

# Ordinance No.1393-2019

Council Member(s) Keane and Kelley  
(by departmental request)

## AN EMERGENCY ORDINANCE

To amend Sections 535.05, 543.01, 543.02, and 543.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances, relating to affordability programs, definitions, sewerage and service rates within Cleveland and fees and charges.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the following Sections of the Codified Ordinances of Cleveland, Ohio, 1976:

Section 535.05, as amended by Ordinance No. 1303-15, passed December 7, 2015,

Section 543.01, as amended by Ordinance No. 1599-65, passed June 18, 1965,

Section 543.02, as amended by Ordinance No. 1318-15, passed November 30, 2015, and

Section 543.03, as amended by Ordinance No. 779-06, passed June 5, 2006,

are amended to read as follows:

Section 535.05      Affordability Programs

(a) *Special Homestead Rate.* Homesteads that are single family residential property owned and occupied by a person sixty-five (65) years of age or older whose total annual income does not exceed the limits listed below or homesteads that are single family residential property owned and occupied by a person permanently and totally disabled whose total annual income does not exceed the limits listed below may be eligible for the special homestead rate established for the service district in which the homestead is located under Section 535.04 of these Codified Ordinances. The Director of Public Utilities shall prescribe the application form for the homestead rates and have final approval of all applications.

**Income Limits**

<b>Year</b>	<b>Total Annual Income</b>
2016	\$32,500
2017	\$33,000
2018	\$33,500
2019	\$34,000
2020	\$34,500

(b) The Director of Public Utilities may establish an affordability program to provide assistance to eligible low-income customers. The program may offer a reduction of forty percent (40%) from the water and Water Pollution Control bill for residential customers who have been qualified to receive assistance through the federally funded Home Energy Assistance Program. The Director of Public Utilities

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shall set the guidelines for administering the affordability program and have final approval of all applications.

Section 543.01      Definitions

As used in this chapter:

(a) “Sewage” means the water or waterborne wastes, and “industrial wastes” means the liquid wastes resulting from any commercial manufacturing or industrial operation or process, which waterborne or liquid wastes enter the system of sewerage or any portion thereof of the City from any premises having a connection therewith or thereto.

(b) “Water pollution” means the placing of any noxious or deleterious substance in or upon any watercourse, river, stream or lake bounding upon or within the City which renders the waters harmful or inimical to the public health, or to animal or aquatic life, or to the use of such waters for domestic water supply or for recreation.

(c) “Sewer rental charges,” “sewerage service fees,” and “sewerage service rates” all refer to monthly charges to customers for sewer services provided.

(d) All usage for sewer service connections of the City shall be metered by a water meter.

Section 543.02      Sewerage Service Rates Within Cleveland

(a) *Regular and Homestead Rates.*  
Sewer Rate Schedule

	<u>Quarterly</u>		<u>Monthly</u>
<u>Regular Rates</u>			
Minimum Charge	<del>\$12.53</del>	Minimum Charge	\$4.17
1 <sup>st</sup> MCF	\$12.53	.3 MCF+	\$4.17
	<u>Quarterly</u>		<u>Monthly</u>
<u>Homestead Rates</u>			
Minimum Charge	<del>\$7.43</del>	Minimum Charge	\$4.17
1 <sup>st</sup> MCF	\$7.43	.3 MCF+	\$4.17

<b>Regular</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
Minimum Charge*	\$2.75	\$1.51	\$0.00	\$0.00	\$0.00
Usage Charge Per MCF over Minimum Charge	\$13.76	\$15.14	\$16.65	\$18.32	\$20.15

<b>Homestead</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
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<u>Minimum Charge*</u>	<u>\$1.63</u>	<u>\$0.90</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
<u>Usage Charge Per MCF over Minimum Charge</u>	<u>\$8.15</u>	<u>\$8.97</u>	<u>\$9.87</u>	<u>\$10.86</u>	<u>\$11.95</u>

*\*Minimum usage is 0.2 MCF in FY 2020, reduced to 0.1 MCF in FY 2021 and eliminated in 2022.*

Usage charges are not prorated. The charge used will correspond with bill segment end date.

(b) *Special Homestead Rate Affordability Programs.* Special homestead and affordability program rates for customers will follow the same rules and requirements as set forth in Section 535.05 for the Division of Water.

