COMPARED VERSION
NEW ORDINANCE TO CODE BOOKS

ORDINANCE NO. 260209

Amending Chapter 60, Code of Ordinances, entitled Sewers and Sewage Disposal, by repealing Sections 60-2 and 60-3 and enacting in lieu thereof new sections of like number and subject matter that adjust charges for sewer service; and establishing an effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 60 of the Code of Ordinances of Kansas City, Missouri, entitled Sewers and Sewage Disposal, is hereby amended by repealing Sections 60-2 and 60-3 and enacting in lieu thereof new sections of like number and subject matter to read as follows:

Sec. 60-2. Sewer charges for resident users.

There are hereby established charges against every person and for every property, partnership, corporation, association, and other entity within the city limits having an actual or available connection with the city's sanitary sewer system, or discharging sewage, industrial waste, water or other liquid into the system. Charges shall be prorated per day during the billing period. Such charges are to be the sum of service charges, volume and high concentration charges to be computed and levied as follows and as prescribed in Section 60-9:

(1) *Service charges.*

a. Sanitary sewer. A service charge of $32.02 per month to cover in part the cost of providing various services and shall be prorated per day during the billing period and shall apply whether or not any sewage or wastes are actually discharged to the city sewer during the billing period; such charges are to be made each month.

b. Wastewater discharge permits. Commercial and industrial users shall pay for the cost of the wastewater discharge permitting program as described and authorized in article IV of this chapter. Charges as authorized in article IV of this chapter shall be billed and collected with the commercial or industrial users' normal water and/or sewer billing charges.

(2) *Volume charges.* A volume charge of $12.90 per 100 cubic feet (ccf), or a portion thereof, based upon the total volume of water purchased by the customer during the billing period subject to the following adjustments:

a. Water supplied from separate source. Where water is supplied by a separate and independent source, the sewage volume charge shall be based upon the volume of water used, where such information is available, and computed

at the volume charge established herein. Where usage information is not available, the water services department shall determine an appropriate volume of water used and compute it at the volume charge established herein.

b. Residential accounts. Except as noted in (2)(a), residential service account (one- and two-family residences) volume charges for the bills generated during the months of May through December shall be based upon water used during the winter period, such winter period being the bills generated during January through April, (these are the billing periods that most closely correspond to the December through March usage); such charges shall be payable with each bill rendered throughout the year. Where residential water services accounts do not have an acceptable history of winter water use, the volume charge for bills generated during the months of May through December shall be the volume charge established herein, or $77.40 per month, whichever is the lesser.

c. Commercial and industrial water accounts with diverted water uses. Commercial and industrial water accounts are all water service accounts other than residential accounts (one- and two-family dwellings) as defined in 60-2 (2)(b). Diverted water uses (sewer allowance credit (SAC) and sewer metering accounts) are those where a significant portion of the water purchased is used in a manner that is not returned to the sanitary sewer system. Examples include: evaporation, irrigation and water to product.

Categories within the diverted water uses include: car washes, laundries, evaporation (coolers / chillers / cooling towers), irrigation, water-to-product (where a significant portion of the water purchased is used in manufactured products such as ice, canned goods or beverages) and other (where a significant portion of the water purchased is consumed in some manner during the industrial process) or sewer metering.

An application and the appropriate fee must be submitted prior to any sewer use volume adjustment. The application fee is to pay for site review, plan review, and installation inspection.

The application fee for each category is as follows:

Car washes and laundries = $250;

Evaporation and irrigation and ownership change = $600;

Water to product and other and sewer metering = $1,250;

The director of the water services department or the director's representative shall make the determinations of fact as to the amount of water which is

diverted and shall have authority to adjust the sewer use volume billed on the basis of the facts ascertained. The SAC or sewer metering account will be effective upon the date of the director's signature for approval.

Discharges to the storm sewer system are not allowed except per Chapter 61 and are not allowed to participate in the diverted water sewer use volume adjustment program.

(3) *Commercial and industrial water accounts with high concentration discharges.* Commercial and industrial water accounts shall include all water service accounts other than one- and two-family dwellings. High concentration discharges are those in which the BOD (biochemical oxygen demand), SS (suspended solids), and/or O&G (oil and grease) concentrations are in excess of the maximum concentration of these components in normal sewage as defined in article IV of this chapter. In addition to other sewer service and volume charges, a surcharge, as established by the formulae defined and set forth in article IV of this chapter, shall be levied on high concentration discharges received from any customer under this section.

