ORDINANCE NUMBER 63—VILLAGE OF STETSONVILLE

SEWER USE ORDINANCE

An ordinance to amend ordinance Number 63 of the Village of Stetsonville regarding the use of public and private sewers and drains, private wastewater disposal, the installation and connection of building sewers, the discharge of water and waste into the public sewer system, and providing for violations thereof, in the Village of Stetsonville, County of Taylor, State of Wisconsin.

Be it ordained and enacted by the Village of Board, of the Village of Stetsonville, State of Wisconsin as follows:

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ARTICLE ONE-DEFINITIONS

1.01 BIOCHEMICAL OXYGEN DEMAND (BOD), shall mean the quantity of oxygen utilized in the biochemical oxidation organic matter in five days at 20 degrees centigrade expressed in milligrams per liter. Quantitative determination of BOD, shall be made in accordance with procedures set forth in Standard Methods.
1.02 BUILDING DRAIN shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge form soil, waste, and other drainage pipes inside the walls of the building and conveys it to the Building Sewer, beginning five feet (1.5 meters) outside the inner face of the building walls.
1.03 BUILDING SEWER shall mean the extension from the Building Drain to the public sewer or other place of disposal. The portion of the Building Sewer located within the public right-of-way or easement shall be considered an integral part of the Sewer System with ownership by the Village. The property owner shall have the responsibility for maintaining the Building Sewer, including but not limited to, cleaning or clearing the Building Sewer by rodding or flushing.
1.04 CHLORINE REQUIREMENT shall mean the amount of chlorine, in milligrams per liter, which must be added to wastewater to produce a specified residual chlorine content in accordance with procedures set forth in Standard Methods.
1.05 COMBINED SEWER shall mean any sewer intended to serve as a Sanitary Sewer and a Storm Sewer.
1.06 COMMERCIAL USER shall mean any User whose premises are used primarily for the conduct of a profit-oriented enterprise in the fields of construction, wholesale or retail trade, finance, insurance, real estate or services, and who discharge primarily normal domestic wastewater. The definition shall also include multi-family residences having three or more units served by a single Building Drain.
1.07 COMPATIBLE POLLUTANT shall mean biochemical oxygen demand, suspended solids, pH, or fecal coliform bacteria, plus additional pollutants identified in the WPDES Permit for the Sewer System receiving the pollutants if the Sewer System was designed to treat such additional pollutants, and in park does remove such pollutants to a substantial degree.
1.08 COMPOSITE SAMPLE (24 hours) shall mean the combination of individual samples taken at intervals of not more than one hour.
1.09 EASEMENT shall mean an acquired legal right for the specific use of land owned by others.
1.10 FIXED CHARGE shall mean the charges for the cost of debt retirement associated with the construction, erection, modification, or rehabilitation of the wastewater treatment facility and collection system. This charge shall be above the treatment, operation and maintenance and replacement charges.
1.11 FLOATABLE OIL shall mean oil, fat, or grease in a physical state such that it will separate by gravity from wastewater by treatment in and approved treatment facility. A wastewater shall be considered free of Floatable Oil if it is properly pretreated and the wastewater does not interfere with the collection system.
1.12 FLOW PROPORTIONAL SAMPLE shall mean a sample taken that is proportional to the volume of flow during the sampling period.
1.13 GARBAGE shall mean the residue from the preparation, cooking and dispensing of food, and from the handling, storage, and sale of food products and produce.
1.14 GREASE shall mean a group of substances including fats, waxes, free fatty acids, calcium and magnesium soaps, mineral oils, and certain other non-fatty materials as analyzed in accordance with procedures as set forth in Standards Methods.
1.15 GROUND GARBAGE shall mean the residue from the preparation, cooking and disposing of food that has been shredded to such a degree that all particles will be carried freely in suspension under the flow conditions normally prevailing in public sewers with no particles greater than one-half inch in any dimension.

1.16 INCOMPATIBLE POLLUTANT shall mean any pollutant which is not a Combustible Pollutant which will adversely affect or disrupt the quality of wastewater treatment is discharged to the Sewer System.

1.17 INDUSTRIAL USER shall mean any User whose premises are used primarily for the conduct of a profit-oriented enterprise in the fields of manufacturing, transportation, communications, utilities, mining, agriculture, forestry or fishing.

1.18 INDUSTRIAL WASTE shall mean any trade or process waste as distinct from segregated domestic wastes from sanitary conveniences.

1.19 INFILTRATION shall mean water unintentionally entering Sanitary Sewers, Building Drains, and Building Sewers from the ground through such means as, but not limited to, defective pipes, pipe joints, connections or manhole walls.

1.20 INFLOW shall mean the water discharged into the Sanitary Sewer, Building Drains, and Building Sewers from such sources as, but not limited to, roof leaders, cell, yard and area drains, foundation drains, unpolluted cooling water, drains from springs and swampy areas, manhole covers, cross connections from Storm Sewers and Combined Sewers, catch basics, storm waters, surface runoff, street wash waters or drainage.

1.21 INFILTRATION/INFLOW shall mean the total quantity of water from both Infiltration and Inflow without distinguishing the source.

1.22 INTERCEPTING SEWER shall mean a sewer whose primary purpose is to convey wastewater from a collection system or systems to a wastewater treatment facility. Size of the sewer is not a factor.

1.23 MAJOR CONTRIBUTION INDUSTRY shall mean an industrial or commercial facility that is a User and meets one of the following:

A. Has a waste discharge flow of 5,000 gallons or more per average workday;

B. Has a waste discharge flow greater than 5 percent of the flow carried by the Sewer System;

C. Has in its waste, a toxic pollutant in toxic amounts as defined by Wisconsin Administrative Code Chapter NR 215; or

D. Has a waste which the Village determines has, or in the case of a new source, will have a significant impact, either singly or in combinations with other waste on the publicly owned treatment works or on the qualify of effluent from such works.

1.24 NATURAL OUTLET shall mean any outlet, including Storm Sewers and Combined Sewer overflows, into watercourse, pond, ditch, artificial or other body of surface water or ground water.

1.25 NORMAL DOMESTIC WASTEWATER shall mean sanitary wastewater resulting from the range of normal domestic activities, in which BOD_5, § or phosphorous concentrations do not exceed normal concentrations of:

A. A five-day, 20° C, BOD_2, concentration no not more than 200 mg/L.

B. A suspended solids concentration of not more than 200 mg/L.

C. An ammonia concentration of not more than 40 mg/L.

D. A phosphorous concentration of not more than 7 mg/L

1.26 OPERATION AND MAINTENANCE (O&M) COSTS shall mean all costs associated with the operation and maintenance of the Sewer System, as well as the costs associated with period equipment replacement necessary for maintaining the capacity and performance of the wastewater treatment and collection systems.

