

ORDINANCE NO. 2024-

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF INDEPENDENCE, IOWA, BY AMENDING PROVISIONS PERTAINING TO FINES AND FEES SCHEDULES

Be It Enacted by the City Council of the City of Independence, Iowa:

SECTION 1. SECTION MODIFIED. Section 1.15 of the Code of Ordinances of the City of Independence, Iowa, is repealed and the following adopted in lieu thereof:

1.15 FINES AND FEES SCHEDULE.

Code Section	Code Title	Penalty
1.14	Standard Penalty	At least \$65.00 but not to exceed \$625.00
4.03	Penalties	<ul style="list-style-type: none"> • Standard Civil Penalties: First offense - not to exceed \$750.00 Each repeat offense - not to exceed \$1,000.00 • Special Civil Penalties: Noncompliance with a pretreatment standard or requirement - not to exceed \$1,000.00 per day a violation exists or continues Environmental violation - not more than \$1,000.00 for each occurrence
40.06	Excessive Noise from Motor Vehicle	First offense - \$25.00 Second offense - \$50.00 Third offense or more - \$100.00
40.07	Disorderly House	First Offense - \$750.00 Second and Subsequent Offenses - \$1,000.00
41.14(5)	Fireworks Use	At least \$250.00
55.06	Animals at Large	First offense - \$25.00 Second offense - \$75.00 Third offense - \$125.00 Offenses thereafter - \$175.00
55.12	Quarantine Requirements	Vicious Animal Impound Fee \$150
55.13	At Large: Impoundment	Animal Impound Fee \$79.00
70.02	Scheduled Traffic Violations – Automated Traffic Enforcement System	<p>Speeding Violation</p> <p>11-20 miles per hour over the posted speed limit - \$75.00 21-25 miles per hour over the posted speed limit - \$100.00 26-30 miles per hour over the posted speed limit - \$250.00 More than 31 miles per hour over the posted speed limit - \$500.00</p> <p>Speed Violation (School Zone)</p> <p>11-20 miles per hour over the posted speed limit - \$75.00 21-25 miles per hour over the posted speed limit - \$100.00 26-30 miles per hour over the posted speed limit - \$250.00 More than 31 miles per hour over the posted speed limit - \$500.00</p>

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70.03	Parking Violations: Alternative	<ul style="list-style-type: none"> • Improper use of a persons with disabilities parking permit - \$200.00 • Other Parking Violations - \$15.00, increased by \$10.00 if not paid within 30 days 																																		
80.05	Fees for Impoundment	\$20.00 for each day within the reclaiming period																																		
90.06	Fee for Permit and Connection Charge	<p>Schedule of Connection Charges:</p> <table> <thead> <tr> <th><u>Service Line Size</u></th> <th><u>Connection Charges</u></th> </tr> </thead> <tbody> <tr> <td>1¼ inch or less</td> <td>\$ 250.00</td> </tr> <tr> <td>1½ inch</td> <td>\$ 265.00</td> </tr> <tr> <td>2 inch.....</td> <td>\$ 475.00</td> </tr> <tr> <td>3 inch.....</td> <td>\$1,000.00</td> </tr> <tr> <td>4 inch and over.....</td> <td>\$1,500.00</td> </tr> </tbody> </table>	<u>Service Line Size</u>	<u>Connection Charges</u>	1¼ inch or less	\$ 250.00	1½ inch	\$ 265.00	2 inch.....	\$ 475.00	3 inch.....	\$1,000.00	4 inch and over.....	\$1,500.00																						
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91.06	Remote Meter Readers	Replacement prior to scheduled replacement - \$25.00 Monthly administrative fee for non-compliance \$50.00																																		
91.09	Service Calls and Tests	\$25.00 deposit for all water meter service calls and/or water meter calibration checks																																		
92.01	Service Charge	Surcharge of \$4.00 for every hookup																																		
92.02	Rates for Service	<p>\$3.79 per 1,000 gallons used per month, following the annual increase schedule per year Unit charge:</p> <table> <thead> <tr> <th></th> <th><u>Base</u></th> <th><u>Unit</u></th> </tr> </thead> <tbody> <tr> <td>October 1, 2024</td> <td>\$11.33</td> <td>\$3.91</td> </tr> <tr> <td>October 1, 2025</td> <td>\$11.67</td> <td>\$4.03</td> </tr> <tr> <td>October 1, 2026</td> <td>\$12.03</td> <td>\$4.16</td> </tr> <tr> <td>October 1, 2027</td> <td>\$12.40</td> <td>\$4.29</td> </tr> <tr> <td>October 1, 2028</td> <td>\$12.78</td> <td>\$4.42</td> </tr> </tbody> </table> <p>These rates, both Base and Unit, will then continue to increase at 3% per year, effective every October 1st beginning Oct. 1, 2029.</p> <p>Plus the following additional charges:</p> <table> <thead> <tr> <th><u>Water Meter Tap Size</u></th> <th><u>Additional Charges</u></th> </tr> </thead> <tbody> <tr> <td>¾ inch -5/8 inch</td> <td>\$ 1.00</td> </tr> <tr> <td>1 inch.....</td> <td>\$ 4.00</td> </tr> <tr> <td>1½ inch</td> <td>\$ 5.00</td> </tr> <tr> <td>2 inch.....</td> <td>\$ 7.50</td> </tr> <tr> <td>3 inch.....</td> <td>\$12.00</td> </tr> <tr> <td>4 inch.....</td> <td>\$15.00</td> </tr> <tr> <td>6 inch.....</td> <td>\$25.00</td> </tr> </tbody> </table>		<u>Base</u>	<u>Unit</u>	October 1, 2024	\$11.33	\$3.91	October 1, 2025	\$11.67	\$4.03	October 1, 2026	\$12.03	\$4.16	October 1, 2027	\$12.40	\$4.29	October 1, 2028	\$12.78	\$4.42	<u>Water Meter Tap Size</u>	<u>Additional Charges</u>	¾ inch -5/8 inch	\$ 1.00	1 inch.....	\$ 4.00	1½ inch	\$ 5.00	2 inch.....	\$ 7.50	3 inch.....	\$12.00	4 inch.....	\$15.00	6 inch.....	\$25.00
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92.02	Bulk Water Rates	Usage charge of \$10.00 per thousand gallons. Water Excise Tax of six percent (6%) will also be applied.																																		
92.08	Temporary Vacancy	\$30.00 disconnect fee at the time vacancy begins \$30.00 reconnect fee at the time vacancy ends.																																		
96.02	Connection Charge	\$250.00 to cover the cover the cost of supervising, regulating, and inspecting the sewer connection work, and a Romac saddle and sleeve plus the labor cost to install and connect																																		

