings, structures and facilities used for human occupancy, employment, business, recreation or other purposes, and transport said wastewater to the Town's wastewater treatment facility. The term "public sewer" owned and operated by Town and used by the Town to control drainage of groundwater, surface water and stormwater.

*Public way* means any street, roadway, alley or utility easement/right-of-way owned by the Town or dedicated to public use within the Town.

*Sanitary facilities*, when required in houses, buildings, structures and facilities in the Town used for human occupancy, employment, recreation, business or other purposes, means toilets and sinks with running water commonly associated with restrooms.

*Wastewater* means the spent water of the Town. From the standpoint of source, wastewater may be a combination of the liquid and water carried wastes from residences, commercial building, industrial plants, institutions and other buildings, structures and facilities used for human occupancy, employment, business, recreation or other purposes, together with any groundwater, surface water and stormwater that may be present.

(f) Violation of any provision or failure to comply with any requirement set forth in Subsections (a), (c) and (d) of this section constitutes a misdemeanor and shall be punishable by a fine of up to seven hundred fifty dollars (\$750.00).

(Prior Code, § 19-201; Ord. No. 3-2000, § 1, 3-27-2000)

**Sec. 19-202. Connections to be made before paving adjacent streets.**

Before any street or alley is paved, the owners of all property abutting thereon where a sanitary sewer is laid shall, at their expense, make proper sewer connections with such sanitary sewer, whether the immediate use thereof is required or not, or they will be charged the full cost of materials and labor to repair the street or alley if such tap is not installed prior to paving. Until used, such connecting sewers shall be supplied with a proper cap or covering sufficient to prevent the escape or sewer gas.

(Prior Code, § 19-202; Ord. No. 20-1980, § 19-202, 1-12-1981)

**Sec. 19-203. Permit required.**

No person shall make any connection to or uncover or open any municipal sewer without first obtaining a permit therefor from the administrative official.

(Prior Code, § 19-203)

**Sec. 19-204. Permit application.**

Any person desiring to make any connection to the sewer utility shall make written application to the administrative official for a permit. All such applications must contain a description of the property to be connected, the kind and size of the service line and the kinds of fixtures to be served.

(Prior Code, § 19-204)

**Sec. 19-205. Permit contents; fees.**

The permit shall state the name and address of the person making the connection or excavation, the property to be served, the location of the tap to the municipal sewer main and the size of the tap. No permit shall be issued unless the fees prescribed by the Town are tendered with the application for a permit. Such fees shall be as established from time to time by the Town Council.

(Prior Code, § 19-205)

**Sec. 19-206. Permit types issued.**

The following types of permits shall be issued for connecting to the sewer utility:

- (1) Permits to run a sewer service line from the sewer main to the property line of the property to be served.
- (2) Permits to run a sewer service line from the sewer main to the structure or building to be served.

- (3) Permits to run a sewer from the stubbed-in service at the property line to the building or other structure to be served.
- (4) Permits to connect a sewer service line to the sewer utility to serve property outside the Town, provided that no permit shall be issued to connect with the sewer utility to serve property lying outside the Town except with the express consent of the Town Council and under such terms and conditions as the Town Council may by resolution prescribe.
- (5) Permits to renew any of the sewer service lines provided for in this section.  
(Prior Code, § 19-206)

**Sec. 19-207. Plumbing to be inspected before connections are made.**

All plumbing shall be subject to inspection by the administrative official or his authorized representatives, in order to ascertain whether the requirements of this chapter have been or are being complied with. It shall be unlawful for any person to cause any plumbing within or outside the Town to be connected with sewer utility of the Town until such plumbing shall have been inspected and approved and a certificate or tag of approval issued by the Town.  
(Prior Code, § 19-207)

**Sec. 19-208. Connection of water drains, downspouts, etc.**

It shall be unlawful to connect any stormwater drains, downspouts, subsurface drainage systems or steam exhausts or blowoff from a steam boiler to the sanitary system.  
(Prior Code, § 19-208)

**CHAPTER 3. INSTALLATION AND REPAIR OF SEWER SYSTEM**

**Sec. 19-301. Service lines—Dimensions and material requirements.**

The size of any sewer service line shall not be less than four (4) inches nor more than six (6) inches in diameter inside of the pipe and shall be formed of good, hard and sound vitrified clay, cast-iron pipe, or approved plastic pipe, with rood resistant joints or such pipe and materials as may be approved by the administrative official.  
(Prior Code, § 19-301)

**Sec. 19-302. Service lines—Backfilling of trenches.**

Backfilling of sewer service line trenches shall be hard packed with care and well rammed to prevent the slightest settling of the trenches.  
(Prior Code, § 19-302)

**Sec. 19-303. Service lines—Maintenance of inside.**

The inside of every sewer service line connecting with the sewer utility shall be left smooth and perfectly clean throughout its entire length and the ends of all lines not to be immediately used shall be securely guarded against the introduction of earth, sand or other foreign material by bricks and cement or other watertight and impervious material.

(Prior Code, § 19-303)

**Sec. 19-304. Service lines—Property owner.**

The property owner is responsible for the costs of installing, repairing, etc. Installation of service line is the responsibility of the property owner. The owners of the property served by a sewer service line shall be responsible for repairing or replacing such sewer service line when, in the opinion of the administrative official, such line has become inoperative due to stoppages, crushing, settlement or any other defect.

