

RESOLUTION NO. 24-16

A RESOLUTION RESCINDING RESOLUTION 24-14 AND UPDATING RESOLUTION 14-08 A DISTINCT SEWER BILLING METHODOLOGY FOR LARGE (100 ACRES OR GREATER) INSTITUTIONAL ZONED CUSTOMERS SERVED BY OREGON CITY'S SANITARY SEWER COLLECTION SYSTEM

WHEREAS, the Oregon City Municipal Code establishes the setting of sanitary sewer charges in the City by resolution;

WHEREAS, sewer connection charges, as set by state law, are to be "just and equitable" and shall consider "the strength, volume, types and delivery flow rate characters of the waste, the nature, location and type of treatment works; the receiving waters; and such other facts as deemed necessary;"

WHEREAS, currently, the sewer charges in Oregon City are allocated based on metered water consumption and were most recently established in Resolution No. 09-16;

WHEREAS, the methodology established in Resolution No. 09-16 does not accurately capture the water usage of some large-institutional zoned uses, such as Clackamas Community College, whose water consumption during the dry season is high due to irrigation application and are paying more for sanitary sewer services than the actual amount of water discharged into the sewer system; and

WHEREAS, none of the irrigation water is collected in the public sewer system, nor is it treated at the Tri-City Wastewater Treatment Plant, yet large users without separate irrigation meters are currently charged for sewer service for the full volume of water delivered through City water meters which is not a fair representation of the volume discharged to the sanitary sewer.

WHEREAS, in 2014 the Commission adopted Resolution 14-08 creating a distinct sewer billing methodology for large institutional zoned customers served by Oregon City's Sanitary sewer collection system.

WHEREAS, since 2014 the Community Collage has completed several site improvements that further change the volume of water needed for the site, and the Utility Billing records further document water consumption rates that support a methodology update.

WHEREAS, on May 1, 2024 the City Commission adopted Resolution 24-14 providing that this updated methodology for monthly sewer service would take effect annually with the August billing cycle which was incorrect; the correct approach, as specified in the methodology, will be for the revised consumption rates to take effect on the June billing cycle.

NOW, THEREFORE, OREGON CITY RESOLVES AS FOLLOWS:

The Commission rescinds Resolution 24-14 and replaces it with Resolution 24-16.

The City hereby establishes a distinct methodology for calculating the monthly sewer service rate for large (100 acres or greater) institutional zoned irrigation users occupying property greater than 100 acres, such as Clackamas Community College, as follows:

During the months of January, February, March, April, May, November, and December the sewer charges will be based on the actual water consumption recorded by meter readings collected and representative for those months. An example 3-year history of a monthly meter reading record for a large-institutionally zoned property is shown in Exhibit A.

During the months of June, July, August, September, and October the sewer charges will be based on water consumption in an amount not to exceed the average monthly water consumption records for the most recent three-year period for January, February, March, April, November, and December.

- a) Monthly billing is generally estimated to encompass a full 30 days but may not necessarily be specific to the first or last day of the month. The intent is to not dictate that meters need to be read on any exact schedule but to more generally encompass a month of water supply. Monthly meter readings also track one month behind the actual month of consumption as reflected in the monthly utility bill and as shown in **Exhibit A**, an example of 3-year history of monthly meter recording records.

The highest of the average monthly wet weather water consumption records for the most recent three-year period for the months of January, February, March, April, November, and December shall be calculated annually and will take effect beginning with the June utility billing cycle and end after the October utility billing cycle.

Adopted, signed, and approved this 15th day of May, 2024.


DENYSE C. MCGRIFF, Mayor

Attested to this 15th day of May, 2024

Approved as to legal sufficiency:



Jakob Wiley, City Recorder



Bill Kabeiseman (May 17, 2024 17:17 PDT)
City Attorney