

**CITY OF ELK POINT  
RESOLUTION 2012-11**

**RESOLUTION PROVIDING RATES AND CHARGES TO CONSUMERS OF  
UTILITIES PROVIDED BY THE CITY OF ELK POINT, SOUTH DAKOTA**

WHEREAS, the City of Elk Point wishes to adopt the schedule of rates for water, sewer, electric and garbage services,

WHEREAS, the current fee schedule shall be available from the Finance Office or the Utility Office Manager of the City of Elk Point,

WHEREAS, all fees shall be the property of the City of Elk Point and shall be paid to the Utility Office or the Authorized Official of the City of Elk Point for credit to the Enterprise Funds of the City and which under no condition shall be refunded.

NOW, THEREFORE, BE IT RESOLVED that the City of Elk Point adopts the Utility Rates as follows:

Section 1. Electric Rates: The following monthly electric rates are hereby fixed and chargeable to all customers supplied electricity by the City of Elk Point:

(a)	<u>Residential:</u>	
	Service Charge:	\$10.670
	Energy Charge per kwh:	.083
(b)	<u>Commercial:</u>	
	Service Charge:	\$14.420
	Energy Charge:	
	1 <sup>st</sup> 750 kwh @	.121
	Next 2,250 kwh @	.116
	Over 3,000 kwh @	.072
(c)	<u>Large Power</u>	
	Capacity Charge:	\$25.040
	Demand Charge:	11.560
	1 <sup>st</sup> 100 hrs use per kw of demand @	.069
	Excess kw @	.059
(d)	<u>Large Power-Coincidental Demand Rate:</u>	
	Capacity Charge:	\$75.120
	On-Peak Demand:	11.560
	Off-Peak Demand:	4.780
	1st 100 hrs use per kw of demand @	.069
	Excess kwh @	.059

- (e) Security Lights:

Under 174 Watt Light	\$ 4.700
175 Watt Light	6.790
250 Watt Light	9.710
400 Watt Light	12.040
705 Watt Light	21.040
2000 Watt Light	29.340
  
- (f) Municipal Service:

General use at commercial rate	
Street Lighting:	
Energy Charge per kw	.072

Section 2. Water Rates:

A. Multiple Family Dwellings and Licensed Manufactured Home Parks. (A multiple family dwelling is defined as a building designed for or occupied exclusively by three (3) or more families.) All water sold or furnished by the City of Elk Point to each unit in a multiple family dwelling and each home in a licensed manufactured home park shall be charged according to the following schedule:

- (i) Minimum Charge: Each dwelling unit or manufactured home shall be charged \$20.87 per month which includes up to 2,000 gallons of water used. A dwelling unit is defined as one or more rooms in a dwelling occupied or intended to be occupied as a separate living quarters by a single family.
  
- (ii) Usage Charge: For water usage in excess of the 2,000 gallons per month minimum, a charge of \$1.61 per each 500 gallons of water used (or fraction thereof) will be added to the minimum monthly charge.

These rates apply for any size meter in this type of unit.

B. All Other Users With Meters Less Than One Inch in Size. All water sold or furnished by the City of Elk Point through meters less than one inch in size whether residential, excluding multiple family dwellings and licensed manufactured home parks covered by Section 2(A), business, commercial or industrial, shall be charged according to the following schedule:

- (i) Minimum Charge: Each individual metered customer shall be charged \$20.87 per month which includes up to 2,000 gallons of water used.
  
- (ii) Usage Charge: For water usage in excess of the 2,000 gallons per month minimum, a charge of \$1.62 per each 500 gallons of water used (or fraction thereof) will be added to the minimum monthly charge.

C. Users with meters equal to or greater than one inch in size. All water sold or furnished by the City of Elk Point through meters equal to or greater than one inch in

size whether residential, business, commercial or industrial, each shall pay the City according to the following schedule:

<u>Gallons Per Month</u>	<u>Meter Size</u>	<u>Charge Per Month</u>	<u>Excess Per 500 Gallons</u>
0-2000	1 inch	\$22.18	\$1.61
0-2000	1 ½ inch	\$40.76	\$1.61
0-2000	2 inch	\$63.45	\$1.61
0-2000	3 inch	\$121.72	\$1.61
0-2000	4 inch	\$189.10	\$1.61

D. Bulk Water: For all water sold or furnished by the City of Elk Point by bulk gallons for whatever purpose, each individual customer shall pay the city according to the following schedule:

(i) Minimum Charge: A purchaser of bulk water will be charged a minimum of \$28.88 which includes up to 2,000 gallons of water.

(ii) Usage Charge: A purchaser of bulk water will be charged \$3.02 per 500 gallons (or fraction thereof) of water purchased in excess of the 2,000 gallons included in the minimum charge.

E. Users without Meters or Inoperative Meters. Customers whose water usage is not metered and the volume of water used cannot be measured shall be charged the minimum of \$22.18 per unit per month until the volume can be measured.

Section 3. Sewer Rates: Sewer rates are based on water consumption.

A. Multiple Family Dwellings and Licensed Manufactured Home Parks. The monthly charge to each unit in a multiple family dwelling and each home in a manufactured home park for ordinary use of the public sanitary sewer utility shall be:

(i) Minimum Charge: Each dwelling unit or manufactured home shall be charged \$18.28 per month which includes up to 2,000 gallons of water.

