

**FEEES RESOLUTION
FISCAL YEAR 2009-10 2010-11
Resolution No. 2799**

A RESOLUTION ESTABLISHING FEES AND CHARGES AS PROVIDED BY BEND CODE 1.800 through 1.820 and 1.900 through 1.950

Findings

- A. Bend Code 1.800 states that it is the policy of the City of Bend to require the ascertainment and recovery of certain City costs from fees and charges levied therefore in providing City services, products and regulations.
- B. Bend Code 1.804 provides that the City Manager shall periodically cause a review of City fees and charges to recover City costs in providing City services, products and regulations in the percentages established by Bend Code 1.806 and recommend adjustments to the City Council.
- C. The City Manager has caused a review of all City fees and charges and has recommended that the Council establish the fees set forth in this resolution.
- D. The fees established by this resolution recover costs incurred by the City and are therefore authorized under Bend Code 1.804 and are consistent with Bend Code 1.806.

Based on these findings,

THE CITY COUNCIL OF THE CITY OF BEND DOES RESOLVES AS FOLLOWS:

SECTION 1. THIS RESOLUTION AND THE FEES, RATE AND CHARGES ESTABLISHED IN THE RESOLUTION BECOME EFFECTIVE JULY 1, 2009-2010.

SECTION 5. UTILITY CHARGES:

5.1	Water	Description	Fee	Unit
		All water service charges are monthly unless otherwise specified *		
		Charges determined under contract with specific entities may take precedent over fees listed below.		
5.1.01		Flat Rate account charges-monthly		
5.1.01a		First unit service (Tap-Bath-Sink-Toilet)	\$20.33	\$21.77
				Per unit
		Note: One unit service is considered to be 1 tap, 1 bath, sink, 1 toilet or any combination thereof. One-half bath is considered to be 1 sink and 1 toilet.		
5.1.01b		Additional services		
5.1.01b1		Each additional unit service	\$20.33	\$21.77
				Each
5.1.01b2		Each additional tap	\$45.64	\$16.75
				Each
5.1.01b3		Each additional bath	\$4.64	\$1.73
				Each
5.1.01b4		Each additional sink	\$0.93	\$1.00
				Each
5.1.01b5		Each additional toilet	\$2.14	\$2.30
				Each
5.1.01c		Irrigation		
5.1.01c1		First 1,500 sq. ft. of irrigated area	\$20.55	\$22.00
5.1.01c2		Next 1,000 square feet	\$4.18	\$1.26
				per 100 sq. ft.
5.1.01c3		Excess over 2,500 sq. ft.	\$0.53	\$0.57
				per 100 sq. ft.
		Note: Cost is per month to be charged each month for six month irrigation period from April through September.		
5.1.02		Juniper Utility account charges - monthly		
5.1.02a		Juniper Utility Single Family Dwelling - Minimum water charge for metered accounts according to meter size, includes first 400 cubic feet of consumption		
5.1.02a1		5/8" meter	\$14.00	
5.1.02a2		3/4" meter	\$19.04	
5.1.02a3		1" meter	\$29.54	
5.1.02a4		1 1/2" meter	\$57.41	
5.1.02a5		2" meter	\$102.48	
5.1.02a6		3" meter	\$268.67	
5.1.02a7		4" meter	\$420.30	
5.1.02a8		6" meter	\$821.14	
5.1.02a9		8" meter	\$1,226.74	
5.1.02a10		10" meter	\$1,741.12	
5.1.02b		Excess over 400 cu.ft.	\$1.43	Per 100 cu ft
5.1.02c		Juniper Utility Flat Rate Account Charges - Monthly		
5.1.02c1		Mobile home water	\$15.92	
5.1.02c2		RV water	\$9.95	
5.1.02c3		Commercial and non-residential water	\$87.54	
5.1.02d		Juniper Utility Irrigation Charges - Monthly		
5.1.02d1		Single family dwelling irrigation	\$26.44	
5.1.02d2		Manufactured home and RV irrigation	\$17.19	
5.1.02d3		Common area irrigation	\$26.44	
5.1.02d4		Crown Villa RV pad	\$17.19	
5.1.02d5		Crown Villa RV Common area	\$26.44	
5.1.03		Metered water fees-inside city		
5.1.03a		Minimum water charge for metered accounts according to meter size, includes first 400 cubic feet of consumption		
5.1.03a1		5/8" meter	\$42.63	\$13.53
5.1.03a2		3/4" meter	\$47.18	\$18.40
5.1.03a3		1" meter	\$26.65	\$28.54
5.1.03a4		1 1/2" meter	\$54.79	\$55.46
5.1.03a5		2" meter	\$92.45	\$99.01
5.1.03a6		3" meter	\$242.36	\$259.57
5.1.03a7		4" meter	\$379.45	\$406.06
5.1.03a8		6" meter	\$740.73	\$793.33
5.1.03a9		8" meter	\$1,106.62	\$1,185.19
5.1.03a10		10" meter	\$1,570.63	\$1,682.15
5.1.03b		Excess over 400 cu.ft.	\$1.29	\$1.38
				Per 100 cu ft
5.1.03c		Fire Service charges according to meter size		
5.1.03c1		4" and smaller	\$27.57	\$29.53
5.1.03c2		6" supply	\$60.56	\$64.85
5.1.03c3		8" supply	\$106.47	\$113.71
5.1.03c4		10" supply	\$164.80	\$176.50
5.1.03c5		12" supply	\$236.48	\$252.95
5.1.04		Metered water fees-outside city		
5.1.04a		Minimum water charge for metered accounts according to meter size, includes first 400 cubic feet of consumption		
5.1.04a1		5/8" meter	\$19.74	\$21.15
5.1.04a2		3/4" meter	\$26.55	\$28.44
5.1.04a3		1" meter	\$41.20	\$44.13
5.1.04a4		1 1/2" meter	\$80.04	\$85.72
5.1.04a5		2" meter	\$142.85	\$152.99
5.1.04a6		3" meter	\$374.40	\$400.99
5.1.04a7		4" meter	\$585.84	\$627.40