1.27 PARTS PER MILLION shall mean a weight-to-weight ratio; the Parts Per Million value multiplied by the factor 8.34 shall be equivalent to pounds per million gallons of water.

1.28 PERSON shall mean any and all Persons including any individual, firm, company, municipal, or private corporation, association, society, institution, enterprise, governmental agency, or other entity.

1.29 pH shall mean the logarithm (base 10) of the reciprocal of the hydrogen ion concentration. The concentration is the weigh of hydrogen ions in grams, per liter of solution. Neutral water, for example, has a pH value of 7 and hydrogen-ion concentration of 10.

1.30 PHOSPHOROUS (P) shall mean a total phosphorous in wastewater, which may be present in any three principle forms: orthophosphates, polyphosphates, and organic phosphates. Quantitative

determination of total phosphorous shall be made in accordance with procedures set forth in Standard Methods.

1.31 PRETREATMENT shall mean an arrangement of devices and structures, for the preliminary treatment of processing of wastewater required to render such wastes acceptable for admission to the Sewer System. Any Pretreatment is a Private Wastewater System.

1.32 PRIVATE WASTEWATER SYSTEM shall mean any privately owned system of collecting Wastewater from two or more Users or treating Wastewater prior to its entry into the Septic System and includes any Pretreatment.

1.33 PUBLIC USER shall mean any User whose premises are used for the conduct of the legislative, judicial, administrative, or regulatory activities or federal, state, local or international units of government: government-owned educational facilities, government-owned health facilities, or government-owned recreational facilities. This does not include government-owned or operated business establishment.

1.34 REPLACEMENT COSTS shall mean expenditures for obtaining and installing equipment, accessories, and appurtenances which are necessary during the service life of the treatment facility and collection system to maintain their design capacity and performance for which the systems were designed and constructed. Operation and Maintenance Costs include Replacement Costs.

1.35 RESIDENTIAL USER shall mean any User whose premises are used primarily as a domicile for one or more Persons and discharges only normal Domestic Wastewater, but not including dwellings classified as Commercial User§1.06.

1.36 SANITARY SEWER shall mean a sewer that carries sanitary and industrial water-carried from residences, commercial buildings, industrial plants, and institutions, together with minor quantities of ground, storm, and surface water that re not admitted intentionally.

1.37 SEGREGATED DOMESTIC WASTES shall mean wastes from non-residential sources resulting from normal domestic activities. These activities are distinguished from industrial, trade, and/or process discharge wastes.

1.38 SEWER shall mean a pipe or conduit that carries Wastewater or drainage water, and includes Sanitary Sewers, Storm Sewers and Combined Sewers.

1.39 SEWER LATERAL shall mean the portion of system located between the property line and Sanitary Sewer.

1.40 SEWER SYSTEM shall mean the Village's arrangement of devices and structures for the storage, treatment, recycling and reclamation of Wastewater, liquid Industrial Waste, and sludge. These systems include interceptor, sewers, outfall sewers, Wastewater collection systems, individual systems, pumping, power and other equipment and their appurtenances, any works that are an integral part of the treatment process or are used for ultimate disposal of residues from such treatment; or any other method or system for preventing, abating, reducing, storing, treating, separating, or disposing of Wastewater.

1.41 SHALL is mandatory; **MAY** is permissible.

1.42 SLUG shall mean any discharge or Wastewater which in concentration of any given constituent of, in quantity of flow exceeds, for any period of duration longer than fifteen minutes, more than five time the average twenty-four-hour concentration or flow during normal operation and adversely affects the Sewer System.

1.43 STANDARD METHODS shall mean the examination and analytical procedures set forth in the most recent edition of "Standards Methods for the Examination of Water, Wastewater, and Industrial Waste" published jointly by the American Public Health Association (APHA), the American Water Works Association (AWWA), and the Water Environment Federation (WEF).

1.44 STORM SEWER shall mean a drain or sewer from conveying water, groundwater, subsurface water, or unpolluted water from any source.

1.45 STORM WATER shall mean not only storm water (water from rain, snow, sleet, hail, flood or other natural causes) but also roof water, overflow water (form tank, cistern, well or sump) and other surface water. Storm Water does not include industrial or domestic water.

1.46 STORM WATER RUNOFF shall mean that portion of the rainfall that is drained into the sewers.

1.47 SUSPENDED SOLIDS (§) shall mean solids that either float on the surface of, or are in suspension in, water, wastewater, or other liquids, and that are removable by laboratory filtering as prescribed in Standards Methods and are referred to as nonfilterable residue.
1.48 TOXIC SUBSTANCE shall mean any substance whether gaseous, liquid or solid which, when discharged to the system in sufficient quantities, interferes with any biological wastewater treatment process, or constitutes a hazard to human beings or animals, or inhibits aquatic life in the receiving stream of the effluent from the treatment facility.
1.49 UNPOLLUTED WATER shall mean water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by
discharge to the Sewer System.
1.50 USER shall mean any Person(s) or entity discharging Wastewater in the Sewer System.
1.51 USER CHARGE shall mean a sewer service charge levied on Users of the Sewer System for capital-related expenses as well as Operation and Maintenance Costs, Replacement Costs, and Fixed Charges for said facilities.
1.52 USER CHARGE SYSTEM shall mean that system which generates Operation and Maintenance (O&M), and Replacement Costs, and Fixed Charge revenues equitably for providing each user class with services.
1.53 USER CLASS shall mean categories of Users having similar flows and Wastewater characteristics: levels of biochemical oxygen demand, Suspended Solids, phosphorous, ammonia nitrogen, etc. For the purpose of this Ordinance, there shall be four User Classes: Residential User, Commercial User, Industrial User and Public User.
1.54 UTILITY shall mean the Village of Stetsonville Utility.
1.55 VILLAGE shall mean the Village of Stetsonville, County of Taylor, State of Wisconsin, its Board, and its duly authorized agents and representatives.
1.56 VOLUME CHARGES shall mean a User Charge based upon the volume of normal strength wastewater to be transported.
1.57 WASTEWATER shall mean the spent water of a community. From the standpoint source, it may be a combination of liquid and water-carried wastes from Residential Users, Commercial Users, Industrial Users, and Public Users, together with any groundwater, surface water, and Storm Water that may be present.
1.58 WASTEWATER TREATMENT FACILITY shall mean the Sewer System defined in §1.41, exclusive of interceptor sewers and Wastewater collection systems. All Wastewater treatment is provided by the Village of Stetsonville Wastewater Treatment Facility and all references to Wastewater Treatment Facilities refer to those facilities owned and operated by the Village of Stetsonville.
1.59 WATERCOURSE shall mean a natural or artificial channel for the passage of water either continuously or intermittently.
1.60 WDNR shall mean the Department of Natural Resources
1.61 WPDES PERMIT shall mean a Wisconsin Discharge Elimination System Permit. General provisions are stated in Chapter NR 205 of the Wisconsin Administrative code.

