



# Delaware County Commissioners

Glenn A. Evans  
Kris Jordan  
James D. Ward

County Administrator  
David Cannon

Clerk to the Commissioners  
Letha George

## RESOLUTION NO. 07- 129

### IN THE MATTER OF AMENDING RATE USER FEES FOR THE DELAWARE COUNTY SEWER DISTRICT IN CONFORMITY WITH PROVISIONS OF SECTION 6117.02 OF THE OHIO REVISED CODE AND COUNTY RATE RESOLUTIONS 93-530 AND 89-07:

It was moved by Mr. Jordan, seconded by Mr. Ward to adopt the following Resolution of Necessity to amend Charges for the Delaware County Sanitary Sewer System as previously amended in Resolution 04-1601, 93-530 and 89-07 of the Delaware County Sewer District. This action pursuant to provisions of Section 6117.02 of the Ohio Revised Code and Provisions of Delaware County Commissioners' Resolution 04-1601, 93-530 and 89-07. This Resolution will amend Section II Part III to read as follows:

#### Section II. Sanitary Sewer Use Charge

##### Part III - Surcharges

The following terms as used in Section III shall have the meanings ascribed to them as shown:

1. "Normal sewage" means sewage which when analyzed shows by weight a daily average of not more than 250 parts per million of suspended solids, and not more than 200 parts per million of biochemical oxygen demand (BOD).
2. "Suspended solids" means solids that either float on the surface of, or are in suspension in water, sewage, or other liquids and which are removable by laboratory filtering.
3. "CBOD" (denoting biochemical oxygen demand) means the quantity of oxygen utilized in the biochemical oxidation of organic matter, under standard laboratory procedure, in five (5) days at 20 degrees centigrade, expressed in parts per million by weight as defined by the most current ASTM standards and the Sewer Use Resolution.

Commercial or industrial wastes above normal sewage strength, but acceptable for discharge into the sanitary sewerage system shall be subject to a surcharge. The surcharge shall be determined on the basis of either or both of two constituents of the water or wastes.

1. Total suspended solids, and/or:
2. Five (5) day CBOD at 20 degrees centigrade and as herein provided.

When either or both the total suspended solids and the CBOD of a water or waste accepted for admission to the system exceeds the values of their constituents for normal sewage, the excess concentration in either or both, as the case may be, shall be subject to a surcharge as follows:

1. Pounds of excess suspended solids per day = \$0.46/lb (Effective 11/1/95); \$0.48/lb (Effective 11/1/05); \$0.51/lb (Effective 11/1/07) Suspended Solids Surcharge.
2. Pounds of excess CBOD per day = \$0.57/lb (Effective 11/1/95); \$0.61/lb (Effective 11/1/05); \$0.64/lb (Effective 11/1/07) CBOD Surcharge.

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In addition to the surcharge, the user will pay the user charges as defined in Section II.

The pounds of CBOD per day and/or pounds of suspended solids per day, above the concentrations previously described for normal strength sewage that are discharged to the sewerage system, shall be determined by the Delaware County Sanitary Engineer or his authorized representative.

The pounds of CBOD per day and/or pounds of suspended solids per day for food service accounts with grease interceptors as required by the Local Board of Health shall be by the following hierarchy:

1. Quarterly sampling using an existing sampling/monitoring structure, or if Option 1 is not applicable then,
2. CBOD and suspended solids concentration data of the same quarter of the same name Delaware County Sewer System User, food service account, e.g. Wendys for Wendys, Bob Evans for Bob Evans, or if Options 1 and 2 are not applicable then,
3. Using the CBOD and suspended solids concentrations of 600mg/liter each

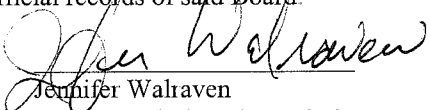
Options 2 or 3 shall only be used for establishments open for business prior to the approval of this resolution and not already having a sampling/monitoring structure.

In addition to a surcharge on CBOD and suspended solids, the County shall have the right to surcharge any user for the discharge of any other pollutant into the sewage system or for any other reason that it deems necessary and appropriate, such as excessively high rates of discharge. Accounts that contain any type of food service component will be treated and sampled as a food service account.

Section II Part III of Sewer Charges pursuant to Commissioner's Resolution 04-1601 is hereby repealed. This section to be effective January 22, 2007

Vote on Motion                      Mr. Ward                      Absent    Mr. Jordan                      Aye                      Mr. Evans                      Aye

I, Jennifer Walraven, Assistant Clerk of the Board of County Commissioners hereby certify that the foregoing is a true and correct copy of a resolution of the Board of County Commissioners of Delaware County duly adopted on January 29, 2007, and appearing upon the official records of said Board.

  
Jennifer Walraven  
Assistant Clerk to Commissioners