(Prior Code, § 19-304)

**Sec. 19-305. Method and specifications for making connections to sewer mains.**

Whenever a sewer connection shall be made, the required trench shall be opened an ample width to permit easy inspection and the removal of all rubbish. If there is no junction piece in the sewer, a connection may be made by inserting into the sewer a "T" saddle of the size specified in the permit required therefor. After making the opening, which shall be done with great care so as to not injure the sewer, all rubbish shall be carefully removed from inside the main sewer. All connections of one (1) line of sewer pipe with another shall be made with "Y" branches or "T" saddles and long radius eighth bends. The interior of each length of pipe and the inside of the last joint shall be made perfectly clean before the next joint is laid. All joints of vitrified clay pipe shall be set in an approved mastic type joint filler. Slip on type joints of a type approved by the Town shall be accepted. The "T" saddle may be inserted into the sewer and set even with the inside of the sewer on a bed or mortar and the opening around the pipe carefully repaired and well plastered with an approved mastic type joint filler. In connecting pipe with pipe, a "Y" junction or "T" saddle shall be used and the main sewer left in as good a condition as before the work was done. When a connection is made to a sewer main, the service line shall not be connected thereto until the connection has been inspected and approved by the Town.

(Prior Code, § 19-305)

**Sec. 19-306. Extent of Town's participation in bearing cost of larger mains.**

(a) Except in such instances where a single sewer district, subdivision or development under one (1) ownership shall require a main of at least eight (8) inches in diameter, the Town shall participate in the cost of installing larger size mains. The extent of municipal participation shall be based on the following percentages of the total cost of sewers greater than eight (8) inches in diameter:

- (1) For ten (10) inch mains, the percentage of the Town's participation shall be fifteen (15) percent.

- (2) For twelve (12) inch mains, the percentage of the Town's participation shall be twenty-five (25) percent.
- (3) For fifteen (15) inch mains, the percentage of the Town's participation shall be thirty-five (35) percent.
- (4) For eighteen (18) inch mains, the percentage of the Town's participation shall be forty-five (45) percent.
- (5) For mains larger than eighteen (18) inches in diameter, the extent of the Town's participation shall be determined by the Town Council.

(b) If those instance where a district, subdivision or development under one (1) ownership is of such size that mains larger than eight (8) inches in diameter are required, the entire cost of such oversize mains shall be paid by the district of subdivider.

(Prior Code, § 19-306)

**Sec. 19-307. Construction of sewers in subdivisions—Main extension contract required.**

No sewer shall be constructed in a platted subdivision until the subdivider and the Town have executed a sewer main extension contract.

(Prior Code, § 19-307)

**Sec. 19-308. Construction of sewers in subdivisions—Subdivider to install mains after approval of plans and inspection; exception.**

The subdivider shall install the mains in his subdivision by contract upon approval of the plans and specifications by the Town, and applicable State and Federal agencies, execution of sewer extension contract, and municipal inspection of actual construction. The Town may elect to install the mains, in which case the subdivider shall deposit with the Town Clerk the estimated cost of the sewer construction, plus engineering and administrative costs. The Town shall then proceed to construct the sewer under contract. If at any time the actual cost exceeds the amount estimated and deposit the subdivider shall deposit sufficient funds to complete the work.

(Prior Code, § 19-308)

**Sec. 19-309. Construction of sewers in subdivisions—Subdivider to pay costs of construction of mains, appurtenances, etc.; mains to be extended to farthest points of upgrade.**

The subdivider shall pay the costs of construction of all sewer mains and appurtenances to, in and through his subdivision, except as otherwise provided in this chapter. Sewer mains shall always be extended to the farthest points upgrade in a platted subdivision so that the system may be perpetuated.

(Prior Code, § 19-309)

**Sec. 19-310. Construction of sewers in subdivisions—Undeveloped areas.**

When a subdivider finds it necessary to construct a sewer through undeveloped areas to serve his platted subdivision, the entire cost of such sewer line shall be paid by the subdivider unless the oversize main provisions of Section 19-306 are applicable. At the time of annexation or as the property abutting such sewer is developed and connections are made to the sewer, the Town may collect a charge per front foot based upon the original construction cost and if so collected shall reimburse the original subdivider to the extent of the collections so made, provided that in no event shall such reimbursements exceed the total cost of the sewer. A subdivider's right to reimbursement under the provision of this section shall terminate fifteen (15) years after execution of the sewer extension contract. (Prior Code, § 19-310)

**Sec. 19-311. Extension of sewer to serve property within Town not part of a subdivision.**

Extension of sewers to serve property within the municipality but not a part of a subdivision shall be financed by special assessment against the benefited property or under such terms and conditions as the governing body shall provide. (Prior Code, § 19-311)

**Sec. 19-312. Nongravity lines—Pumping stations generally.**

When pumping stations are required, the cost of constructing such stations shall be the responsibility of the property served thereby. In those instances where it appears that more than one (1) subdivision may be served by the pump station, the municipality may require a larger capacity than that necessary to serve the initial development. Where such larger capacity is required, the additional cost may be paid by the sewer utility and thereafter collected from other property owners or subdividers connecting to lines served by the pump station. Such charges shall be paid prior to the time any connections are made. (Prior Code, § 19-312)

**Sec. 19-313. Nongravity lines—Force mains serving areas not otherwise able to enter sewer utility.**

Force mains required to serve an area not otherwise able to enter the municipality sewerage system shall be constructed at the expense of the owners of the property to be served thereby. (Prior Code, § 19-313)

**Sec. 19-314. Nongravity lines—Tie into gravity lines.**

In those instances where pumping stations and force mains are required, the sewerage system shall be designed so as to permit an eventual connection into a gravity system with a minimum of expense. Where practicable, easements shall be provided and lines constructed

to tie into the gravity system. The municipality may require deposits, where deemed necessary, from the property owners requiring such force system to ensure the eventual construction of gravity lines.