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99.05	Charges Based on Usage	<p>• Residential Contributors: Minimum charge of \$15.00 per month, and A user/flow charge of \$7.82 per 1,000 gallons of metered water following the annual increase schedule:</p> <table border="0"> <thead> <tr> <th></th> <th style="text-align: center;"><u>Base</u></th> <th style="text-align: center;"><u>Unit</u></th> </tr> </thead> <tbody> <tr> <td>October 1, 2024</td> <td>\$16.50</td> <td>\$8.61</td> </tr> <tr> <td>October 1, 2025</td> <td>\$18.98</td> <td>\$9.91</td> </tr> <tr> <td>October 1, 2026</td> <td>\$21.83</td> <td>\$11.40</td> </tr> <tr> <td>October 1, 2027</td> <td>\$25.33</td> <td>\$13.23</td> </tr> <tr> <td>October 1, 2028</td> <td>\$25.84</td> <td>\$13.50</td> </tr> </tbody> </table> <p>• Industrial Contributors: Minimum charge of \$15.00 per month, and \$2.88 per 1,000 gallons of metered wastewater, plus The annual increase for Industrial Contributors is as follows:</p> <table border="0"> <thead> <tr> <th></th> <th style="text-align: center;"><u>Base</u></th> <th style="text-align: center;"><u>Unit</u></th> </tr> </thead> <tbody> <tr> <td>October 1, 2024</td> <td>\$16.50</td> <td>\$3.17</td> </tr> <tr> <td>October 1, 2025</td> <td>\$18.98</td> <td>\$3.65</td> </tr> <tr> <td>October 1, 2026</td> <td>\$21.83</td> <td>\$4.20</td> </tr> <tr> <td>October 1, 2027</td> <td>\$25.33</td> <td>\$4.88</td> </tr> <tr> <td>October 1, 2028</td> <td>\$25.84</td> <td>\$4.98</td> </tr> </tbody> </table> <p>\$0.281 per pound BOD discharged The annual increase for BOD discharged is as follows:</p> <table border="0"> <tbody> <tr><td>October 1, 2024</td><td>\$0.310</td></tr> <tr><td>October 1, 2025</td><td>\$0.357</td></tr> <tr><td>October 1, 2026</td><td>\$0.411</td></tr> <tr><td>October 1, 2027</td><td>\$0.477</td></tr> <tr><td>October 1, 2028</td><td>\$0.487</td></tr> </tbody> </table> <p>\$0.523 per pound TSS unit discharge The annual increase for TSS unit discharge is as follows:</p> <table border="0"> <tbody> <tr><td>October 1, 2024</td><td>\$0.573</td></tr> <tr><td>October 1, 2025</td><td>\$0.663</td></tr> <tr><td>October 1, 2026</td><td>\$0.763</td></tr> <tr><td>October 1, 2027</td><td>\$0.886</td></tr> <tr><td>October 1, 2028</td><td>\$0.904</td></tr> </tbody> </table> <p>\$2.81 per pound ammonia - with a threshold of 25 mg/l The annual increase per pound ammonia is as follows:</p> <table border="0"> <tbody> <tr><td>October 1, 2024</td><td>\$3.10</td></tr> <tr><td>October 1, 2025</td><td>\$3.57</td></tr> <tr><td>October 1, 2026</td><td>\$4.11</td></tr> <tr><td>October 1, 2027</td><td>\$4.77</td></tr> <tr><td>October 1, 2028</td><td>\$4.87</td></tr> </tbody> </table> <p>The above rates include costs for operation and maintenance, including replacement, and the sum of \$3.25 per contributor for debt retirement.</p> <p>The above rates will then continue to increase at 2% per year, effective every October 1st beginning Oct. 1, 2029.</p>		<u>Base</u>	<u>Unit</u>	October 1, 2024	\$16.50	\$8.61	October 1, 2025	\$18.98	\$9.91	October 1, 2026	\$21.83	\$11.40	October 1, 2027	\$25.33	\$13.23	October 1, 2028	\$25.84	\$13.50		<u>Base</u>	<u>Unit</u>	October 1, 2024	\$16.50	\$3.17	October 1, 2025	\$18.98	\$3.65	October 1, 2026	\$21.83	\$4.20	October 1, 2027	\$25.33	\$4.88	October 1, 2028	\$25.84	\$4.98	October 1, 2024	\$0.310	October 1, 2025	\$0.357	October 1, 2026	\$0.411	October 1, 2027	\$0.477	October 1, 2028	\$0.487	October 1, 2024	\$0.573	October 1, 2025	\$0.663	October 1, 2026	\$0.763	October 1, 2027	\$0.886	October 1, 2028	\$0.904	October 1, 2024	\$3.10	October 1, 2025	\$3.57	October 1, 2026	\$4.11	October 1, 2027	\$4.77	October 1, 2028	\$4.87
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106.07	Collector's License	\$30.00 license fee																																																																		