5.1.04a8	6" meter	\$1,144.45	\$1,225.71	
5.1.04a9	8" meter	\$1,681.40	\$1,800.78	
5.1.04a10	10" meter	\$2,426.65	\$2,598.94	
5.1.04b	Excess over 400 cu.ft.	\$2.04	\$2.16	Per 100 cu ft
5.1.04c	Fire Service charges according to meter size			
5.1.04c1	4" and smaller	\$42.64	\$45.63	
5.1.04c2	6" supply	\$93.60	\$100.25	
5.1.04c3	8" supply	\$164.07	\$175.72	
5.1.04c4	10" supply	\$254.63	\$272.70	
5.1.04c5	12" supply	\$364.93	\$390.84	
5.1.05	Water (continued)			
	<i>Description</i>	<i>Fee</i>		<i>Unit</i>
5.1.05	Bulk sales charge			
	Charges for bulk sales of water shall be as follows per:			
5.1.05a	Portable fire hydrant meter and backflow assembly unit			
5.1.05a1	Installation and setup fee	\$85.00	\$91.04	
5.1.05a2	Relocation fee	\$85.00	\$91.04	Per occurrence
5.1.05a3	Monthly use fee	\$85.40	\$91.46	
5.1.05a4	Consumption charge	\$4.29	\$1.38	Per 100 cu ft
5.1.05b	Permanent Fill Station Use			
5.1.05b1	Set up fee	\$85.00		
5.1.05b2	Monthly use fee	\$16.00		Per month
5.1.05b3	Consumption charge	\$4.29	\$1.38	Per 100 cu ft
5.1.05c	Daily permit for use of fixed location fill stand			
5.1.05c1	Flat rate fee per day	\$43.30		
5.1.05c2	Lost key charge	\$108.25		
	Customers desiring bulk sales of water from a Portable Fire Hydrant Meter and Backflow Assembly Unit or Fixed Location Fill Stand must apply for use permits and pay installation fee and/or daily use fee in advance of use at the City of Bend Public Works Office, 575 NE 15th Street. The Monthly Use Fee and Consumption Charges for use of the Portable Fire Hydrant Meter and Backflow Assembly unit will be billed on a monthly basis for permits out for more than one month.			
5.1.05d	Wheeling charges	\$0.42	\$0.45	per 100 cu.ft. of water transported
5.1.06	Meter Installation Charges * (City installed pre-plumbed services only)			
5.1.06a	Single family residential (including duplexes)			
5.1.06a1	3/4" Meter and backflow prevention device	\$689.83	\$738.81	
5.1.06a2	1" Meter and backflow prevention device	\$849.99	\$868.57	
5.1.06b	Commercial and Multi-family (backflow prevention device installed by owner/developer)			
5.1.06b1	3/4" Water Meter	\$357.28	\$382.65	
5.1.06b2	1" Water Meter	\$395.60	\$423.69	
5.1.06b3	1 1/2" Water Meter	\$649.37	\$663.35	
5.1.06b4	2" Water Meter	\$724.97	\$773.23	
5.1.07	Other Water Service Charges			
5.1.07a	Turn-on or turn-off for repairs and other *			
5.1.07a1	Regular business hours (8:00 am to 4:30 pm Monday through Friday)	\$15.00		Each trip
5.1.07a2	Non business hours	\$100.00		Each trip
5.1.07b	Account Set-up *	\$15.00		
5.1.07c	Delinquent account, enforced collection charges *			
5.1.07c1	First Notice	\$10.00		
5.1.07c2	Water Service Delinquency Fee			
5.1.07c2a	Regular business hours (8:00 am to 4:30 pm Monday through Friday)	\$65.00		
5.1.07c2b	Non business hours	\$100.00		
5.1.07c3	Final Letters (each)	\$10.00		
5.1.07c4	Water turn on - same day service (other than emergency or payment for shut-off)	\$25.00		
5.1.07c5	Failure to apply for service	\$25.00		