(Prior Code, § 19-314)

**Sec. 19-315. Extension of service outside Town—Authority of Town Council.**

The governing body may in its sole discretion enter into agreements with customers whose lands lie outside the corporation limits, to extend the municipality's sewer system for the use, needs and requirements of such customers.

(Prior Code, § 19-315)

**Sec. 19-316. Extension of service outside Town—Findings prerequisite to agreement.**

Before the Town Council shall enter into any agreement for the extension of the Town's sewer system to customers outside the corporate limits, it shall find that:

- (1) The extension of sewer service is economically feasible.
- (2) The property to be served is readily adaptable to and can be made to conform, within reasonable time to be fixed by the Town Council to the existing ordinances of the Town which relate to subdivision, platting, zoning and construction of improvements.
- (3) The property to be served is not currently contiguous to the Town limits and cannot therefore be annexed to the Town pursuant to the laws of the State, but that such property can reasonably be expected to be annexable to the Town within the foreseeable future.
- (4) Such extension would help promote the orderly growth and development of the Town.
- (5) Such extension would help promote the health, safety and welfare of the citizens of the Town.
- (6) Such extension would help promote ecological and esthetic considerations in the growth and development of the Town.
- (7) Such extension is generally in the best interests of the citizens of the Town.

(Prior Code, § 19-316)

**Sec. 19-317. Surcharge rate schedule for above normal strength wastes.**

The Town, or its Engineer, has determined that the average total suspended solids (TSS) and five (5) day biochemical oxygen demand (BOD) daily loadings for the average residential user are two hundred (200) parts per million (ppm) BOD and two hundred fifty (250) ppm TSS. The Town, or its Engineer, has assessed a surcharge rate for nonresidential users discharging wastes with BOD and TSS strengths greater than the average residential user. The surcharge will be sufficient to cover the costs of treating such users' above normal strength wastes. Such users will pay additional service charge of fifteen cents (\$0.15) per one

thousand (1,000) gallons for each twenty-five (25) ppm over two hundred (200) ppm of BOD and fifteen cents (\$.15) per one thousand (1,000) gallons for each twenty-five (25) ppm over two hundred fifty (250) TSS.

(Prior Code, title 19, ch. 3, app. A)

#### **CHAPTER 4. SEWER CHARGES IN GENERAL AND CREATION OF SEWER PLANT INVESTMENT FUND**

##### **Sec. 19-401. Residence and/or nonresidences.**

There shall be a charge, determined by the Town Council and set forth as a special ordinance, made to the owner or occupant of each residence connected with or using the facilities of the sewage system.

- (1) a. Except as provided in Subsection (6) of this section, there shall be a monthly sewer investment fee charged for each residence and residential unit, building, structure, facility, travel trailer park, mobile home park space, and premises connected to the Town's municipal sewer system; and for travel trailer parks (as provided under Title 24), in addition to the base sewer investment fee, there shall be an additional sewer investment fee charged for each individual trailer space located in any travel trailer park which trailer space is connected to the Town's municipal sewer system, which fee shall be charged regardless of water usage at said trailer space and regardless of whether or not water service from the Town's municipal water system is shut off, discontinued or terminated by the Town for any reason to the travel trailer park, including at the request of the sewer service customer or property owner. All such sewer investment fees shall be set by resolution.
- b. The sewer investment fee and, as applicable, additional sewer investment fee, shall be charged for each residence and residential unit, building, structure, facility, travel trailer park and travel trailer park space, mobile home park space, and premises connected to the Town's municipal sewer system regardless of water usage and regardless of whether or not water service is shut off, discontinued or terminated by the Town for any reason, including at the request of the sewer service customer or property owner; provided, however, the monthly sewer investment fee and, as applicable, additional sewer investment fee, shall not be charged for any residence, residential unit, building, structure, facility, travel trailer park, travel trailer park space, mobile home park space or any premises where the Town's water meter has been removed by the Town and the water line has been plugged or capped by the Town at the request of the customer or property owner or as authorized under this Code. Once the water meter has been removed and the water line has been plugged or capped by the Town, the fee to reestablish and commence sewer service to any residence, residential unit, building, structure, facility, travel trailer park, mobile home park space or any premises from which the Town's water meter has been

removed by the Town and the water line has been plugged or capped by the Town shall be the same amount which would be required to initially establish sewer service thereto (including, but not limited to, tap/connection fees and costs notwithstanding the existing tap/connection). The monthly sewer investment fee shall be billed to the sewer service customer; provided, however, the owner of the residence or residential unit, building, structure, facility, travel trailer park, mobile home park space, or premises connected to the Town's municipal sewer system shall be primarily liable for the payment of the monthly sewer investment fee.