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110.14	Franchise Fee	Franchise fee upon the following revenue classes for the length of the agreement: <ul style="list-style-type: none"> • Residential Customers - 5% • Nonresidential Customers - 5% 										
121.04	Fees: Retail Cigarette or Tobacco Permit	<table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; border-bottom: 1px solid black;">For Permits Granted During</th> <th style="text-align: right; border-bottom: 1px solid black;">Fee</th> </tr> </thead> <tbody> <tr> <td>July, August or September</td> <td style="text-align: right;">\$75.00</td> </tr> <tr> <td>October, November or December</td> <td style="text-align: right;">\$56.25</td> </tr> <tr> <td>January, February or March</td> <td style="text-align: right;">\$37.50</td> </tr> <tr> <td>April, May or June</td> <td style="text-align: right;">\$18.75</td> </tr> </tbody> </table>	For Permits Granted During	Fee	July, August or September	\$75.00	October, November or December	\$56.25	January, February or March	\$37.50	April, May or June	\$18.75
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April, May or June	\$18.75											
121.07	Persons Under Legal Age	First violation - \$300.00 Second violation - \$1,500.00 or permit suspension for 30 days Third violation - \$1,500.00 and permit suspension for 30 days Fourth violation - \$1,500.00 and permit suspension for 60 days										
122.04	Application for License	\$25.00 application fee										
122.05	License Fees	Fees for the issuance of a peddler or solicitor license: For one day\$ 25.00 For seven consecutive days\$ 50.00 For up to 30 consecutive days\$ 100.00 For six months\$ 200.00 For one year \$ 300.00										
123.03	Application and Fee for Permit	\$100.00 for a house movers permit fee										
125.12	License Fees	Electrical Contractor - \$75.00 annually Journeyman Electrician - \$20.00 annually										
126.08	License Fees	First taxicab license to any one owner, \$50.00 Each additional license to the same owner, \$25.00										
126.10	Driver's License Fee	\$25.00 for the issuance or renewal of a driver's license										
136.03	Removal of Snow, Ice and Accumulations	Minimum charge of \$50.00 per occurrence for removal by the City										
147.40	Occupancy Permit	\$50.00 application fee for the occupancy permit										
175.11	Submission, Referral and Review of Preliminary Plat	\$10.00 fee per lot										
175.17	Submission and Referral of Final Plat	\$10.00 fee per lot										
175.49	Enforcement, Violations and Penalties	\$50.00 for each lot and part of lot sold or disposed of, leased or offered for sale.										

SECTION 2. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED AND APPROVED by the City Council of Independence, Iowa, on this _____ day of _____ 2024.

Brad Bleichner, Mayor of the City of Independence, IA

ATTEST:

Susi Lampe, IaCMC, IaCFO, Assistant City Manager/City Clerk/Treasurer of the City of Independence, IA

First Reading: _____

Second Reading: _____

Third Reading: _____

I certify that the foregoing was published as Ordinance No. 2024-_____ on the _____ day of _____ 2024.

Susi Lampe, IaCMC, IaCFO, Assistant City Manager/City Clerk/Treasurer of the City of Independence, IA