(ii) Usage Charge: For water usage in excess of the 2,000 gallon per month minimum, a charge of \$1.28 per 500 gallons of water used (or fraction thereof) will be added to the minimum monthly charge.

B. Residential Rates (excluding Multiple Family Dwellings and Licensed Manufactured Home Parks): The monthly charge to each residential unit, excluding multiple family dwellings and licensed manufactured home parks covered by section 3 (A), for ordinary use of the public sanitary sewer utility shall be:

(i) Minimum Charge: Each individual metered customer shall be charged \$18.28 per month which includes up to 2,000 gallons of water used.

- (ii) Usage Charge: For water usage in excess of the 2,000 gallons per month minimum, a charge of \$1.28 per each 500 gallons of water used (or fraction thereof) will be added to the minimum charge.

C. Commercial Rates. The monthly charge for ordinary use of the public sanitary sewer utility shall be:

- (i) Minimum Charge: Each commercial account shall be charged \$31.67 per month which includes up to 2,500 gallons of water used.
- (ii) Usage Charge: For water usage in excess of the 2,500 gallons of water per month minimum, a charge of \$2.32 per each 1,000 gallons (or fraction thereof) will be added to the minimum charge.

D. Residential Sewer Use Averaging (excludes Multiple Family Dwellings and Licensed Manufactured Home Parks that are not individually metered)

- (i) A sewer base charge will be computed on the average monthly charges made for water during the last January, February and March period to any person occupying the residential premise served by the utility and to his successors in the occupancy. In cases where the premises were unoccupied during the months of January, February and March, and/or where the use of the premises has significantly changed the water usage, the sewer charge may be based on the average usage during three (3) other months of the year. The base rates will be reviewed in April of each year. The sewer base charge will be applied in the months of April through October usage, and actual metered water usage will be charged in the other months of the year.
- (ii) Any resident that wishes to use “Sewer use Averaging” but adequate previous water usage history is not available, may elect to use the city wide average residential sewer use of 7,000 gallons per month, until an actual average use can be established.
- (iii) Sewer Averaging is not available to Multiple Family Dwellings and Licensed Manufactured Home Parks unless each unit is metered separately to determine a proper average.

Section 4. Garbage Rates:

The following monthly rates are hereby fixed and chargeable to all occupied residential and commercial units in the City of Elk Point:

- (A) Residential (2 dwelling units or less): \$12.00 per unit
  - (1) Residential Garbage shall be picked up once per week.
  - (2) All garbage shall be placed in garbage containers and shall first be bagged to prevent the scattering of waste when being dumped.

- (B) Small Business - \$25.04
- (C) Large Business –Use of a dumpster shall be required, with size to be determined by the City and monthly fee determined by size according to the following:
  - 1 – 2 yards: \$50.07
  - 3 – 5 yards: \$93.90
  - 6 – 9 yards: \$169.02
- (D) Multi Family Dwellings (3 or more units) and Manufactured Home Parks:  
Use of a dumpster shall be required with size to be determined by the city and the monthly fee of \$8.77 per unit.
- (E) Any Commercial user requesting an exemption from garbage charges will be required to complete an Application for Exemption from Commercial Garbage Charges. This form will be available at the Utility Office in City Hall and will be presented to the City Council for approval at the next regularly scheduled council meeting.
- (F) A \$1.00/month fuel surcharge will be charged to each Residential, Small and Large Business, Multi Family Dwellings and Manufactured Home Parks Garbage Account.

Section 5. Utility Deposit.

- (A) An applicant for city utility service shall make a deposit of the following amount to the Utility Office to receive all city services:
  - 1. Residential services: \$150.00
  - 2. Commercial services: \$200.00
  - 3. Demand services: \$200.00
- (B) An applicant for city utility service shall make of deposit of \$100.00 for city water, sewer and garbage services.

Section 6. Security Deposit. A \$200.00 security deposit (in addition to the utility deposit) will be required if an applicant is determined to be a credit risk upon reviewing the requested reference check. An applicant will be considered a credit risk if they have had three (3) or more late payments in a 12 consecutive month period.

Section 7. Reconnection Fees.

- (A) Nonpayment Disconnection. If a service has been disconnected for nonpayment, a reconnection fee of \$50.00, plus tax, will be charged. Another utility deposit or security deposit may be required at the time of reconnection if these deposits have been refunded, plus payment in full of the account.
- (B) Voluntary Disconnection. If a customer requests service termination, a reconnection fee of \$50.00, plus tax, will be charged at the time of reconnection.

Section 8. Definitions: Terms within this Resolution shall be defined in accordance with the Elk Point zoning ordinance.

Section 9. Notice to Customers: The above rates, frequency, restrictions and everything related thereto shall be set forth in the Policy for Utility Customers, which policy may be amended from time to time by the City Council.

Section 10. Severability: If any portion of this Resolution shall be deemed unlawful or unenforceable then such portion shall be deemed severed from the Resolution and any remaining portion of the Resolution shall remain in effect to the extent possible.

This schedule of fees is available in City Hall and altered or amended only by the City Council.

The effective date of this Resolution is January 1, 2013.

Dated this 3<sup>rd</sup> day of December 2012.

THE GOVERNING BODY OF THE CITY  
OF ELK POINT

By: \_\_\_\_\_  
Isabel Trobaugh, Mayor

ATTEST:

By: \_\_\_\_\_  
Erika Hammitt, Finance Officer

(CITY SEAL)