- (2) In addition to the monthly sewer investment fee provided in Subsection (1)a of this section, the following sewer service charges shall be billed on a monthly basis:
  - a. *Noncommercial premises.* The term "noncommercial premises," as used in this section, means churches, individual mobile homes in mobile home parks, single-family residences and residences with less than three (3) dwelling units. The monthly sewer charge for noncommercial premises shall be an amount as established by resolution of the Town Council for each 1,000 gallons of water or any portion thereof up to five thousand (5,000) gallons of water delivered through the Town's municipal water system, based upon metered water delivered to the serviced premises. There shall be no additional sewer charge for water usage in excess of five thousand (5,000) gallons of metered water delivered to the serviced premises. The monthly sewer charges set forth in this subsection shall automatically increase by two (2) percent annually effective the first billing period in July each year commencing in July 2020. The monthly sewer charges set forth in this subsection shall automatically increase by two (2) percent annually effective the first billing period in July each year commencing in July 2020.
  - b. *Commercial premises.* All premises that are not noncommercial premises shall be deemed to be commercial premises. The monthly sewer charge for commercial premises shall be an amount as established by resolution of the Town Council for each one thousand (1,000) gallons of water or any portion thereof delivered through the Town's municipal water system, based upon metered water delivered to the serviced premises. The monthly sewer charges set forth in this subsection shall automatically increase by two (2) percent annually effective the first billing period in July each year commencing in July 2020.
- (3) Regardless of actual water usage, each noncommercial and commercial premises connected to the Town's sewer utility system shall be charged the monthly sewer charges as specified in Subsections (1) and (2) of this section; except, however, for any monthly billing period during which water service is shut off by the Town at the request of the water service customer (or owner), or otherwise, and there is no water usage during that entire billing period.

- (4) If water usage cannot be determined because the source of the water is other than the Town and/or is unmetered or inaccurately metered, then a fair and equitable rate shall be established by resolution of the governing body based upon estimated wastewater discharge. Said rate may be increased or decreased at any time by resolution of the governing body. Said rate shall be in addition to the sewer investment fee provided in Subsection (1) of this section. In the event existing sewer service is terminated at the request of the customer or property owner, or by the Town as authorized under this Code, to a premises which is not provided water service by the Town, the fee to reestablish and commence sewer service to the premises shall be the same amount which would be required to initially establish sewer service thereto (including, but not limited to, tap/connection fees and costs notwithstanding the existing tap/connection).
- (5) All fees established in this section shall be established annually by resolution of the Town Council.
- (6) Notwithstanding any provision herein to the contrary, those travel trailer parks and mobile home parks with multiple individual spaces, for which the Town has not installed water meters to each individual space, may be charged a flat rate sewer investment fee and additional sewer investment fee. Such flat rate fees shall be established by resolution of the Town Council.

(Prior Code, § 19-401; Ord. No. 6-2017, § 1, 5-22-2017; Ord. No. 12-2017, § 1, 12-11-2017; Ord. No. 6-2018, § 1, 9-10-2018; Ord. No. 6-2022, § 1, 9-12-2022)

**Sec. 19-402. Billing.**

(a) All persons, firms, corporations or associations receiving sewer service from the Town, whether furnished within the limits of the Town or not, shall promptly pay for such service at the time and in the manner hereinafter set out, in compliance with the provisions of this title.

(b) All bills or statements rendered by the Town for sewer service, mailed before the last day of any month, shall be due and payable on or before the 15th day of the next month.

(c) Any bill or statement rendered by the Town in accordance with the applicable provisions of this title for sewer service that remains unpaid, in full or in part, after the due date thereof as provided in this title shall be deemed to be delinquent.

(d) When any bill or statement for sewer service shall have become delinquent and the same shall not have been paid in full on or before the 14th day of the month next succeeding the month in which said bill became delinquent, the Town shall, on or about the 15th day of said month, send notice by ordinary mail, with postage fully prepaid, to the person, firm, corporation or association whose bill is delinquent as aforesaid, at their address appearing in the Town records, containing a demand for payment of all amounts for sewer service, delinquent and/or due, and notifying the party whose bill is delinquent that if the same is not paid in full on or before the 30th day of the same month in which the notice is mailed, sewer, water and garbage collection service furnished by the Town to such person, firm, corporation

or association for the billed premises will be subject to discontinuance by the Town, even if such person, firm, corporation or association is not delinquent in the payment of their water and/or garbage collection charges.

(e) If the delinquent account of the person, firm, corporation or association remains unpaid after the 30th day of the month in which notice was sent in accordance with Subsection (d) of this section, the Town shall immediately cause water service furnished through the facilities of the Town to be discontinued to the billed premises by removing, modifying, shutting off, disconnecting or otherwise in a manner the Town shall deem expedient. Any and all costs or expenses incurred by the Town in discontinuing water service to the billed premises shall be added to the bill for service due the Town. If the billed premises receiving sewer service from the Town is supplied with water from a source other than the Town's municipal water system, such as from a private well or otherwise, the Town shall immediately cause sewer service furnished through the facilities of the Town to be discontinued to the billed premises by removing, modifying, shutting off, disconnecting or otherwise in a manner the Town shall deem expedient. Any and all costs or expenses incurred by the Town in discontinuing sewer service shall be added to the bill for service due the Town. In addition to discontinuance of water and/or sewer service under the provisions of this subsection, the Town shall discontinue garbage collection service furnished through the Town to the billed premises.

(f) As used in this section, the term "billed premises" means the house, building structure or facility to which sewer service is furnished by the Town, and for which payment of the applicable charges therefor are delinquent.

(g) Once water, sewer and/or garbage collection service furnished to a billed premises by the Town is discontinued due to delinquency in payment of applicable sewer charges as provided in this section, such service shall not be restored to the billed premises until and unless all charges for all such service furnished to the billed premises are paid in full and current (including charges for unbilled water, sewer and garbage service), together with any and all costs and expenses incurred by the Town in discontinuing water and/or sewer service to the billed premises as provided in this section, and together with the payment of any deposit required to be paid pursuant to the provisions of this Code for the commencement or recommencement of such service.

