Town Clerk August 11, 2009

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LEGAL NOTICE
TOWN OF VERNON
WATER POLLUTION CONTROL AUTHORITY
PUBLIC HEARING
July 23, 2009

Notice is hereby given that the Vernon Water Pollution Control Authority held a Public Hearing at 7:00 P.M. on July 23, 2009, in the Conference Room at the Wastewater Treatment Plant, 100 Windsorville Road, Vernon, CT so that citizens may be heard concerning a proposed schedule of user charges, establishing collection and disposal of sewage as a service of special benefit nature, and establishing user charges for the collection and disposal of sewage within the Town of Vernon.

In accordance with the provisions of Chapter 13, Section 1,(a) of the Charter of the Town of Vernon, it is hereby established that the collection and disposal of sewage is a service of special benefit nature.

In accordance with the provisions of Chapter 13, Section 1,(b) and 1,(c) of the Charter of the Town of Vernon, the Water Pollution Control Authority has prepared lists of properties against which user charges for the collection and disposal of sewage are to be charged, and hereby establishes the following rates for this service for the last three months of the fiscal year ending June 30, 2009, and for the first nine months of the fiscal year ending June 30, 2010 and payable October 15, 2009, January 15, 2010, April 15, 2010, and July 15, 2010.

Section I. Definition: Unless the context specifically, indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

a.) Operation and Maintenance shall mean those functions that result in expenditures during the useful life of the sewage works for materials, labor, utilities and other items which are necessary for managing and for which such works were designed and constructed. The term "operation and maintenance" includes replacement as defined in paragraph (b).

b.) Replacement shall mean expenditures for obtaining and installing equipment, accessories or appurtenances which are necessary during the useful life of the sewage works to maintain the capacity and performance for which such works were designed and constructed,

c.) Dwelling Unit shall mean any group of rooms located within a dwelling and forming a single unit with facilities which are used or intended to be used for living, sleeping, cooking and eating.

d.) Dwelling Unit Equivalent shall mean the number of rooms maintained by an establishment for the purpose of providing overnight lodging on a transient basis, provided such rooms are equipped with bathroom facilities, multiplied by the average occupancy rate for the establishment as certified by the operator of the establishment.

e.) Commercial Unit shall mean any group of rooms located within a building and forming a single leasehold, condominium or fee interest within such building which are used or intended to be used for commercial purposes as defined herein.

f.) Commercial Purposes shall include businesses engaged in buying and selling merchandise, rendering services, offices or retail establishments, but specifically excluding industrial manufacturing operations.

Section II. Each user shall pay for the services provided by the Town of Vernon based on his use of the sewer works as determined by water meter readings or other appropriate methods acceptable to the Water Pollution Control Authority.

Each user shall pay a user charge rate for operation and maintenance including replacement, of $5.69 per 1000 gallons of water.

A minimum charge of $26.00 per quarter, will apply to each unit.

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Residential users on wells without approved metering will be charged the average metered residential rate.

Non-residential users on wells are required to install water meters acceptable to the Water Pollution Control Authority.

Non-residential users, specifically including industrial manufacturing operations shall be charged for total flow as determined by an out-flow metering device furnished and/or installed by the user and approved by the Water Pollution Control Authority.

Septage disposal fee at the Wastewater Treatment Facility shall be $75.00 per 1000 gallons or part thereof with a minimum charge of $75.00.

For other than residential users whose buildings contain commercial units where said units are not individually metered, the volume upon which the charge to such user is set shall be based upon the users total volume divided by the number of commercial units within such users building and the charge so determined shall be multiplied by the number of such commercial units to derive the charge to the user.

Section III. The above charges shall be subject to such adjustment as may be required to comply with any applicable Federal or State Regulations.

Section IV. In determining how many dwelling units are contained in a residential structure, the definition, as provided in Section I(a) shall be used with the following exception: The Business Manager of the Water Pollution Control Authority may reduce the number of dwelling units on the list of properties he has prepared for the Authority, if the owner of the property provides sufficient information to the satisfaction of the Business Manager, including but not limited to an affidavit from the property owner that the particular dwelling unit, as determined by the Business Manager, has not been occupied for at least one year prior to the billing period.

Section V. The Business Manager of the Water Pollution Control Authority is hereby designated as the Collector of the charges provided for herein and the said Business Manager is further authorized to collect such charges in accordance with the provisions of the General Statutes of the State of Connecticut. The Business Manager is further authorized to print on the bill for the charges provided for herein, a notice that if the said bill is not paid within one (1) month of the due date, interest will be charged on the delinquent account at the rate of eighteen percent (18%) per annum from the due date as per Connecticut State Law.

A copy of the foregoing is available at the Town Clerk's office, 14 Park Place, Vernon, CT

E. Mason Thrall III, Chairman
Water Pollution Control Authority
Town of Vernon, CT