ARTICLE TWO-GENERAL

2.01 UTILITY CONTROL. The management, operation and control of the Utility is vested in the Village Board of said Village; all records, minutes, written procedures thereof and financial records shall be kept by the Village Clerk.
2.02 UTILITY POWERS. The Utility shall have the power to construct sewer lines for public use, and shall have the power to lay sewer pipes in and through the alleys, streets, and public grounds within the management of the Sewer System. The Village, its officers, agents, and employees, are empowered to enter upon any land for the purpose of inspection or supervision in the performance of their duties under this Ordinance, without liability therefore; and the Village shall have the power to

purchase and acquire for the Utility all real and personal property which may be necessary for construction of the Sewer System, or for any repair, remodeling, replacement or addition thereof.
2.03 CONDEMNATION OF REAL ESTATE. Wherever any real estate or any Easement therein, or use thereof, shall in the judgement of the Village be necessary to the sewer system; and whenever, for any cause, an agreement for the purchase thereof, cannot be made with the owner thereof, the Village may proceed with all necessary steps to take such real estate, Easement or use by condemnation in accordance with the Wisconsin Statutes and, if federal funds are used, 42 U.S.C. §46.01 *et. seq*
2.04 TITLE TO REAL ESTATE AND PERSONAL PROPERTY. All property, real, personal, and mixed acquired for the construction of the Sewer System and all plans, specifications, diagrams, papers, books and records relating to the said Sewer System, and all buildings, machinery, and fixtures pertaining thereto, shall be the property of the Village.
2.05 USER RULES AND REGULATIONS. The User rules, regulations, and User Charges of the Utility are a part of the contract between the Utility and every Use. Every Person who connects to the Sewer System is deemed to have consented to be bound by such rules, regulations, and rates. In the event of violation of the rules or regulation, the sewer service to the violating User may be shut off (even though two or more parties are receiving service through the same connection) subject to the fines, penalties and damages set forth herein. Sewer service shall not be re-established until all outstanding bill, and shut off and reconnection charges are paid in full, and until such other terams and conditions as may be established by the Village are met. In addition to all other requirements, the Village shall be satisfied that the offender will not continue in violation of the rules and regulations before authorizing reconnection of the offender's services. The Village may change the rules, regulations, and sewer rates from time to time as it deems advisable, and may make special rates and contracts in all proper cases.

ARTICLE THREE- USE OF PUBLIC SEWERS

3.01 SANITARY SEWERS. No Person(s) or entity shall discharge or cause to be discharged any Unpolluted Waters such as Storm Water, groundwater, roof runoff, subsurface drainage or cooling water to any Sanitary Sewer.

A. The owner(s) of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the Village and abutting on any street, alley or right-of-way in which is now located or may be in the future be located a public Sanitary is hereby required at the owner(s) expense to install suitable toilet facilities therein, and connect such facilities directly to the Sewer System in accordance with the provisions of this Ordinance within ten days after the date of the official notice from the Village.

B. If an Person fails to comply after the expiration of the time provided by the notice §7.01 below applies.

C. The appropriate sewer User Charges as determined by the Village shall take effect as of the day a connection to the Sewer System is made.

3.03 STORM SEWERS Storm Water and all other unpolluted drainage shall be discharged to such Sewers as are specifically designated as Combined Sewers or Storm Sewers or to a Natural Outlet approved by the Village and other regulatory agencies. Unpolluted industrial cooling water or process waters may be discharged, on approval of the Village and other regulatory agencies, to a Storm Sewer, or Natural Outlet.
3.04 PROHIBITIONS AND LIMITATIONS. Except as hereinafter provided, no Person shall discharge or cause to be discharged any of the following described waters or wastes to any Sewer.

A. Any gasoline, benzene, naptha, fuel oil, other flammable or explosive liquid, solid, or gas.

B. Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any waste treatment process, constitute a hazard to humans or animals or create a public nuisance.

C. Any wats or wastes having a pH lower than 5.5 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personal of the Sewer System.

D. Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in Sewers, or other interference with the proper operation of the Sewer System such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, underground Garbage, whole blood, paunch manure, hair and fleshings, entrails, and paper dishes, cups, milk containers, etc. either whole or ground, by Garbage grinders.

E. The following described substances, materials, waters, or waste shall be limited to discharges to the Sewer System to concentrations or quantities which will not harm the Sewer System, will not have an adverse effect on the receiving stream, or will not otherwise endanger lives, limb, public property, or constitute a nuisance. The Village may set limitations lower than the limitations established by the regulations below if in it opinion such lower limitations are necessary to meet the above objectives. In forming an opinion as to the acceptability, the Village will give consideration to such factors as the quantity of subject waste in relations to flows and velocities in the Sewers, materials of construction of the Sewers, the Wastewater treatment process employed, the capacity of the Wastewater treatment facility, degree of treatability of the waste int eh Wastewater Treatment Facility and other pertinent factors. The limitations of restrictions on material or characteristics of waste or Wastewater discharged to the Sanitary Sewer which shall not be violated without approval of the Village are as follows:

1. Wastewater having a temperature higher than 150°F(65°C).
2. Wastewater containing more than 25 milligrams per liter of petroleum, oil, non-biodegradable cutting oils, or product of mineral oil origin.
3. Wastewater from industrial activities containing Floatable Oils.
4. Any Garbage that has not been properly shredded. Garbage grinders may be connected to Sanitary Sewers from homes, hotels, institutions, restaurants, hospitals, catering establishments, or similar places where Garbage originates from the preparation of food in kitchens for the purpose of consumption on the premises or when served by caterers.
5. Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or Toxic Substances to such degree that any such material received in the composite Wastewater at the Sewer System exceeds the limits established by the Village for such materials.
6. Any waters or wastes containing odor-producing substances exceeding the limits which may be established by the Village.
7. Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Village in compliance with applicable state or federal regulations.
8. Quantities of flow, concentrations, or both which constitute a Slug.
9. Water or wastes containing substances which are not amenable to treatment or reduction by the Wastewater treatment process employed, or are amenable to treatment only to such degree that the Wastewater treatment facility effluent cannot meet the requirement of agencies having jurisdiction over discharge to the receiving waters.
10. Any water or wastes which, by interaction with other water or wastes in the Sewer System, release obnoxious gases, form Suspended Solids which interfere with the collection system, or create a condition deleterious to structures and treatment process.
11. Material which exert or cause:

a) Unusual BOD, chemical oxygen demand, or Chlorine Requirements in such quantities as to continue a significant load on the Wastewater treatment facility.

b) Unusual volume of flow or concentration of wastes constituting Slugs.

c) Unusual concentrations of inert Suspended Solids (such as, but not limited to, fuller's earth, lime slurries, and lime residues) or of dissolved solids (such as but not limited to, sodium sulfate).

d) Excessive discolorations (such as, but not limited to dye wastes and vegetable tanning solutions).

F. No Wastewater, regardless of character, shall be discharged to the Sewer System in such a manner as to interfere with the designed collection system or treatment facility, or to cause the Sewer System to exceed the limits established by the Village's EPDES permit.

3.05 SPECIAL ARRANGEMENTS. No statement contained in this article shall be construed as prohibiting any special agreement between the Village and any Person whereby an Industrial Waste of unusual strength or character may be admitted to the Wastewater Treatment Works, either before or after Pretreatment, provide that no extra costs are incurred by the Village that are not compensated for by said Person that all provisions of this Ordinance are recognized and adhered to. Any Pretreatment shall be considered a Private Wastewater System.

3.06 NEW CONNECTIONS. New connections are subject to Article Seven.

3.07 OUTSIDE SERVICE

A. The Village, by proper resolution of the Village boar, shall have the right at its discretion, upon payments, terms, and conditions as may be mutually agreed upon, to contract in writing with a User located wholly or partly outside the Village's corporate limits.

B. In the event a contract is made pursuant to Subsection (A), the User shall be subject to all of the terms and provisions of this Section, all provisions of this Ordinance, and may be treated equally as to operation, maintenance, replacement, User Charge (as with other Users of the same User Class) and special charges.

C. The following shall automatically (without the need of mention reference) be a part of any such conduct (unless specifically negated by the terms of said contract).

1. The User shall connect buildings in accordance with applicable laws, ordinances, and regulations of the Village and local, State and Federal Governments.

2. The waste and material discharged shall meet all present and future standards for control and volume; and the User shall further agree to pay all future connections. User and treatment or service charges which are applicable to all property and Users uniformly (new unmetered connections to individual Users shall be charged a User fee which is equal to that which is charge to existing Users at the time of connection)

3. The User, his successors and assigns, shall, in addition to costs noted previously, pay quarterly 100% of the Fixed Charges portion of the sewer service charge for debt retirement. The total sewer service charge may be adjusted further to reflect the variations in capital costs for Users outside of the existing sewer service are.

a. The amount computed for use shall be prorated from the date of the contract if the User used the Sewer System for only a partial year.

b. If the User, or any successor or assigns thereof, shall fail to pay any amount when due, each and every sewer upon the property, or any subdivided tract thereof, for which payment is not made shall be disconnected by the User. The User shall construct the User's system so that separate tracts may be so disconnected. The User grants the Village an irrevocable Easement for the purpose of going upon the property and disconnecting any such sewer if the User, its successors or assigns, fails to disconnect promptly when such is required.

c. In addition to the right of disconnection, Village shall have a lien upon the property, or subdivided portion of it, in the amount of any unpaid charges due. Upon the filing of notice, the lien shall be deemed perfected, and the lien may be charge and redeemed or foreclosed and the property sold to satisfy the unpaid charges in accordance with the Wisconsin Statutes.

d. The Village shall have the additional right to file a civil suit to recover the amount of the lien, the full cost incurred in disconnection, and all its reasonable legal expenses and attorney's fees incurred as a result of the suit.

e. All amounts charged under the Subsection (c) are due and shall continue to be due hereunder, whether or not said sewer is disconnected, and no sewer shall be reconnected until the Village is paid in full for all amounts due it, and in addition, the Village shall be paid a deposit equal to the estimated charge for the next succeeding year. The deposit shall be held by the Village in

escrow, and will be returned upon satisfactory payment of amounts due the Village for a period of two (2) years.

4. The Village shall not, without its prior written consent and acceptance, have dedicated to it, or own, any Private Wastewater System installed within the property, and the producer, its successors and assigns, shall maintain the same at its own cost, provided however, that his provision shall not be construed to be prohibit the dedication of part of all of said Private Wastewater System to another unit of government.

5. Upon conveyance by the owner of all or any subdivided portion or tract of said property, the successor in title shall success to all rights and liabilities hereunder, and said owner shall have no future liability to the Village thereunder in respect to such tract except as shall have accrued as of the date the instrument of conveyance is recorded in the office of the Taylor County Register of Deeds.

6. In the event that such property therein described, or any subdivided or separate tract thereof, shall be annexed to the Village by proper ordinance, the agreement executed pursuant to the §3.07, as to such property or the subdivided property or the subdivided or separate tract thereof which it so annexed, shall then terminate and be of no further force and effect.
7. The agreement executed under this §3.07 shall be recordable form and shall be recorded in the office of the Taylor County Register of Deeds, which recording shall constitute notice to any successor or assign of the owner of its terms and provisions and to which any subsequent conveyance or assignment of the owner shall be subject.
8. If any part or provision of the agreement shall be found or held by a court of competent jurisdiction to be invalid or unenforceable , then the entire agreement shall terminate and all sewers of the owner or its successors or assigns shall be promptly disconnected from the Sewer System.
9. The applicant for treatment service under an agreement pursuant to this §3.07 shall agree to assume User Charges, Industrial Wate charges, and capital surcharge, if applicable, to obtain from the Village the proper building permit by which the connection is allowed and the discharge permit, if applicable, which indicates what discharge will be made to the treatment system.