(h) When any of the dates for payment, mailing of notice, or discontinuance of service shall fall on a Saturday, Sunday or legal holiday, said date shall be construed and changed to mean and be the next business day following said date that is not a Saturday, Sunday or legal holiday.

(i) Any check, draft, note or other method of payment except cash, postal money order, certified check or cashier's check, shall be conditionally accepted by the Town as payment for sewer service, at the discretion of the Town Clerk, and in the event such check, draft, note or other instrument or method of payment fails to clear through the bank or other financial institution drawn on, or for any other reason, not the fault of the Town, is not promptly paid

or credited to the Town, said payment shall be declared void for the purposes of this title, and said bill or statement shall be considered delinquent unless acceptable payment is tendered and accepted before the date when such bill would become delinquent.

(j) It is expressly provided that the remedies for collection of delinquent bills for sewer services as provided in this section are not exclusive, and do not in any way alter, waive, delay or abridge the right of the Town to bring suit in any court of competent jurisdiction for the collection of any bills, amounts, accounts, or other obligations due and owing the Town. (Prior Code, § 19-402; Ord. No. 4-2000, § 2, 3-27-2000; Ord. No. 5-2010, § 1, 3-8-2010)

**Sec. 19-403. New connections.**

All new connections to the sewer system shall be charged a tap fee and a separate sewer plant investment fee.  
(Prior Code, § 19-405)

**Sec. 19-404. Sewer tap fee schedule.**

See Ordinance No. 6-2008.  
(Prior Code, § 19-406)

**Sec. 19-405. Sewer plant investment fee.**

The sewer plant investment fee shall be two hundred fifty dollars (\$250.00) for a single-family dwelling, and for the first unit of any multifamily dwelling, mobile home part, hotel, motel, or commercial establishment. Additional plant investment fees, or percentages thereof, shall be assessed for multifamily dwellings, mobile home parks, hotels, motels and commercial establishments.  
(Prior Code, § 19-407; Ord. No. 6-1982, § 19-407, 4-26-1982)

**Sec. 19-406. Additional fees.**

Additional fees apply as follows:

- (1) Multifamily dwellings and hotel/motel kitchenette units: one hundred (100) percent of the plant investment fee for each unit.
- (2) Mobile home parks: one hundred (100) percent of the plant investment fee for each mobile home space.
- (3) Hotel/motel units (without kitchenettes): forty (40) percent of the plant investment fee for each unit after the first one.
- (4) See Ordinance No. 6-2008, Section 19-408. Commercial establishments: sixty-four (64) percent of the plant investment fee for each unit, after the first unit, in the commercial establishment. (A unit is each bathroom; each kitchen; each bar; each car washing unit; etc.)

(Prior Code, § 19-408; Ord. No. 6-1982, § 19-408, 4-26-1982)

**Sec. 19-407. Payment.**

Payment of both sewer tap fee and sewer plant investment fee must be made before water service will be turned on.

(Prior Code, § 19-409)

**Sec. 19-408. Sewer plant investment fund.**

A sewer plant investment fund is established. All funds received as plant investment fees shall be deposited in that fund, and shall only be used for future expansion and/or capital improvements to the Town sewer and/or sewage treatment system.

(Prior Code, § 19-410)

**Sec. 19-409. Deposit for sewer service.**

(a) Every person or entity, prior to receiving sewer service from the Town at any premises, shall deposit with the Town Clerk/Treasurer the sum of one hundred dollars (\$100.00) for service to each premises; provided, however, that a customer's garbage collection service deposit or water service deposit posted with the Town in accordance with the applicable provisions of this Code for each such premises shall also serve as a sewer service deposit as required by this section. Whenever sewer service is discontinued, any balance due to the Town for sewer service, together with penalty, if any, shall be deducted from the deposit and the balance, if any, refunded to the customer, less any amounts due to the Town for unpaid garbage collection service charges and/or unpaid water service charges, together with applicable penalties and costs as provided in this Code. Except as otherwise provided in this section, once sewer service is discontinued to any premises, such service shall not be provided to that premises until the deposit required in this section is paid in full to the Town. In the event that all or part of a customer's deposit should be applied by the Town toward the payment of customer's delinquent water and/or garbage collection service charges, penalties and costs as provided in this Code, then the customer's sewer service shall be discontinued by the Town until such time as the deposit required in this section is paid in full to the Town, regardless of whether the customer is or is not delinquent in the payment of the customer's sewer service charges.

(b) If a customer has not been delinquent in the payment of the customer's sewer service charges, and also has not been delinquent in the payment of the customer's water and garbage collection service charges (if the customer receives sewer and/or garbage collection service), for the immediately preceding twelve (12) consecutive months, then the customer's deposit shall be refunded, without interest, to the customer, upon request. If the customer should subsequently become delinquent and the customer's sewer service, water service and/or garbage collection service should be discontinued by the Town, then said customer shall be required to post a deposit as required in this section before sewer service shall be provided; which deposit shall be refunded, without interest, to the customer if the customer is not delinquent in the payment of the customer's sewer service charges, water service

charges and garbage collection service charges (if the customer received water and/or garbage collection service), for the immediately preceding twelve (12) consecutive months thereafter.

(c) A customer who has been receiving sewer service, water service and/or garbage collection service furnished by the Town and has not been delinquent in the payment of the customer's applicable service charges for the immediately preceding twelve (12) consecutive months shall not be required to post the deposit required in this section before being provided additional sewer service to the same or other premises.

