

ORDINANCE NO. 977

AN ORDINANCE REPEALING ORDINANCE NO. 956 IN ITS ENTIRETY AND ADOPTING AND REPLACING IT WITH ORDINANCE NO. 977 REGARDING THE FINANCIAL PLAN AND USER CHARGE RATE SCHEDULE FOR RESIDENTIAL AND COMMERCIAL CUSTOMERS IN THE CITY OF LANSING, COUNTY OF LEAVENWORTH, STATE OF KANSAS.

Pursuant to Article 2 (Sewers), Section 16-207 of the Code of the City of Lansing, Kansas, published under the authority and by the directions of the Governing Body of the City of Lansing, Kansas on March 5, 2015, the City of Lansing is required to develop and implement a User Charge Rate Schedule to generate adequate revenues to spread the costs of operation, maintenance, and replacement costs (O, M & R) for the City’s sewer system among users.

BE IT ORDAINED by the Governing Body of the City of Lansing, Kansas

Section 1. Pursuant to recommendations made by staff, with consultation of others in the utility industry, the following four (4) year user-charge rate schedule for residential customers hereof is adopted by the Governing Body of the City of Lansing, Kansas.

**Combined Monthly
Residential User Charge Rate**

Year	Base Charge	Volume Charge (per unit)**	New Customer Charges (6 units)
2016	\$16.00	\$6.00	\$52.00
2017	\$19.00	\$6.75	\$59.50
2018	\$19.00	\$6.75	\$59.50
2019	\$19.00	\$6.75	\$59.50

**1 unit = 750 gallons of water

Section 2. Pursuant to recommendations made by staff, with consultation of others in the utility industry; the following four (4) year user charge rate schedule for commercial customers hereof is adopted by the Governing Body of the City of Lansing, Kansas.

**Combined Monthly
Commercial User Charge Rate**

Year	Base Charge	Volume Charge (per unit)**
2016	\$18.00	\$6.15
2017	\$21.00	\$6.90
2018	\$21.00	\$6.90
2019	\$21.00	\$6.90

**1 unit = 750 gallons of water

Section 3. Pursuant to recommendations made by staff, with consultation of others in the utility industry, discharges to the sanitary sewer system in excess of 300mg/L BOD₅, 300 mg/L TSS, or 100mg/L FOG shall pay an additional surcharge based on the following stated rates or as determined by the City of Lansing after appropriate sampling and analysis.

\$0.85/Pound BOD₅/Month
\$0.38/Pound TSS/Month
\$0.33/Pound FOG/Month

Section 4. Pursuant to recommendations made by staff, Lansing Correctional Facility representative, and consultation of others in the utility industry, the Kansas Department of Correction's monthly User Charge shall be determined proportional to its actual use of the treatment plant based on negotiations and related agreement between the City of Lansing and the Lansing Correctional Facility. The City of Lansing and the Lansing Correctional Facility shall also enter into reasonable, good faith negotiations to determine an acceptable solution if the Lansing Correctional Facility generates sewage flows, over an extended period of time, in excess of its purchased treatment capacity. Incremental changes shall be fully justified and documented by the City of Lansing on an annual basis.

Section 5. REPEAL. This ordinance shall repeal Ordinance No. 956 in its entirety.

Section 6. SEVERABILITY. If any section, clause, sentence, or phrase of this ordinance is found to be unconstitutional or is otherwise held invalid by a court of competent jurisdiction, it shall not affect the validity of any remaining parts of this ordinance.

Section 7. That this ordinance shall be effective from and after its passage, approval and publication in the official City newspaper.

PASSED AND APPROVED by the governing body of the City of Lansing, County of Leavenworth, State of Kansas, this 18th day of May, 2017.

{SEAL}

Michael W. Smith, Mayor

Attest:

Sarah Bodensteiner, City Clerk

APPROVED AS TO FORM:

Gregory Robinson, City Attorney

Published:
Leavenworth Times

CITY OF LANSING
FORM OF SUMMARY FOR PUBLICATION OF ORDINANCE

Ordinance No. 977: AN ORDINANCE REPEALING ORDINANCE NO. 956 IN ITS ENTIRETY AND ADOPTING AND REPLACING IT WITH ORDINANCE NO. 977 REGARDING THE FINANCIAL PLAN AND USER CHARGE RATE SCHEDULE FOR RESIDENTIAL AND COMMERCIAL CUSTOMERS IN THE CITY OF LANSING, COUNTY OF LEAVENWORTH, STATE OF KANSAS.

Pursuant to the general laws of the State, a general summary of the subject matter contained in this ordinance shall be published in the official City newspaper in substantially the following form:

Ordinance No. 977 Summary:

On May 18, 2017, the City of Lansing, Kansas, adopted Ordinance No. 977, an Ordinance repealing Ordinance No. 956 in its entirety and adopting and replacing it with Ordinance No. 977 regarding the financial plan and user charge rate schedule for residential and commercial customers in the City of Lansing, County of Leavenworth, and State of Kansas. A complete copy of this ordinance is available at www.lansing.ks.us or at City Hall, 800 First Terrace, Lansing, KS 66043. This summary certified by Gregory Robinson, City Attorney.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: May 18, 2017

Gregory Robinson, City Attorney