(c) *Fixed Charge Based Upon Meter Size.*

## Quarterly

	<b>2015</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>
1/2" to 1"	<del>\$12.00</del>	<del>\$12.00</del>	<del>\$15.00</del>	<del>\$15.00</del>	<del>\$18.00</del>
1 1/2" to 2"	<del>\$30.00</del>	<del>\$30.00</del>	<del>\$40.00</del>	<del>\$40.00</del>	<del>\$55.00</del>
3" to 4"	<del>\$99.00</del>	<del>\$99.00</del>	<del>\$115.00</del>	<del>\$115.00</del>	<del>\$140.00</del>
6"	<del>\$198.00</del>	<del>\$198.00</del>	<del>\$225.00</del>	<del>\$225.00</del>	<del>\$260.00</del>
8"	<del>\$300.00</del>	<del>\$300.00</del>	<del>\$325.00</del>	<del>\$325.00</del>	<del>\$370.00</del>
12"	<del>\$450.00</del>	<del>\$450.00</del>	<del>\$500.00</del>	<del>\$500.00</del>	<del>\$550.00</del>
Homestead	<del>\$7.20</del>	<del>\$7.20</del>	<del>\$9.00</del>	<del>\$9.00</del>	<del>\$10.80</del>

Also, fixed charges are not prorated but apply to all quarterly bills generated in a specific calendar year.

## Monthly

	<b>2015</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>
1/2" to 1"	<del>\$4.00</del>	<del>\$4.00</del>	<del>\$5.00</del>	<del>\$5.00</del>	<del>\$6.00</del>
1 1/2" to 2"	<del>\$10.00</del>	<del>\$10.00</del>	<del>\$13.30</del>	<del>\$13.30</del>	<del>\$18.30</del>
3" to 4"	<del>\$33.00</del>	<del>\$33.00</del>	<del>\$38.30</del>	<del>\$38.30</del>	<del>\$46.70</del>
6"	<del>\$66.00</del>	<del>\$66.00</del>	<del>\$75.00</del>	<del>\$75.00</del>	<del>\$86.70</del>
8"	<del>\$100.00</del>	<del>\$100.00</del>	<del>\$108.30</del>	<del>\$108.30</del>	<del>\$123.30</del>
12"	<del>\$150.00</del>	<del>\$150.00</del>	<del>\$166.70</del>	<del>\$166.70</del>	<del>\$183.30</del>
Homestead	<del>\$2.40</del>	<del>\$2.40</del>	<del>\$3.00</del>	<del>\$3.00</del>	<del>\$3.60</del>

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Also, fixed charges are not prorated but apply to all monthly bills generated in a specific calendar year.

(d) — The sewerage service charges within the City shall be increased to meet the funding requirements of the Ohio Water Development Authority.

(e) — Nothing contained in this section shall be held to authorize or require the payment of any sewer rental charge by any tax-supported department of the City.

(f) — Except for 2015 rates, which shall be effective on April 1, 2015, all rates shall be effective on January 1 of each year.

<b>Meter Size</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
<u>5/8" to 1"</u>	<u>\$6.00</u>	<u>\$6.90</u>	<u>\$7.95</u>	<u>\$9.15</u>	<u>\$10.05</u>	<u>\$11.05</u>
<u>1 1/2" to 2"</u>	<u>\$18.30</u>	<u>\$21.05</u>	<u>\$24.25</u>	<u>\$27.90</u>	<u>\$30.65</u>	<u>\$33.70</u>
<u>3" to 4"</u>	<u>\$46.70</u>	<u>\$53.70</u>	<u>\$61.90</u>	<u>\$71.20</u>	<u>\$78.20</u>	<u>\$86.00</u>
<u>6"</u>	<u>\$86.70</u>	<u>\$99.70</u>	<u>\$114.90</u>	<u>\$132.20</u>	<u>\$145.20</u>	<u>\$159.65</u>
<u>8" to 10"</u>	<u>\$123.30</u>	<u>\$141.80</u>	<u>\$163.35</u>	<u>\$188.05</u>	<u>\$206.55</u>	<u>\$227.10</u>
<u>12" Meter</u>	<u>\$183.30</u>	<u>\$210.80</u>	<u>\$242.85</u>	<u>\$279.55</u>	<u>\$307.05</u>	<u>\$337.60</u>
<u>Homestead</u>	<u>\$3.60</u>	<u>\$4.15</u>	<u>\$4.75</u>	<u>\$5.50</u>	<u>\$6.05</u>	<u>\$6.65</u>

If a meter size is not listed above, the customer will be charged the rate for the next meter size up.

