

BILL NO. 2010-2

ORDINANCE NO. _____

AN ORDINANCE RELATING TO SEWER SERVICE CHARGES; ELIMINATING THE ANNUAL SEWER SERVICE RATE INCREASE OTHERWISE EFFECTIVE IN 2010; PROVIDING FOR THE ESTABLISHMENT OF A SENIOR CITIZEN SEWER CHARGE REBATE PROGRAM IN LIEU OF THE CURRENT HARDSHIP DETERMINATION PERTAINING TO SEWER CHARGE INCREASES; AND PROVIDING FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Steven D. Ross

Summary: Eliminates the annual sewer service rate increase otherwise effective in 2010 and provides for the establishment of a Senior Citizen Sewer Charge Rebate Program in lieu of the current hardship determination pertaining to sewer charge increases.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
AS FOLLOWS:

SECTION 1: Title 14, Chapter 4, Section 30, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby repealed in its entirety.

SECTION 2: Title 14, Chapter 4, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto two new sections, designated as Sections 30 and 40, reading respectively as follows:

14.04.030: (A) The annual charge rate per ERU for a particular user shall be as set forth below (which includes the five percent assessment fee pursuant to Section 14.04.130):

User	Annual charge per ERU through December 31, 2010
Domestic Strength	\$228.98
High Strength Users:	
Bottlers	\$323.65
Dairies	\$300.09
Restaurants with garbage grinders	\$431.54
Laundries	\$302.67

(B) An annual seven dollar surcharge per ERU shall be assessed to a particular user in addition to the charge rate set forth in Subsection (A) of this Section, which shall be due and payable at the same time and under the same terms and conditions as set forth in this Chapter for

1 payment of the charge rate.

2 (C) The charge rate per ERU set forth in Subsection (A) of this Section shall be
3 increased by the Director of Finance and Business Services on the first day of January, 2011, and
4 annually thereafter, in an amount equal to the annual charge rate of the preceding fiscal year,
5 multiplied by the lesser of five percent or the average percentage for the preceding five years of
6 increase in the Consumer Price Index for All Urban Consumers for All Items, U.S. City Average
7 (1967=100) that is published by the Bureau of Labor Statistics, United States Department of Labor.

8 **14.04.040:** (A) The City shall establish a program by which a rebate of twenty percent of the
9 annual sewer charge rate calculated pursuant to Section 14.04.030 may be issued to the owner of a
10 single family dwelling who qualifies under this Section.

11 (B) A person qualifies for a rebate under this Section if he or she:

12 (1) Is an owner and occupant of the dwelling and has paid the annual sewer
13 charge for the dwelling; and

14 (2) In accordance with Subsection (C) of this Section, meets the eligibility
15 criteria for the rebate and successfully completes an application for rebate.

16 (C) To the extent feasible, eligibility for the rebate shall be determined (and
17 applications processed) in accordance with the provisions of Sections 6.67.120 to 6.67.160, inclusive,
18 relating to public utility surcharge refunds. The City may make such adaptations as deemed necessary
19 to fit the rebate program.

20 (D) No more than one rebate may be issued for any particular dwelling in a given
21 year.

22 SECTION 3: This Ordinance shall become effective the day following its publication,
23 but shall be deemed effective as of January 1, 2010.

24 SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or
25 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
26 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
27 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
28 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,

1 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
2 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
3 invalid or ineffective.

4 SECTION 5: All ordinances or parts of ordinances or sections, subsections, phrases,
5 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
6 1983 Edition, in conflict herewith are hereby repealed.

7 PASSED, ADOPTED and APPROVED this ____ day of _____, 2010.

8 APPROVED:

9
10 By _____
OSCAR B. GOODMAN, Mayor

11 ATTEST:

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13 _____
BEVERLY K. BRIDGES, MMC
14 City Clerk

15 APPROVED AS TO FORM:

16 Valsted 12-21-09
17 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 ____ day of _____, 2010, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the ____ day of
5 _____, 2010, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

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17 BEVERLY K. BRIDGES, MMC
City Clerk

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