(Prior Code, § 19-412; Ord. No. 3-2003, § 1, 2-10-2003)

## CHAPTER 5. RATES AND CHARGES

### **Sec. 19-501. Purpose.**

The purpose of this chapter shall be to generate sufficient revenue to pay all costs for the operation and maintenance of the complete wastewater system. The costs shall be distributed to all users of the system in proportion to each user's contribution to the total loading of the treatment work. Factors such as strength (BOD and TSS), volume, and delivery flow rate characteristics shall be considered and included as the basis for the user's contribution to ensure a proportional distribution of operation and maintenance costs to each user (or user class).

(Ord. No. 23-1982, § 1, 8-23-1982)

### **Sec. 19-502. Determining the total annual cost of operation and maintenance.**

The Town, or its Town Engineer, shall determine the total annual costs of operation and maintenance of the wastewater system which are necessary to maintain the capacity and performance, during the service life of the treatment works, for which such works were designed and constructed. The total annual cost of operation and maintenance shall include, but need not be limited to, labor, repairs, equipment replacement, maintenance, necessary modifications, power, sampling, laboratory tests, and reasonable contingency fund.

(Ord. No. 23-1982, § 2, 8-23-1982)

### **Sec. 19-503. Determining each user's wastewater contribution percentage.**

(a) The Town, or its Town Engineer, shall determine for each user or user class the average daily volume of wastewater discharge to the wastewater system, which shall then be divided by the average daily volume of all wastewater discharged to the wastewater system to determine such user's volume contribution percentage. The amount used as the total average daily volume of wastewater shall exclude infiltration and inflow. The Town, or its Engineer, shall determine for each user or user class the average daily poundage of five (5) day twenty (20) degree centigrade biochemical oxygen demand (BOD) discharged to the

wastewater system which shall then be divided by the average daily poundage of all five (5) day BOD discharged to the wastewater system to determine such user's BOD contribution percentage.

(b) The Town, or its Town Engineer, shall determine for each user or user class the average daily total suspended solids (TSS) poundage discharged to the wastewater system which shall then be divided by the average daily poundage of all TSS discharged to the wastewater system, to determine such user's TSS contribution percentage. The volume contribution percentage, BOD contribution percentage and TSS contribution percentage for each user or user class shall be multiplied by the annual operation and maintenance costs for wastewater treatment of the total volume flow, total five (5) day twenty (20) degree centigrade BOD and total TSS, respectively.

(Ord. No. 23-1982, § 3, 8-23-1982)

**Sec. 19-504. Determining a surcharge system for users with excess BOD and TSS.**

The Town, or its Town Engineer, will assess a surcharge rate for all nonresidential users discharging wastes with BOD and TSS strengths greater than the average residential user. Such users will be assessed a surcharge sufficient to cover the cost of treating their above-normal strength wastes. Normal strength wastes are considered to be two hundred (200) ppm BOD and two hundred fifty (250) ppm TSS. The surcharge rate structure for such above-normal strength waste dischargers is as provided in Section 19-512.

(Ord. No. 23-1982, § 4, 8-23-1982)

**Sec. 19-505. Determining each user's wastewater service charge.**

Each nonresidential user's wastewater treatment cost contributions, as determined in Sections 19-503 and 19-504, shall be added together to determine such user's annual wastewater service charge. Residential users may be considered to be one (1) class of user, and an equitable service charge may be determined for each user based on an estimate of the total wastewater contribution of this class of user. The governing body may classify industrial, commercial, and other nonresidential establishments as a residential user, provided that the wastes from these establishments are equivalent to the wastes from the average residential user with respect to volume, total suspended solids, and BOD. Each user's wastewater treatment cost contribution will be assessed in accordance with Ordinance No. 24-1982 and/or subsequent user cost contribution schedules.

(Ord. No. 23-1982, § 5, 8-23-1982)

**Sec. 19-506. Payment of the user's wastewater service charge and penalties.**

The Town shall submit an annual statement to the user for the user's annual wastewater service charge or one-twelfth ( $\frac{1}{12}$ ) of the user's annual wastewater service charge may be included with the monthly water and/or wastewater utility billing. The Town shall add a penalty of one and one-half (1.5) percent per month if the payment is not received by the

Town within thirty (30) days. Should any user fail to pay the user wastewater service charge and penalty within three (3) months of the due date, the Town may stop the wastewater service to the property.

(Ord. No. 23-1982, § 6, 8-23-1982)

**Sec. 19-507. Review of each user's wastewater service charge.**

The Town shall review the total annual cost of operation and maintenance as well as each user's wastewater contribution percentage not less often than every two (2) years and will revise the system as necessary to ensure equity of the service charge system established herein and to ensure the sufficient funds are obtained to adequately operate and maintain the wastewater treatment works. The Town shall apply excess revenues collected from a class of users to the cost of operation and maintenance, attributable to that class for the next year and adjust the rate accordingly. If a significant user, such as an industry, has completed in-plant modifications which would change that user's wastewater contribution percentage, the user can present, at a regularly scheduled meeting of the governing body, such factual information and the Town shall then determine if the user's wastewater contribution percentage is to be changed. The Town shall notify the user of its findings as soon as possible.

(Ord. No. 23-1982, § 7, 8-23-1982)

**Sec. 19-508. Notification.**

Each user will be notified, at least annually, in conjunction with a regular bill, of the rate and that portion of the user charges which are attributable to wastewater treatment services.