ARTICLE FOUR-CONTORL OF INDUSTRIAL WASTES DIRECTED TO PUBLIC SEWERS

4.01 SUBMISSION OF BASIC DATA. Upon request from the Village, Persons discharging Industrial Waste to a Sanitary Sewer or desiring to make a new connection to the Sewer System or desiring to make a new connection to the Sewer System shall prepare and file with the Village a report that shall include pertinent date relating to the quantity and characteristics of the wastes discharged or proposed to be discharged to the Sewer System. Such information shall be provided as described as Chapter NR 101 of the Wisconsin Administrative Code. Said report shall be filed within 30 days unless the request, because of the characteristics of the waste or in an emergency situation, calls for a short period.
4.02 EXTENSION OF TIME. When it can be demonstrated that circumstances exist which would create an unreasonable burden on the Person to comply with the time schedule imposed §4.01, a request for extension of time may be presented for consideration to the Village.
4.03 INDUSTRIAL DISCHARGES. If any Industrial Waste was discharged, or proposed to be discharged to the Sewer System sewers, and such Industrial Waste contains substance or possesses characteristics which in the judgement of the Village, may have deleterious effect upon the Sewer System processes, equipment, or receiving waters, or which otherwise create a hazard to life, health, or constitute a public nuisance, the Village may:

A. Reject the wastes.
B. Require Pretreatment to an acceptable limit for discharge to the Sewer System.
C. Require control over the quantities and rate of discharge, and/or.

D. Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or User Charges.

The toxic pollutants subject to prohibition or regulation under the Article shall include, but need not be limited to, the list of toxic pollutants or combination of pollutants established by the Clean Water Act and subsequent amendments. Effluent standards or prohibitions for discharge to the Sanitary Sewer shall also conform to the requirements for the Clean Water Act and associated regulations.

Pretreatment standards for those pollutants which are determined not to be susceptible to treatment by the Sewer System or which would interfere with the operation of the Sewer System shall conform to the requirements and associated regulations of the Clean Water Act and subsequent amendments. The primary source for such regulations shall be 40 CFR 403, General Pretreatment Regulations for Existing and New Sources of Pollution.

4.04 CONTROL MANHOLES.

A. Each User discharging Industrial Wastes into a public sewer shall, upon request of the Village construct and maintain one or more control manholes or access points to facilitate observation, measurement and sampling of the Waste.

B. Control manholes or access facilities shall be located and built in a manner acceptable to the Village. If measuring devices are to be permanently installed, the shall be of a type acceptable to the Village.

C. Control manholes, access facilities, and related equipment shall be installed by the User discharging the water, at the User's expense and shall be maintained by the User so as to be in safe condition, accessible, and in proper operating condition at all times. Plans for installation of the control manholes or access facilities and related equipment shall be approved by the Village prior to the beginning of construction.

4.05 MEASUREMENT OF FLOW FORM HIGH STRENGTH OR TOXIC WASTE DISCHARGES. The volume of the flow used for computing the User Charge from a high strength or toxic discharger shall be determined by direct measurement of Wastewater using established proactive equipment and methodology. All costs for measurement of flow will be the responsibility of the User.

4.06 METERING OF INDUSTRIAL WASTE. Devices for continuous measurement of volume of water discharged may be required by the Village. Metering devices for the volume of waste shall be installed, owned, and maintained by the User. A maintenance schedule must be accepted by the Village. Following approval and installation, such meters may not be removed without the consent of the Village.

4.07 WASTE SAMPLING

A. Industrial Wastes discharged into the Sewer System shall be subject to periodic inspection and a determination of characteristics and concentration of said wastes as often as may be deemed necessary by the Village.

B. Sampling shall be collected in such a manner to be representative of the composition of the wastes. The sampling may be accomplished either manually or by the use of mechanical equipment acceptable to the Village.

C. Installation and operation and maintenance of the sampling facilities shall be the responsibility of the Use and shall be subject to the approval of the Village. Access to sampling locations shall be granted to the Village or its duly authorized representatives at all times. Every care shall be exercised in the collections of samples to ensure their preservation in a state comparable to that at the time the sample was taken.

4.08 ANALYSIS

A. All measurements, tests, and analyses of the characteristics of waters and Wastes to which reference is made in this Ordinance shall be determined in accordance with the latest edition of

Standard Methods. Sampling methods, location times, durations, and frequencies are to be determined on an individual basis subject to approval by the Village.

B. Determination of character and concentration of the Industrial Wastes shall be made by the Use discharging them, or his agent, as designated and required by the Village. The Village may also make its own analyses on the wastes and these determinations shall be binding as a basis for charges.

4.09 PRETREATMENT. Where the Village determines that Pretreatment is needed pursuant to §4.03(B) the Person shall provide at his expense such Pretreatment as may be determined to render the wastes acceptable for admission to the Sewer System. Any Pretreatment is considered a Private Wastewater System.

4.10 SUBMISSION OF INFORMATION. Plans, specifications, and any other pertinent information relating to proposed flow equalization, Pretreatment, or processing facilities shall be submitted for review of the Village prior to the start of their construction if the effluent from such facilities is to be discharged into the Sewer System.

4.11 GREASE AND/OR SAND INTERCEPTORS. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Village, they are necessary for the proper handling of liquid wastes containing Floatable Grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients. All interceptors shall be of a type and capacity approved by the Village, and shall be located as to be readily and easily accessible for cleaning and inspection. In the maintaining of those interceptors, the Use shall be responsible for the proper removal and disposal by appropriate means of the captured material and shall maintain records of the dates and means of disposal. Any removal and disposal must be performed by currently licensed waste disposal firms. Any such interceptors are considered Pretreatment.

4.12 INDUSTRIAL PERMIT REPORTS. Each year all Industrial Users shall submit a WDNR Industrial Permit Report to the Village. Forms for this report will be furnished by the Village's Director of Public Works.

ARTICLE FIVE-RIGHT OF ENTRY, SAFETY, AND IDENTIFICATION

5.01 RIGHT OF ENTRY. The Village's Director of Public Works or other duly authorized representative of the Village bearing proper credentials and identification shall be permitted to enter all properties for the purpose of inspection, observation , testing all in accordance with the provisions of the Ordinance and Wis Stats §196.171.

5.02 SAFETY. While performing the necessary work on private premises referred to in §5.01, the duly authorized representative shall observe all safety rules applicable to the premises established by the owner or occupant.