5.1.07d	Deposits *			
5.1.07d1	Water Service Deposit (accounts with only water service)	\$125.00		
5.1.07d2	Water and Sewer Service Deposit (accounts with both water and sewer service)	\$125.00		
	Note: Deposits are required for new accounts, delinquent accounts or returned checks. Deposits are refundable without interest if no cutoffs or late payments occur within one year after your first billing period			
5.1.07e	Franchise Fee assessed against water sales revenues for customers residing within the City of Bend, excluding meter installation and other water service charges	3%		
5.1.08	Materials and labor charges			
	All labor performed or materials furnished by the City on privately funded water facilities will be billed on a time and material basis. Labor charges cost will be increased by one-hundred percent (100%) to adjust for fringe benefits and overhead. Materials cost will be increased by fifteen percent (15%) for storage and handling expense.			
5.1.09	Payment of water charges			
	All water charges shall be due upon billing and are delinquent if not paid by the tenth day following the billing date. When two month's charges become due and delinquent the account will be subject to termination per City policy. Flat rate services will be billed and due in advance of use. All charges for the use of City water shall be the responsibility of the user. In addition to user's responsibility, the property owner may be responsible for water use charges in accordance with City of Bend Ordinance Section 1.180. All users shall pay a rate deposit charge in conformance with City policy.			
5.1.10	Termination of service			
	Water service is subject to termination if all water service charges are not paid when due or if all rules and regulations controlling the use of water are not complied with. Service may only be resumed after compliance and/or payment of the applicable service charges described in Section 5.1.09, above.			
5.2	Water Reclamation - Sewer			
	<i>Description</i>	<i>Fee</i>		<i>Unit</i>
	All charges for City wastewater service are monthly unless otherwise specified. * Charges determined under contract with specific entities may take precedent over fees listed below.			
5.2.01	Single family residential charges			
	a. General Service Charge (See 5.2.07a)			
	Inside City	\$33.04	\$35.90	
	Outside City	\$34.00	\$36.98	
5.2.02	Multi-Family Residential Charges			
	a. General Service Charge (per EDU) (See 5.2.07a)			
	Inside City	\$33.04	\$35.90	
	Outside City	\$34.00	\$36.98	
	Note: Multi-family dwellings shall have the option to pay the non-residential rate instead of the residential rate. If a multi-family dwelling elects the non-residential rate that election cannot be revoked until at least six months after the election is made.			
5.2.03	Juniper utility account charges			
5.2.03a	Single family dwelling sewer			Use 5.2.01 Single Family Residential
5.2.03b	Mobile home sewer	\$23.24	\$25.24	

