

Approved as to  
form only:  
*CPW*  
Date: 4/20/23

BOPU RESOLUTION NO. 2023-08

ENTITLED: "A RESOLUTION ADOPTING REVISIONS TO THE SEPTIC WASTE DUMP AND COMMERCIAL WASTE RATES TO BE CHARGED TO USERS OF THE CHEYENNE WATER AND SEWER SYSTEMS."

WHEREAS, the Board of Public Utilities ("Board") is authorized by State Statute and City Code to fix rates, fees and penalties for water and sanitary sewer services furnished to customers and any revision thereof is subject to the local governing body's review, modification and approval;

WHEREAS, the rates shall secure an income sufficient to:

- (a) Pay interest charges and principal payments on all outstanding sewer loans and bonds as they are due;
- (b) Pay for the operation and maintenance of the sewer system, including salaries, wages and benefits, and the cost of all materials and supplies necessary for repairs, replacements and upgrades to the system;
- (c) Cover all miscellaneous expenses;
- (d) Cover all usual extensions and enlargements, together with a reasonable allowance for emergency and unforeseen expenses; and
- (e) Provide and maintain a depreciation fund for the sewer department;

WHEREAS, the Board has determined that an increase in the Septic Waste Dump and Commercial Waste rates are justified to ensure adequate revenue is generated in order to pay for costs associated with those services rendered;

WHEREAS, the Governing Body of the City of Cheyenne, pursuant to Ordinance 4447, adopted June 13, 2022, requires that prior to the beginning of each fiscal year, the Board will calculate new rates for Water and Sewer services based on the Bureau of Labor Statistics, Consumer Price Index, All Urban Consumers, Water and Sewer Maintenance, and the Wyoming Cost of Living Index – Southeast Region and prepare new rate schedules for Water and Sewer services that shall be presented in the form of an ordinance to the Governing Body; and

WHEREAS, the Bureau of Labor Statistics, Consumer Price Index, All Urban Consumers, Water and Sewer Maintenance for the calendar year 2022 was 4.9% and the Wyoming Cost of Living Index – Southeast Region for the second quarter of 2022 was 10.5%; and the Engineering News Record Construction Cost Index (ENR CCI) for calendar year 2022, was 7.2%;

NOW, THEREFORE, BE IT RESOLVED that the septic waste dump and commercial waste rate schedule will be adjusted by approximately 10.0%, effective January 1, 2024.

BE IT FURTHER RESOLVED that the following Rate Schedule for septic waste dump and commercial waste is adopted by the Board, and that it be presented in the form of an ordinance to the Governing Body of the City of Cheyenne for approval, and will become effective on statements rendered, tickets purchased, and on septic and commercial waste delivered on or after the dates indicated:

**RATE SCHEDULES**

Effective with all tickets purchased and all septic waste and commercial waste dumped on account on or after the dates indicated:

**Septic Waste Dump Rates:** For dumping Septic tanks, port-a-pots, holding tank wastes, and from domestic uses such as toilets, sinks, showers, etc.

For the dumping of zero (0) to one hundred (100) gallons of septic tank waste.

	Price Per		Price Per
<u>Effective Date:</u>	<u>Ticket</u>	<u>Effective Date:</u>	<u>Ticket</u>
January 1, 2024	\$ 12.74	January 1, 2023	\$ 11.58

For the dumping of zero (0) to five hundred (500) gallons of septic tank waste.

	Price Per		Price Per
<u>Effective Date:</u>	<u>Ticket</u>	<u>Effective Date:</u>	<u>Ticket</u>
January 1, 2024	\$ 58.21	January 1, 2023	\$ 52.92

Septic Dump tickets are sold in books of ten based upon the above rates, and are non-refundable. Tickets are for dumping of 0 to 500 gallons or for 0 to 100 gallons of septic tank waste.

**Liquid Commercial Waste Tickets:** Non-hazardous commercial waste, such as sand trap and oil water separator wastes.

For dumping zero (0) to one hundred (100) pounds of liquid commercial waste.

	Price Per		Price Per
<u>Effective Date:</u>	<u>Ticket</u>	<u>Effective Date:</u>	<u>Ticket</u>
January 1, 2024	\$ 13.95	January 1, 2023	\$ 12.68

Liquid commercial waste tickets are sold individually based upon the above rates and are non-refundable. One ticket is for dumping of 0 to 100 pounds of liquid commercial waste.

BE IT FURTHER RESOLVED that the Board is authorized to negotiate contracts with septic waste dump and commercial waste users, based upon the above rates, and any revision of the above rates shall be subject to Governing Body review, modification, and approval.

BE IT FURTHER RESOLVED that the rates for Septic Waste Dump Tickets and/or Commercial Waste Tickets for outside City users will be 1.5 times the above rates.

BE IT FURTHER RESOLVED that the Board has the option of either billing septic tank haulers or requiring them to purchase septic waste dump tickets.

BE IT FURTHER RESOLVED that the septic waste dump and commercial waste rates established by the Board be submitted to the Governing Body of the City of Cheyenne for approval and filing as provided by the Code of the City of Cheyenne, Wyoming.

ADOPTED this 24th day of April, 2023

Board of Public Utilities

BY: Mary B. Guthrie  
Mary Guthrie, President

(SEAL)

ATTEST:

BY: Matthew Pope  
Matthew Pope, Secretary