5.03 IDENTIFICATION, RIGHT TO ENTER EASEMENTS. The Village's Director of Public Works and other authorized representatives of the Village bearing proper credentials and identification shall be permitted to enter all private properties through which the Village holds a duly negotiated Easement for the purpose of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the Sewer System lying within said Easement.

ARTICLE SIX-SEWER CONSTRUCTION (BUILDING SEWERS)

6.01 WORK AUTHORIZED. No unauthorized Person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Village.

6.02 COST OF SEWER CONNECTION. All costs and expense incident to the installation and connection of the Building Sewer shall be borne by the property owner. The owner shall indemnify the Village from any loss or damage that may directly or indirectly be occasioned by the installation of the Building Sewer. The Village shall approve the contractor and construction plans for the Building Sewer.

6.03 USE OF BUILDING SEWERS. Old Building Sewers may be used in connection with new buildings only when they are found on examination and test by the Village, to meet all the requirements for this Ordinance.

6.04 MATERIALS AND METHODS OF CONSTRUCTION. The size, slope, alignment, materials of construction of Building Sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to all the requirements of the building and plumbing code or other applicable rules and regulations of the Village. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W. F.F. Manual of Practice No. 9 shall apply.

6.05 BUILDING SEWER GRADE. Whenever possible, the Building Sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any Building Drain is too low to permit gravity flow to the public sewer, sanitary Wastewater carried by such Building Drain shall be lifted by an approved means and discharged to the Building Sewer.

6.06 STORM AND GROUNDWATER DRAINS

A. No Person shall make connection of roof down spouts, exterior foundations drains, areaway drains, or other sources of surface runoff or groundwater to a Building Sewer or Building Drain which are connected directly or indirectly to a Sanitary Sewer.

B. Any Person in violation of this section shall disconnect all downs pouts, groundwater drains, etc., no later than 60 days from the date of an official written notice by the Village. If any Person fails to comply after the expiration of the time provided, the Village may cause disconnection to be made.

6.07 CONFORMANCE TO PLUMBING CODES. The connection of the Building Sewer into the Sanitary Sewer shall conform to the requirements of building and plumbing codes or other applicable rules and regulations established by the Village or the procedures set forth in appropriate specifications of the A.S.T.M. and W.E.F. Manual of Practice No. 9. All such connections shall be made gastight an waterrtight. Any deviation from the prescribed procedures and materials must be approved by the Village before installation.

6.08 PLUMBERS. No plumber, pipe fitter, or other Person will be permitted to do any plumbing or pipe fitting work in connection with the Sewer System without first receiving a license from the State of Wisconsin except in cases where State law permits building owners to do their own work without being licensed.

6.09 INSPECTION OF CONNECTION. The applicant of the Building Sewer shall notify the Village when the Building Sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Village.

6.10 INSTALLTION OF BUILDING SEWERS. All Building Sewers on private property will be installed in accordance with Chapter Comm 83 “Private Sewage Systems” of the Wisconsin Administrative Code specifically Chapter Comm 83.21 “Building Sewers and Drains” of the Wisconsin Administrative Code. All Building Sewers will be inspected pursuant to Chapter comm 83.21 of the Wisconsin Administrative Code. The Building Sewer and/or private interceptor main sewer shall be inspected upon completion of placement of the pipe and before backfilling and tested before or after backfilling.

6.11 EXCAVATIONS.

A. In making excavations in streets or highways for laying Building Sewers or making repairs, the paving and earth removed must be deposited in a manner that will occasion the least inconvenience to the public.

B. No Person shall have any such excavation made in any street or highway open at any time without barricades, and during the night, warning lights must be maintained at such excavations.

C. In refilling the opening, after the Building Sewers are laid the earth must be laid in layers of not more than 12 inches in depth, and each layer thoroughly compacted to a minimum of 95% of Proctor to prevent settling. This work, together with the replacing of sidewalks, gravel and paving must be done so as to make the street as good, at least, as before it was disturbed, and satisfactory to the

Village and County. No opening of the streets for tapping the pipes will be permitted when the ground is frozen, except in emergencies.

D. A permit from the Village or other appropriate governmental body shall be obtained prior to excavating in any street, alley, or other public way. Such permit shall be obtained and exhibited to the Village Public Works Director before a connection permit will be issued.

6.12 TAPPING THE MAINS.

A. No Person, except those having special permission from the Village will be permited under any circumstances to tap the mains or collection pipes. The kind and size of connection with the pipe shall be that specified in the permit or order from said Village.

B. Pipes should always be tapped on the top, and not within 15 inches (38 cm) of the joint, or within 36 inches (90 cm) of another lateral connection.

C. All connections to existing sewer mains shall be made with a saddle “T” or “Y” fitting set upon a carefully cut opening centered on the upper quadrant of the main sewer pipe and securely strapped on with corrosion resistant straps or rods, or with solvent welded joints in the case of plastic pipe. All connection shall be made to be watertight and gastight so as to exclude Infiltration into the Sewer System.

ARTICLE SEVEN-CONNECTIONS TO THE WASTEWATER COLLECTION SYSTEM

7.01 MANDATORY HOOKUP

A. The Village declares that the failure to connect to the Sewer System is contrary to the minimum health standards of said Village and fails to assure preservation of public health, comfort, and safety of the Village. The owner of each parcel of land adjacent to a sewer main on which there exists a building useable for human habitation or in a block through which such system is extended, shall connect to such system within 10 days of notice in writing from the Village. Upon failure to do so the Village may cause such connection to be made and bill the property owner for such costs. If such costs are not paid within thirty (30) days, such notice shall be assessed as a special tax lien against the property, pursuant to Wisconsin Statutes §381.45, provided however, that the owner may within thirty (30) days after the completion of the work file a written request with the Village stating that he cannot pay such amount in one sum and ask that it to be levied in not to exceed five (5) equal installments, and that the amount shall be so collected with interest at the rate of 15% per annum from the completion of the work.

B. In lieu of the above, the Village as its option may impose a penalty for the period that the violation continues, of an amount equal to 150% of the User Charge for the period in which the failure to connect continues.

7.02 MAINTENANCE OF SERVICES. The Utility shall maintain the Sewer Service within the limits of the Village for the street mains and Sewer Laterals, without expenses to the property owner, except when they are damaged as a result of negligence or carelessness on the part of the property owner, a tenant, or an agent of the property owner. All sewer services from the point of maintenance by the Sewer System to and throughout the premises must be maintained free of defective conditions, by and at the expense of the owner or occupant of the property.