5.2.03c	RV sewer	\$14.48	\$15.75	
5.2.03d	Commercial sewer	\$44.98	\$48.91	
5.2.04	Non residential rates			
	(All users, except residential customers, shall pay the following monthly charge(s).)			
	a. First 1,000 cubic feet of water used			
	Inside City	\$33.04	\$35.90	
	Outside City	\$34.00	\$36.98	
5.2.04	Water Reclamation - Sewer (cont)			
	<i>Description</i>	<i>Fee</i>		<i>Unit</i>
	b. Excess of 1,000 cubic feet of water used			
	Inside City	\$2.59	\$2.82	Per 100 cu ft
	Outside City	\$2.67	\$2.90	Per 100 cu ft
	The water meter volume used shall exclude summer irrigation flows.			
	This non-residential charge is intended to reflect the amount of water discharged into the wastewater system from the user served. (The average water use for the six winter months, October to April, shall be used when part of the water used is for irrigation.) Commercial laundries, which discharge part of the water used on the laundry's property into the air in the form of steam or evaporation or the like, shall have the total amount of water delivered to their property reduced by 15% for purposes of determining the user's sewer charge. Coin-operated laundries shall have a 3% reduction in water quantity. In other situations a sewer user may apply to the City for a reduction if the user can demonstrate to the satisfaction of the City that the water delivered to the user does not reflect the water discharged into the wastewater system. This reduction shall be made according to measurement by an approved means by the City of Bend at user's expense.			
5.2.05	Industrial pretreatment charges			
5.2.05a	Extra strength charges			
	Sewer service is provided to all users at a base fee if the wastewater discharged is below the domestic wastewater maximum of 800 parts per million (ppm) of Chemical Oxygen Demand (COD) and 500 ppm of Total Suspended Solids (TSS). These laboratory tests evaluate the strength of the wastewater and therefore the amount of treatment needed before discharge of the final wastewater product from the treatment plant. The COD test indicates the amount of oxygen that is required to reduce the strength of the pollution to an acceptable level, and the TSS indicates how much visible matter is in the wastewater that will need to be separated at the treatment plant.			
	All Commercial/Industrial users who discharge wastewater into the City wastewater system that is above the domestic wastewater maximum for COD and TSS shall pay a quantity and strength charge based on a water use quantity and base amount over the first 1000 cubic feet (c.f.) as described under 5.2.04a and the following formula:			
	Total Monthly Quantity and Strength Charge per 100 c.f. in excess of the first 1000 c.f. = \$2.59 \$2.82 + 0.0062433 [((COD mg/l x 0.6) x (0.2 x \$1.47 \$1.60)) + (TSS mg/l x (0.2 x \$1.47 \$1.60))]			
	Definitions			
	1. 1 mg/l = 1 ppm			
	2. 1 mg/l = 0.0062433 lb./100 c.f.			
	a. COD minus amount over domestic maximum of 800 mg/l.			
	b. TSS minus amount over domestic maximum of 500 mg/l.			
	3. The 0.6 multiplier is used to convert the COD to BOD.			
	4. \$1.47 \$1.60 = \$2.59 \$2.82 per 100 c.f., current flow charge, for annual operation and maintenance costs only; and is not applicable to debt service cost			