Fixed charges are not prorated. The charge used will correspond with bill segment end date.

Each year, the rates would be effective beginning January 1 of each year, except 2020, where it will go into effect January 1, 2020.

## Section 543.03 Sewerage Service Fees and Charges

<u>WPC Ancillary Fees and Charges</u>					
<u>Descriptions</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>
<u>Lay Permit (permit fee + inspection)</u>	<u>\$265.00</u>	<u>\$365.00</u>	<u>\$465.00</u>	<u>\$565.00</u>	<u>\$665.00</u>
<u>Extend Permit (permit fee + inspection)</u>	<u>\$130.00</u>	<u>\$255.00</u>	<u>\$380.00</u>	<u>\$505.00</u>	<u>\$630.00</u>
<u>Repair Permit (permit fee + inspection)</u>	<u>\$70.00</u>	<u>\$110.00</u>	<u>\$150.00</u>	<u>\$190.00</u>	<u>\$230.00</u>

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Bulkhead Permit (permit fee + inspection)	<del>\$35.00</del>	<del>\$50.00</del>	<del>\$65.00</del>	<del>\$80.00</del>	<del>\$95.00</del>
Miscellaneous Sewer Permit		<del>\$100.00</del>	<del>\$104.00</del>	<del>\$108.00</del>	<del>\$112.00</del>
General copies	<del>\$0.25</del>	<del>\$0.25</del>	<del>\$0.25</del>	<del>\$0.25</del>	<del>\$0.30</del>
Engineering plan copies	<del>\$1.00</del>	<del>\$1.05</del>	<del>\$1.10</del>	<del>\$1.15</del>	<del>\$1.20</del>
Re-inspection Fee		<del>\$250.00</del>	<del>\$259.00</del>	<del>\$268.00</del>	<del>\$277.00</del>
Plan Review					
—New Main Sewer —(\$/foot)		<del>\$1.50</del>	<del>\$1.55</del>	<del>\$1.60</del>	<del>\$1.65</del>
—Residential Parcel —(\$/parcel)		<del>\$50.00</del>	<del>\$52.00</del>	<del>\$54.00</del>	<del>\$56.00</del>
—Commercial Parcel —(\$/parcel)					
—— Stormwater —— (Capacity, —— Hydraulics & —— SWPP)		<del>\$100.00</del>	<del>\$104.00</del>	<del>\$108.00</del>	<del>\$112.00</del>
—— Less than 1 acre		<del>\$200.00</del>	<del>\$207.00</del>	<del>\$214.00</del>	<del>\$221.00</del>
—— 1-5 acres		<del>\$300.00</del>	<del>\$311.00</del>	<del>\$322.00</del>	<del>\$333.00</del>
—— 6-10 acres		<del>\$600.00</del>	<del>\$621.00</del>	<del>\$643.00</del>	<del>\$666.00</del>
—— More than 10 —— acres		<del>\$800.00</del>	<del>\$828.00</del>	<del>\$857.00</del>	<del>\$887.00</del>
New Main Sewer Inspection Fee (\$/hour)		<del>\$75.00</del>	<del>\$78.00</del>	<del>\$81.00</del>	<del>\$84.00</del>

All fees and charges shall be effective on January 1 of each year.

## WPC Ancillary Fees and Charges

<b>Fee Description</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
<u>Lay Permit</u>	<u>\$665</u>	<u>\$665</u>	<u>\$688</u>	<u>\$712</u>	<u>\$737</u>	<u>\$763</u>
<u>Extend Permit</u>	<u>\$630</u>	<u>\$748</u>	<u>\$774</u>	<u>\$801</u>	<u>\$829</u>	<u>\$858</u>
<u>Repair Permit</u>	<u>\$230</u>	<u>\$354</u>	<u>\$366</u>	<u>\$379</u>	<u>\$392</u>	<u>\$406</u>
<u>Bulkhead Permit</u>	<u>\$95</u>	<u>\$99</u>	<u>\$102</u>	<u>\$106</u>	<u>\$110</u>	<u>\$114</u>
<u>Miscellaneous Sewer Permit</u>	<u>\$112</u>	<u>\$144</u>	<u>\$149</u>	<u>\$154</u>	<u>\$160</u>	<u>\$165</u>