7.03 SEPARATING MULTIPLE CONNECTIONS. When any sewer service is to be relaid and there are two or more buildings on each service, each building shall be disconnected from such service and a new sewer shall be installed for each building, unless a Private Wastewater System is approved by the Village.

7.04 After sewer connections have been made in a building or upon any premises, no plumber shall make any alterations, extensions or attachments unless the party ordering such work shall exhibit the proper permit.

7.05 RESERVE CAPACITY. Prior to permitting any connection or use of the Sewer System, the Village shall ascertain that the Sewer System has sufficient reserve capacity for volume. Suspendd Solids and BOD, to assure adequate collection and treatment of the additional Wastewater

contributed to the Sewer System. The Village reserves the right to refuse a connection or permit the requirements or this subsection cannot be met.

7.06 PERMITS-NOT GRANTED. Permits shall not be granted for the connection of Combined Sewers or Storm Sewer System. Connection of catch basin or curb inlets to any Sanitary Sewer directly or indirectly connected to the Sewer System is strictly prohibited.

7.07 RECORDS. Records of connections to the Sewer System shall be kept by the Village.

7.08 USER USE ONLY. No User shall allow others to connect to the Wastewater Collection system through his Building Sewers and Building Drains unless a permit for a Private Wastewater System has been granted.

7.09 USER TO PERMIT INSPECTION. Every User shall permit the Village or its duly authorized agent, at all reasonable hours of the day, to enter their premises or building to examine the pipes and fixtures, and the manner in which the drains, and sewer connections operate; and they must at all times, frankly and without concealment, answer all questions put to them relative to its use.

7.10 VILLAGE RESPONSIBILITY. The Village and its agents and employees shall not be liable for damages occasioned by reason of the breaking, clogging, stoppage, or freezing of any Building Sewers or Building Drains, nor form any damage arising from repairing mains, making connections or extensions or any other work that may be deemed necessary. The right is hereby reserved to cut off sewer service at any time for the purpose of repairs, or any other necessary purpose, any permit granted or regulation to the contrary not-withstanding. Whenever it shall become necessary to shut off the sewer service within the district of the Village, the Village shall, if practicable, give notice to each and every use affected of the time when such service will be so shut off.

7.11 USER TO KEEP IN REPAIR. All Users shall keep their own Building Sewers and Building Drains in good repair and protected from frost, at their own expense, and shall prevent unnecessary overburdening of the sewer system.

ARTICLE EIGHT-PRIVATE WASTEWATER SYSTEMS

8.01 APPLICATION TO CONNECT NEW PRIVATE WASTEWATER SYSTEM.

A. Any Person located within the corporate limits of the Village desiring to connect a proposed Private Wastewater System to the Sewer System shall make a written application to the Village for permission to make such connection or use. The application shall include a statement of the location or locations at which is it desired to connect, and a statement of the character of the Wastewater to be transmitted.

B. The Village may select an engineering consultant to design all proposed new Private Wastewater Systems. All costs and expenses incident to the design and building including engineering, permits and other fees associated with the construction or hookup to the Sewer System shall be borne by the Person requesting the connection. The Person shall secure and furnish proof of an escrow account for the estimated amount of the design costs, and amount to be determined by the Village. The account shall be so arranged and an escrow agreement executed between the Person, the bank, the Village to allow the latter to withdraw amounts from the account. The amount shall be sufficient to cover payments to all parties under contract with the Village for the design of the new Private Wastewater System. This money will not be refunded if the project does not proceed to construction.

8.02 ALTERATIONS. Alterations to the existing Private Wastewater Systems connected to the Sewer System, shall be treated as proposed new Private Wastewater Systems. The Village may modify this provision if the sewer is not directly connected to the Village Sewer System and providing the Person has previously presented and has had approved a general overall sewer plan. If such a modification is made, it will be done in writing and shall be kept on file by the Village.

8.03 PERMIT TO CONNECT. Prior to permitting such connection or use is requested. If the Village finds such system to be in satisfactory condition, it will grant a permit for such connection or use. If the Village find such system to be defective in operation, construction, design, or maintenance, the Village will so notify the Applicant and will advise the applicant upon completion of the specified

alterations, new construction, or changes in supervision or operation, a permit will be granted. Should the plans or specifications not be approved, one copy will be returned to the applicant who will be informed as to the reason for nonapproval.

8.04 INSPECTION AND SUPERVISION DURING CONSTRUCTION. During the construction of any Private Wastewater System which the Village has approved, the Village may, from time to time, inspect the same to see that said work is being done in accordance with the approved plans and specifications. Failure to make such inspections shall not nullify the rights of the Village to require reconstruction should non-adherence to approved plans be subsequently discovered. The construction of Private Wastewater Systems shall be under the direction of a Wisconsin Registered Professional Engineer or Master Plumber (if plan approval was obtained under his license). The Engineer of Master Plumber shall keep accurate records of the location, depth, and length of the sewers as built, and of the location of the Y-branches or slants.

8.05 PHYSICAL CONNECTION. All proposed sewer connections of a Private Wastewater System shall be planned to be made at a manhole with the flow lines of the connecting sewer being at or below the manhole shelf or the connections shall be made through an approved drop. At least 24 hours before connection is made, it must be done in the presence of a Village's designated inspector.

ARTICLE NINE-SEPTICE TANKS AND HOLDING TANK WASTE

9.01 SEPTIC TANKS AND HOLDING TANKS PROHIBITED. The maintenance and use of septic tanks, holding tanks or other private disposal systems within the corporate limits are of the Village are hereby declared to be a public nuisance and a health hazard. The use of these systems is prohibited unless a special permit is obtained from the Village. Upon abandonment of the septic tank or holding tank, the tank, shall be closed or removed in a manner acceptable to the Village and in compliance with all statutes and regulations.

9.02 SEPTIC TANK AND HOLDING TANK DISPOSAL

A. No Person in the business of gathering and disposing of septic tank or holding tank waste shall transfer such material into any disposal are of manhole located within the Village boundaries unless a permit for disposal has been first obtained from the Village. Written application for this permit shall be made to the Village and shall state the name and address of the applicant; the number of its disposal units; and the make, model and license number of each unit. Permits shall be non-transferable except in case of replacement of the disposal unit for which a permit shall have been originally issued. The permit may be obtained upon payment of a fee. Annual fees shall be established by the Village. Any applicant for a permit shall furnish a bond to the Village in an amount determined by the Village. The Village may impose such conditions as it deems necessary on any permit granted. Bills shall be mailed on a monthly basis and if payments are not received in 30 days thereof, disposal privileges will be suspended.