	5. The 0.2 multiplier is the portion of the plant and operation cost that is attributable to COD and TSS.			
5.2.05b	Industrial permit	\$1,000.00		
5.2.05c	Industrial permit renewal (discharging)	\$200.00		
5.2.05d	Industrial permit renewal (non-discharging)	\$100.00		
5.2.05e	Annual inspection fee	\$150.00		
5.2.05f	Monitoring fee	\$250.00		
5.2.05g	Application and plan review of industrial user	\$300.00		
5.2.05h	On-Site Evaluation (per employee)	\$75.00		Per half hour per employee
5.2.05i	Administrative Fines		\$6,250.00	Maximum charge, per violation, per day
5.2.06	Other water reclamation charges			
5.2.06a	Septic sewage dumping fee	\$0.09		Per gallon
5.2.06b	Wastewater effluent reuse (1 acre foot = 43,560 cu ft)			
5.2.06b1	Level II	\$36.65	\$39.86	Per acre foot
5.2.06b2	Level III	\$36.65	\$39.86	Per acre foot
5.2.06b3	Level IV	\$163.93	\$178.27	Per acre foot
5.2.06c	Sewer Service Deposits (accounts with only sewer service)	\$125.00		
5.2.06d	Water and Sewer Service Deposit (accounts with both water and sewer service)	\$125.00		
5.2.06e	Account setup	\$15.00		
5.2.06f	Delinquent account, enforced collection charges			
5.2.06f1	First notice	\$10.00		
5.2.06f2	Sewer service delinquency fee	\$20.00		
5.2.06g	Sewer Certification Fee	\$25.00		
5.2.06h	Franchise Fee assessed against sewer revenues for customers residing within the City of Bend, excluding sewer service charges such as deposits and delinquency fees.	3%		
5.2.07	Definitions			
5.2.07a	General service charge – All users shall pay the general service charge. It funds operation, maintenance, replacement and the bonded debt for the construction of the wastewater system.			
5.2.07b	Equivalent Dwelling Unit (EDU): For computation of general service charge, collection service charge and required industrial wastewater charge. The minimum number of EDU's is one, partial units over one are rounded off to the nearest full residential unit, half units are rounded off to one full residential unit.			
5.2.07c	Residential:			
	1. Single Family Dwelling is (1) one equivalent dwelling unit			
	2. Two Family or duplex dwelling is (2) two residential units			
	3. Multi-Family – the residential unit equivalent is obtained by multiplying the living units by 0.80 EDU, mobile home parks are included within this classification.			
5.2.07d	Nonresidential:			
5.2.07d1	Institutional uses:			
	a. Church, one residential unit per 0.009 person, average peak day attendance or past year plus one (1) unit for kitchen.			
	b. Schools			
	Kindergarten, 0.05 EDU per person capacity. Pre-school and nurseries are included within the classification.			
	Elementary School, 0.08 EDU per person capacity.			
	Junior and Senior High Schools, 0.10 EDU per person capacity.			
	College, 0.15 EDU per each Full-Time Equivalency Student (F.T.E.)			
	c. Nursing Homes, 0.65 EDU per rated bed capacity			
	d. Hospital, 0.75 EDU per rated bed capacity			
	e. Library, one (1) EDU			
5.2.07d2	Commercial uses:			
	a. Retail store, one (1) EDU for the first 2000 square feet and 0.50 EDU for each additional 2000 square feet of gross floor area.			