For surcharge rate formulae calculation purposes, the following rates are hereby established:

RB (surcharge per pound of excess BOD) = $0.605

RS (surcharge per pound of excess SS) = $0.294

RG (surcharge per pound of excess O&G) = $0.284

The director of water services is hereby authorized to promulgate regulations to develop various groups and classes to facilitate the equitable distribution of surcharge fees among like groups of customers.

(4) *Definition.* Month or monthly, as used in this section, shall refer to a time period of approximately 30 days.

Sec. 60-3. Sewer charges for nonresident users.

(a) *Charges.* There are hereby established charges against every person, partnership, corporation, association, and other entity outside the city limits having a connection with the city's sanitary sewer system or discharging sewage, industrial waste, water or other liquids into the city's sewer system. All charges billed shall be prorated per day during the billing period. Such charges are to be the sum of service charges and volume charges to be computed and charged as follows:

(1) Metered connections with municipalities and political subdivisions. Bulk flows through a metered interconnection with a municipality or other political subdivision shall be charged and pay a rate of $4.70 per 100 cubic feet (ccf), or portion thereof, with no service charges.

(2) Unmetered connections with municipalities and other political subdivisions. Bulk flows through an unmetered interconnection with a municipality or other political subdivision shall be charged and pay a rate of $7.00 per 100 cubic feet (ccf), or portion thereof, of actual water consumption for all residential, commercial and industrial customers, and shall also pay a service charge of $20.43 per month for each such customer.

(3) Unmetered connections with municipalities and other political subdivisions; no water consumption records. Where actual water consumption records are not available, bulk flows from a municipality or political subdivision through an unmetered interconnection shall pay a sewer charge of $65.00 per month per dwelling unit or equivalent dwelling unit.

(4) Individual non-resident customers billed directly by the city. Individual non-resident customers billed directly by the city shall pay a service charge of $45.10 per month, plus a volume charge of $17.17 per 100 cubic feet (ccf), or portion thereof.

(5) Accounts with high concentration discharges. High concentration discharges are those in which the BOD (biochemical oxygen demand), SS (suspended solids), and/or O&G (oil and grease) concentrations are in excess of the maximum concentration of these components in normal sewage as defined in article IV of this chapter. In addition to other sewer service and volume charges, a surcharge, as established by the formulae defined and set forth in article IV of this chapter, shall be levied on high concentration discharges received from any non-resident user.

For surcharge rate formulae calculation purposes, the following rates are hereby established:

RB (surcharge per pound of excess BOD) = $0.721

RS (surcharge per pound of excess SS) = $0.339

RG (surcharge per pound of excess O&G) = $0.312

The director is hereby authorized to develop various groups and classes to facilitate the equitable distribution of surcharge fees among like groups of customers.

(6) Commercial and industrial water accounts with diverted water uses. Diverted water uses (sewer allowance credit (SAC) and sewer metering accounts) are those where a significant portion of the water purchased is used in a manner that is not returned to the sanitary sewer system. Examples include: evaporation, irrigation and water to product.

Categories within the diverted water uses include: car washes, laundries, evaporation (coolers / chillers / cooling towers), irrigation, water-to-product (where a significant portion of the water purchased is used in manufactured products such as ice, canned goods or beverages) and other (where a significant portion of the water purchased is consumed in some manner during the industrial process) or sewer metering.

An application and the appropriate fee must be submitted prior to any sewer use volume adjustment. The application fee is to pay for site review, plan review, and installation inspection.

The application fee for each category is as follows:

Car washes and laundries = $250;

Evaporation and irrigation = $600;

Water to product and other and sewer metering = $1,250;

The director of the water services department or the director's representative shall make the determinations of fact as to the amount of water which is diverted and shall have authority to adjust the sewer use volume billed on the basis of the facts ascertained. The SAC or sewer metering account will be effective upon the date of the director's signature for approval.

Discharges to the storm sewer system are not allowed except per chapter 61 and are not allowed to participate in the diverted water sewer use volume adjustment program.

(b) *Definition.* "Month" or "monthly," as used in this section shall refer to a time period of approximately 30 days.

(c) *Applicability.* This section may not be applicable where arrangements for sewer service and sewer service charges are established by an existing or future contract or cooperative agreement.

Section 2. This ordinance shall become effective on May 1, 2026.

Approved as to form:

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Nicole Rowlette
Senior Associate City Attorney