(Ord. No. 23-1982, § 8, 8-23-1982)

**Sec. 19-509. Wastes prohibited from being discharged to the wastewater treatment system.**

(a) The discharge of any waters containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly, or by interaction with other wastes, to contaminate the sludge of any municipal systems, or to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in or have an adverse effect on the waters receiving any discharge from the treatment works is hereby prohibited.

(b) Each use which discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge of the Town wastewater treatment works shall pay for such increased costs.

(c) Section 19-107 contains additional requirements covering the use of the Town's public sewers.

(Ord. No. 23-1982, § 9, 8-23-1982)

**Sec. 19-510. Prohibition of clear water connections.**

No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

(Ord. No. 23-1982, § 10, 8-23-1982)

**Sec. 19-511. Proper design and construction of new sewers and connections.**

The size, slope, alignment, materials of construction of all sanitary sewers and sewer connections, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the Building and Plumbing Code or other applicable rules and regulations of the Town and the State. In the absence of Code provision or in amplification thereof, the materials and procedures set forth in appropriate specifications of the ASTM and WPCF Manual of Practice No. 9 shall apply.

(Ord. No. 23-1982, § 11, 8-23-1982)

**Sec. 19-512. Surcharge rate schedule for normal strength wastes.**

The Town, or its Town Engineer, has determined that the average total suspended solids (TSS) and five (5) day biochemical oxygen demand (BOD) daily loadings for the average residential user are two hundred (200) ppm BOD and two hundred fifty (250) ppm TSS. The Town, or its Engineer, has assessed a surcharge rate for nonresidential users discharging wastes with BOD and TSS strengths greater than the average residential user. The surcharge will be sufficient to cover the costs of treating such users' above normal strength wastes. Such users will pay additional service charge of fifteen cents (\$0.15) per one thousand (1,000) gallons for each twenty-five (25) ppm over two hundred (200) ppm of BOD and fifteen cents (\$0.15) per one thousand (1,000) gallons for each twenty-five (25) ppm over two hundred fifty (250) TSS.

(Ord. No. 23-1982, app. A, 8-23-1982)

**CHAPTER 6. WASTEWATER FACILITIES REPLACEMENT FUND****Sec. 19-601. Wastewater facilities replacement fund.**

A reserve fund called the wastewater facilities replacement fund is hereby established within the wastewater utility fund for the purpose of providing sufficient funds to be expended for obtaining and installing equipment, accessories and appurtenances during the useful life (twenty (20) years) of the wastewater treatment facilities necessary to maintain the capacity and performance for which such facilities are designed and constructed.

(Ord. No. 1-1983, § 1, 1-31-1983)

**Sec. 19-602. Wastewater facilities replacement fund schedule.**

The reserve fund called the wastewater treatment replacement fund established within the wastewater utility fund as an interest-bearing account shall be funded by a deposit of at least two hundred dollars (\$200.00) per year obtained from the wastewater utility fund at the end of each fiscal year.

(Ord. No. 1-1983, § 2, 1-31-1983)

**ORDINANCE NO. 10 - 2018**

\* \* \*

**TITLE 19, CHAPTER 4, SECTION 19-402**

\* \* \*

**ORDINANCE AMENDING SECTION 19-402 OF CHAPTER 4, TITLE 19 OF THE CODE OF THE TOWN OF MOORCROFT, WYOMING 1979 TO AMEND SEWER UTILITY BILLING PROCEDURE, DELINQUENCY, DISCONTINUANCE OF SERVICE FOR DELINQUENCY AND REESTABLISHMENT OF SERVICE FOLLOWING DELINQUENCY; AND PROVIDING FOR AN EFFECTIVE DATE.**

\* \* \*

**BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF MOORCROFT, CROOK COUNTY, WYOMING, that:**

**SECTION 1:** Section 19-402 of Chapter 4, Title 19 of the Code of the Town of Moorcroft, Wyoming 1979 shall be and the same hereby is amended to read in complete form as follows:

**"25-604 - SEWER BILLING PROCEDURE; DELINQUENCY; COLLECTION-**

(a) All persons, firms, corporations or associations receiving sewer service from the Town ("customer"), whether furnished within the limits of the Town or not, shall promptly pay for such service at the time and in the manner hereinafter set out, in compliance with the provisions of this Chapter.

(b) As used in this Section, the term "billed premises" means the house, building, structure or facility to which water service is furnished by the Town, and for which payment of the applicable charges therefore are delinquent.

(c) All bills or statements from the Town for sewer service, mailed to the customer before the last day of any month, shall be due and payable on or before the 15<sup>th</sup> day of the next month (the "due date").

(d) Any bill or statement from the Town given in accordance with the applicable provisions of this Chapter for sewer service that remains unpaid, in full or in part, after the due date thereof as provided in this Chapter shall be deemed to be delinquent.