	b. Service and repair shop, one (1) EDU for the first 1800 square feet and 0.50 EDU for each additional 1800 square feet of gross floor area.			
	c. Bank and office, except medical, dental and veterinary; one (1) EDU for each 2000 square feet of gross floor area.			
5.2.07	Water Reclamation - Sewer (cont.)			
	<i>Description</i>	<i>Fee</i>		<i>Unit</i>
	d. Medical, dental and veterinary clinic, one (1) EDU for each 1000 square feet of gross floor area.			
	e. Restaurant, one (1) EDU for each 600 square feet of gross floor area.			
	f. Automobile service station, two (2) EDU.			
	g. Barber shop, 0.30 EDU per chair.			
	h. Beauty shop, 0.38 EDU per chair.			
	i. Industrial, manufacturing, beverage processors and commercial warehouse, 0.09 EDU per person employee for domestic wastewater only. The industrial wastewater will be measured and tested at the users expense. The rate will be computed based on equivalent wastewater strength and quantity to compare with average domestic wastewater.			
	j. Commercial laundries, 2.58 EDU per 1000 gallons of daily water consumption that will be discharged into the sewer system.			
	k. Laundromat or coin operated laundry, 1 EDU per machine.			
	l. Theaters, .009 EDU per seat.			
	m. Parks with restroom facilities, one (1) EDU each. Stadium, two (2) EDU			
	Swimming Pool, six (6) EDU (Domestic wastewater only). If pool water filter back-wash water is put into the sewer the rate will be computed based on equivalent dwelling units.			
	n. Recreational Vehicle holding tank dumping facilities, one (1) EDU if part of a service station, the one EDU would be in addition to the EDU for the station.			
	o. Dry Cleaners, 3.10 EDU per each 1000 square feet gross floor area.			
	p. Recreational (commercial) Roller Rinks, Dance Halls, 0.27 EDU each 1000 square feet gross floor area.			
	q. Spas and Athletic facilities (with pool or gymnasium), 6.67 EDU per each 1000 square feet gross floor area.			
	r. Figure Salons (without pool or gymnasium), 1.23 EDU per each 1000 square feet of gross floor area.			
	s. Armory, one (1) EDU.			
	t. Carwash, 1.17 EDU per each wash stall.			
	u. Pet Grooming, 0.67 EDU per each 1000 square feet gross floor area.			
	v. Motels, boarding and rooming houses, 0.40 EDU per room. Dormitories are to be included in this classification.			
5.2.07d3	Uses not listed:			
	Uses not listed shall be computed by the use of actual water used divided by the equivalent resident unit quantity.			
5.2.08	Payment of Sewer Service Charges			
	All sewer service charges are due upon billing and are delinquent if not paid by the tenth day following the billing date. When two month's charges become due and delinquent the account will be subject to delinquency fees.			

SECTION 7. CERTAIN COMMUNITY DEVELOPMENT, LEGAL AND JUDICIAL, REGULATORY, STORMWATER UTILITY, AND OTHER SERVICE CHARGES FEES

Certain community development, legal and judicial, regulatory, stormwater utility and other service charges fees were set by Resolution No. 2798, adopted by City Council on June 16, 2010. Resolution No. 2798 and the fees it set remain in effect and are not affected by this resolution.

The provisions of this resolution prevail over inconsistent provisions of any previously adopted resolution.

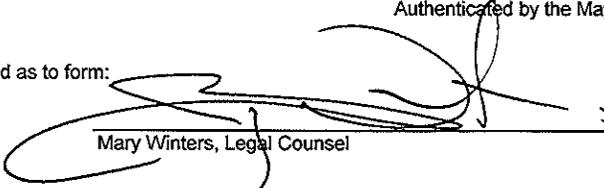
Adopted by the City Council the 16th day of June, 2010.

YES: 4

NO: 3

Authenticated by the Mayor the 16th day of June, 2010.

Approved as to form:


Mary Winters, Legal Counsel

Attest:


Patricia Stell, City Recorder


Kathie Eckman, Mayor