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<u>Engineering plan copies (\$/copy)</u>	<u>\$1.20</u>	<u>\$1.25</u>	<u>\$1.30</u>	<u>\$1.35</u>	<u>\$1.40</u>	<u>\$1.45</u>
<u>Re-Inspection Fee</u>	<u>\$277</u>	<u>\$343</u>	<u>\$355</u>	<u>\$367</u>	<u>\$380</u>	<u>\$393</u>
<u>Plan Review</u>						
<u>New Main Sewer (\$/foot)</u>	<u>\$1.65</u>	<u>\$1.87</u>	<u>\$1.95</u>	<u>\$2.00</u>	<u>\$2.05</u>	<u>\$2.10</u>
<u>Other Reviews (\$/hr)</u>	<u>NA</u>	<u>\$110</u>	<u>\$114</u>	<u>\$118</u>	<u>\$122</u>	<u>\$126</u>
<u>Residential Parcel (\$/parcel)</u>	<u>\$56</u>	<u>\$58</u>	<u>\$60</u>	<u>\$62</u>	<u>\$64</u>	<u>\$66</u>
<u>Commercial Parcel (\$/parcel)</u>	<u>\$112</u>	<u>\$116</u>	<u>\$120</u>	<u>\$124</u>	<u>\$128</u>	<u>\$133</u>
<u>Stormwater</u>						
<u>Less than 1 acre</u>	<u>\$221</u>	<u>\$330</u>	<u>\$342</u>	<u>\$353</u>	<u>\$366</u>	<u>\$379</u>
<u>1-5 acres</u>	<u>\$333</u>	<u>\$497</u>	<u>\$514</u>	<u>\$532</u>	<u>\$551</u>	<u>\$570</u>
<u>6-10 acres</u>	<u>\$666</u>	<u>\$994</u>	<u>\$1,029</u>	<u>\$1,065</u>	<u>\$1,102</u>	<u>\$1,140</u>
<u>More than 10 acres</u>	<u>\$887</u>	<u>\$1,000</u>	<u>\$1,035</u>	<u>\$1,071</u>	<u>\$1,108</u>	<u>\$1,147</u>
<u>New Main Sewer Inspection Fee (\$/hr)</u>	<u>\$84</u>	<u>\$125</u>	<u>\$129</u>	<u>\$134</u>	<u>\$139</u>	<u>\$143</u>
<u>Locate sewer connection by video (per request)</u>	<u>NA</u>	<u>\$620</u>	<u>\$642</u>	<u>\$664</u>	<u>\$687</u>	<u>\$711</u>

Section 2. That the following existing Sections of the Codified Ordinances of Cleveland, Ohio, 1976:

Section 535.05, as amended by Ordinance No. 1303-15, passed December 7, 2015,

Section 543.01, as amended by Ordinance No. 1599-65, passed June 18, 1965,

Section 543.02, as amended by Ordinance No. 1318-15, passed November 30, 2015, and

Section 543.03, as amended by Ordinance No. 779-06, passed June 5, 2006,

are repealed.

Section 3. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by

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the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

ST:nl  
11-11-19

FOR: Director Davis

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## REPORT after second Reading

Council Member(s) Keane and Kelley (by departmental request)

**AN EMERGENCY ORDINANCE**

To amend Sections 535.05, 543.01, 543.02, and 543.03 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by various ordinances, relating to affordability programs, definitions, sewerage and service rates within Cleveland and fees and charges.

**READ FIRST TIME on November 11, 2019**  
and referred to **DIRECTORS of Public Utilities, Finance, Law;**  
**COMMITTEES on Utilities, Finance**

### REPORTS

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CITY CLERK

by the council **READ SECOND TIME**  
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CITY CLERK

by the council **READ THIRD TIME**  
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PRESIDENT

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CITY CLERK

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**APPROVED**

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MAYOR

Recorded Vol. \_\_\_\_\_ Page \_\_\_\_\_  
Published in the City Record \_\_\_\_\_

PASSAGE RECOMMENDED BY  
COMMITTEE ON  
UTILITIES

FILED WITH COMMITTEE

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PASSAGE RECOMMENDED BY  
COMMITTEE ON  
FINANCE

FILED WITH COMMITTEE

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