(e) Any bill or statement for sewer service which becomes delinquent and is not paid in full within five (5) business days following the due date thereof shall

be assessed a late fee of ten percent (10%) of the amount due or twenty-five dollars (\$25.00), whichever is greater. In the event a customer is delinquent in the timely payment for sewer service to a billed premises, and is also delinquent in the timely payment for Town garbage and refuse collection service or water service to the same billed premises, the ten percent (10%) late fee shall be assessed for each delinquent utility service as a single late fee, but the minimum twenty-five dollar (\$25.00) late fee shall apply to the combined late fee amount(s), and not individually for each utility service. If a customer's bill or statement for sewer service is not paid in full within five (5) business days following the due date thereof, then within two (2) business days thereafter the Town shall mail to the customer by first class United States mail, postage prepaid, to customer's address appearing in the Town records, written notice: (i) of the delinquent amount(s) due for all Town utility services (garbage and refuse collection service, water service and sewer service) provided to the billed premises; (ii) of the assessment of the late fee hereinabove provided, including the amount of the late fee; and (iii) that if the delinquent amount(s) due for all Town utility services (garbage and refuse collection service, water service and sewer service) provided to the billed premises together with the amount of the assessed late fee is not paid in full by the last business day of the month of the notice, then without further notice, the Town shall have the right to discontinue providing any and all Town utility services (garbage and refuse collection service, water service and sewer service) to customer's billed premises even if customer is not delinquent in the payment of customer's garbage and refuse collection service and/or water service to the billed premises.

(f) If any portion of customer's delinquent Town utility service account (garbage and refuse collection service, water service and/or sewer service), together with the assessed late fee, remains unpaid after the last business day of the month in which notice was sent in accordance with subsection (d) of this Section, the Town may, at any time thereafter, and without further notice to customer, discontinue any or all Town utility services (garbage and refuse collection service, water service and/or sewer service) to the billed premises. If the billed premises receives sewer service from the Town but is supplied with water from a source other than the Town's municipal water system, such as from a private well or otherwise, the Town may discontinue sewer service furnished through the facilities of the Town to the billed premises by removing, modifying, shutting off or otherwise disconnecting the customer's sewer service line from the Town's sewer system. Further, if the billed premises receives water service from the Town but there is no corporate shut-off to the billed premises, the Town may discontinue water service furnished through the facilities of the Town to the billed premises by removing, modifying, shutting off or otherwise disconnecting the customer's water service line from the Town's water system.

(g) In addition to payment in full of customer's delinquent utility service account, including the assessed late fee, the minimum charge to reestablish one or

more of customer's Town utility service(s) following discontinuance as provided in subsection (e) of this Section shall be fifty dollars (\$50.00), whether customer receives one or more utility service(s); provided, however, that in addition to the fifty dollar (\$50.00) reestablishment fee, the customer shall be assessed a one-thousand dollar (\$1,000.00) fee in the event the Town is required to excavate the customer's service line(s) to the billed premises in order to disconnect, plug or cap, or otherwise discontinue water service and/or sewer service.

(h) When garbage and refuse collection, water and/or sewer service furnished to a billed premises by the Town is discontinued due to delinquency in payment of applicable sewer service charges as provided in this Section, such service(s) shall not be restored to the billed premises until and unless: (i) all charges for all Town utility service(s) furnished to the billed premises are paid in full and current, including charges for billed and unbilled water service, sewer service and garbage and refuse collection service; (ii) the assessed late fee as provided in subsection (e) of this Section is paid in full; (iii) the fee to reestablish service(s) as provided in subsection (g) of this Section is paid in full; (iv) any fee assessed for insufficient or non-sufficient payment as provided in subsection (j) of this Section is paid in full; and (v) any deposit(s) required to be paid pursuant to the provisions of this Code for the commencement or recommencement of Town utility service(s) is paid in full.

(i) When any of the dates for payment, mailing of notice, or discontinuance of service shall fall on a Saturday, Sunday or legal holiday, said date shall be construed and changed to mean and be the next business day following said date that is not a Saturday, Sunday or legal holiday.

(j) Any check, draft, ACH, or other method of payment, except cash, postal money order, certified check or cashier's check, shall be conditionally accepted by the Town as payment for Town utility services (garbage and refuse collection service, water service and/or sewer service), at the discretion of the Town Clerk. In the event such check, draft, ACH, or the instrument or method of payment fails to clear the bank or other financial institution upon which same is drawn, or for any other reason not the fault of the Town is not promptly paid or credited to the Town, said payment shall be declared void, and said bill or statement shall be considered delinquent as provided in subsection (c) of this Section unless acceptable payment is tendered and accepted before the date when such bill or statement would become delinquent. In the event a payment is denied for insufficient or non-sufficient funds, a \$32.00 fee will be added to the customer's utility account.

(k) It is expressly provided that the remedies for collection of delinquent bills for sewer service as provided in this Section are not exclusive, and do not in any way alter, waive, delay or abridge the right of the Town to bring suit in any court of competent jurisdiction for the collection of any bills, amounts, accounts, or other obligations due and owing the Town."

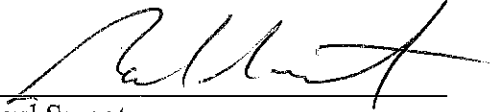
**SECTION 2:** This Ordinance shall become effective after passage and upon publication as provided by law, and any ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed on first reading: October 8, 2018

Passed on second reading: November 8, 2018

PASSED, APPROVED AND ADOPTED on third reading this 10<sup>th</sup> day of December, 2018.

**TOWN OF MOORCROFT:**


  
\_\_\_\_\_  
Paul Smoot  
Mayor Pro Tem

ATTEST:

  
\_\_\_\_\_  
Cheryl Schneider  
Town Clerk/Treasurer

**CERTIFICATE OF PUBLICATION**

I, Cheryl Schneider, Clerk/Treasurer of the Town of Moorcroft, Wyoming, hereby certify that Ordinance No. 10-2018 was published in the Moorcroft Leader, Moorcroft, Wyoming on this 10<sup>th</sup> day of December, 2018.

  
\_\_\_\_\_  
Cheryl Schneider  
Town Clerk/Treasurer