

ORDINANCE NO. 21-6245

AN ORDINANCE TO UPDATE TRUCKED OR HAULED POLLUTANTS AND INDUSTRIAL PRETREATMENT CHARGES TO THE USERS OF THE CITY OF LEBANON, TENNESSEE, SANITARY SEWER SYSTEM.

WHEREAS some of the ordinance sections of the City of Lebanon are obsolete, and

WHEREAS some of the ordinance sections are confusing and inconsistent, and

WHEREAS the City Council of the City of Lebanon, Tennessee, desires to have equitable and easily understood utility rates which fully recover the costs of providing sanitary sewer and industrial wastewater treatment service, now, therefore:

BE IT ORDAINED BY THE CITY OF LEBANON, TENNESSEE, THAT:

Section 1. Repeal of old sections.

Subsection 18-502(7), of Ordinance 17-5545, regarding trucked or hauled pollutants is hereby repealed and replaced with the following new subsection:

Any trucked or hauled pollutants, except at discharge points designated by the City of Lebanon Sewer Plant are prohibited. No person owning vacuum or "cess pool" pump trucks or other liquid waste transport trucks shall discharge directly or indirectly such sewage into the POTW, unless such persons have applied for and been granted a truck discharge operation permit from the Pretreatment Coordinator or his designated representative. All applicants for a truck discharge operation permit shall complete such forms as required by the control authority, have a valid TDEC permit to operate for septic tank pumping contractors, pay appropriate fees as defined in this ordinance, and agree in writing to abide by the provisions of this sections and any special conditions or regulations established by the control authority. Such permits shall be valid for a period of (12) months from the date of issuance, provided that such permit shall be subject to revocation by the control authority for violation of any provision of this section of reasonable regulation established by the control authority. Such permits shall be limited to the discharge of domestic sewage waste containing no industrial waste or grease trap waste. The control authority shall designate the locations and times where such trucks may be discharged, and may refuse to accept any load where it appears that the waste could interfere with the effective operation of the treatment works or any sewer line or appurtenance thereto. The POTW retains the right to sample any hauled waste at any time to maintain permit compliance. The owner of a truck discharge operation permit shall provide manifest to the POTW that states the source and volume of the domestic waste they wish to discharge, and whether any industrial waste is included in the wastewater. The owner of the truck discharge operation permit shall purchase and maintain a bond sufficient to cover his potential liability for violating his permit, in an amount determined by the control authority. The fee structure shall for permitted hauled pollutants shall be as follows:

Application Fee: \$100/yearly due at time of application submittal; non-refundable.

Hauling Fees: Calculated and billed monthly.

For hauled pollutants originating inside Wilson County: \$75/1000gal

For hauled pollutants originating outside Wilson County: \$100/1000gal

*These fees shall be reviewed on a bi-yearly basis and shall be prudent and reflective of the cost of treatment associated with the waste.

Subsection 18-512(7), of Ordinance 17-5545, regarding the surcharging of commercial and industrial users who use "more than 1,000 cubic feet of water per month" is hereby repealed and replaced with the following new subsection:

Permitted Users shall be assessed an annual maintenance fee to recover the administrative costs of the industrial pretreatment program. This fee is generally calculated by dividing total pretreatment program costs by the number of permitted users, but prorating based on unequal costs may be performed; fee shall be at a minimum of \$350/year per user.

Subsections 18-513(1-5), of Ordinance 17-5545, regarding "exceptions to discharge levels" are all repealed and replaced with the following subsection:

- (1) Any user, permitted or not permitted, discharging high strength sewage or wastewater, as specified in Section 18-505(1)(b) of Ordinance 17-5545, may be assessed a surcharge to offset the cost of treating that high strength discharge.
- (2) The surcharge rates shall be established by the City Council of Lebanon and adopted in this ordinance.
- (3) The office of the pretreatment coordinator shall collect and maintain adequate data on high strength discharges so that representative bills can be sent to the user.
- (4) The pretreatment coordinator will forward quarterly to the billing department such data as is necessary to access surcharges properly and representatively.

Subsection 18-514 (1) of Ordinance 17-5545, regarding surcharge calculations is hereby repealed and replaced with the following subsection:

- (1) Surcharge calculations are on pounds of pollutant in excess of the Threshold Value and performed in the following manner.
 - a. User wastewater flow for the month is determined = Q_{IND} (MG)
 - b. Average Sample Concentration for a quarter is determined = C_{AVG} (mg/L)
 - c. Threshold Value from 18-505(1)(b) = TV (mg/L)
 - d. Cost per pound of pollutant from Table in (2) = Cost (\$/lbs)

$$\text{User cost for a month} = \text{Cost} * Q_{IND} * 8.34 * (C_{AVG} - TV)$$

- (2) Surcharge rates and thresholds shall be set as to adequately cover the cost of treatment for the parameters listed. Rates will be reviewed every three years.

Parameter	Threshold Limit	Rate
BOD	300 mg/L	\$0.25/lb
TSS	300 mg/L	\$0.25/lb
Oil/Grease	100 mg/L	\$0.50/lb
TKN	50 mg/L	\$0.50/lb

- (3) Charges for other pollutants will be computed on a case by case basis. No reduction in sewage service charges, fees, or taxes shall be permitted because of the fact that certain Industrial wastes discharged to the sewerage facilities contain less than the threshold limits established herein.

Section 2. Date of effect. This ordinance shall take effect thirty (30) days from and after its final passage, the public welfare requiring it.

Passed 1st reading June 15, 2021

Passed 2nd reading July 6, 2021

APPROVED AS TO FORM:



City Attorney

APPROVED:



Mayor

ATTEST:



Commissioner of Finance & Revenue