B. Any commercial hauler of septic tank or holding tank waste agrees to carry public liability insurance in an amount not less than one million dollars ($1,000,000) and to protect any all Persons or property from injury and/or damage caused in any way or manner by any act, of failure to act, by any of his employees. A certificate of such insurance to be in full force and effect shall be furnished to the Village.

C. Any wastes discharged into the treatment system shall be of domestic origin and will comply with the provisions of nay and all applicable ordinances of the Village. A discharger shall not deposit or drain any substances prohibited by §3.04 into any manhole or allow any earth, sand, or solid material to pass into any part of the Sewer System.

D. Any Person or party disposing of septic tank or holding tank wastes agrees to indemnify and save harmless the Village from any and all liability and claims for damage arising out of or resulting from said disposal.

ARTICLE -DAMAGE OR TAMPERING WITH WASTEWATER FACILITIES

10.01 WILLFUL, NEGLIGENT OR MALICIOUS DAMAGE. No unauthorized person shall maliciously, willfully or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment, which is apart of the of the Sewer System.
10.02 LIABILITY FOR LOSSES. Any person who intentionally, negligently, or accidently, violates any provision of this Ordinance shall be liable to the Village, any User, or any downstream Person, for any expense, loss or damaged occasioned by reason of such violation which the Village, any User, or any downstream Person may suffer as a result thereof. This section shall be applicable whether or not a written notice of the violation was given as provided in §11.01 and without consideration for any penalties which my be imposed for a violation of this Ordinance.

ARTICLE ELEVEN- VIOLATIONS AND PENALTIES

11.01 WRITTEN NOTICE OF VIOLATION. Any Person found to be violating any provision of this Ordinance shall be given (by personal delivery or regular mail) by the Village, a written notice stating the nature of the violation and providing a reasonable time for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.
11.02 CONTINUED VIOLATIONS. Any person or any officer, agent or employee thereof, who shall continue any violation beyond the notice time limit provided in §11.01, upon conviction thereof, pay a forfeiture of not less then twenty-five ($25.00) nor more than Two Thousand Five Hundred Dollars ($2500.00) together with the costs of prosecution. In default of payment of such forfeiture and costs, said violator shall be imprisoned in the Taylor County Jail until such forfeiture and costs are paid, bot not exceeding 90 days. This, however, shall not bar the Village from enforcing the mandatory hook-up provision in §7.01 or any other right the Village may have.
11.03 TOXIC SUBSTANCES. Any User discharging Toxic Substances shall be liable for any increased operation, maintenance, and Replacement Costs caused by said discharge, in addition to any other charge or penalties herein.
11.04 DAMAGE OR RECOVERY. The Village shall have the right to recover an expense incurred by the Village for the repair of any property owned by the Village damaged in any manner from the Person responsible for such damage.

ARTICLE TWELVE, BILLING PRACTICE AND USER CHARGES

12.01 BILLING PERIOD. Annual User Charges for all customers shall be billed on a monthly basis for first ten months of each year (January-October.
12.02 PAYMENT. User Charges shall be included as separate items on the regularly monthly statement for Wastewater services or as otherwise determined by the Village. User Charges shall be payable at the Office of the Village or at any other officially designated location.
12.03 NOTIFICATION. Each User shall be notified annually, in conjunction with a regular bill, of the User Charge schedule attributable to Wastewater treatment services including an explanation of the charges.
12.04 BILLING. The property owner is held responsible for all bills on premises that he owns. All bills and notices of any nature, relative to the sewer service, will be addressed to the owner and/or occupant and delivered to the addressee by first class mail.
12.05 FAILURE TO RECEIVE BILL NO EXCUSE. Every reasonable care will be exercised in the proper delivery of bills. Failure to receive a bill, however, shall not relieve any Person of the responsibility for payment of User Charges within the prescribed period nor exempt any Person from any penalty imposed for delinquency in the payment thereof.
12.06 DELINQUENT BILLS. Delinquent bills, fines, penalties and charges shall be collected and taxed and shall be a lien on the property served pursuant to the provisions of Wisconsin Statutes §66.076(7) and 66.069(1).

12.07 USER CHARGES. The annual User Charge for 2000 has been established at $420 per year. Rate increase will be made as necessary to provide funds for operating and maintaining the Sewer System and to retire debt associated with the Sewer System. Any rate increases shall take effect and be in force on January 1 of the next year. In October of each year, the Village of Stetsonville shall conduct an annual audit, the purpose of which shall be to re-establish the equity and adequacy of the User charges relative to changes in system operations and maintenance costs. Users shall have the option of paying the User Charge by either paying it all in full by October 15th of the year in question or by paying one-tenth of the User Charge each month for the months of January through October, inclusive of the year in question.
12.08 MULTIPLE USER CHARGES. The Village may charge a User a multiple User Charge for a location based on the estimates of the amount of Wastewater the User is discharging, the character of Wastewater, User Class and additional relevant factors.
12.09 FREE SERVICE. No User shall receive free service or pay a User Charge less than the User Charge determined by the Village Board, except pursuant to any agreement made before the enactment of this ordinance.

ARTICLE THIRTEEN-MISCELLANEOUS

13.01 REPEAL OF CONFLICTING ORDINANCES. All ordinances or parts of ordinances or regulation or parts of regulations in conflict with this Ordinance are hereby repealed.
13.02 INVALIDATION CLAUSE. Invalidity of any section, clause, sentence, or provision in this Ordinance shall not affect the validity of any other sections, clause, sentence, or provision of this Ordinance which can be given effect without such invalid part or parts.
13.03 AMENDMENT. The Village, through its duly qualified officers, reserves the right to amend this Ordinance in part or in whole wherever it may deem necessary.

ARTICLE FOURTEEN-ENACTING CLAUSE

14.01 DATE OF APPROVAL. Passed and adopted by the Village Board, of the Village of Stetsonville in the County of Taylor, and the State of Wisconsin, on the 13th day of June, 2000.
14.02 The Village Clerk shall post this Ordinance in three public places in the Village and file and record proof of such posting in the Village records.
14.03 The Ordinance shall take effect on the day after the proof of posting required by §15.02 has been filed and recorded in the Village records.

MEMORANDUM OF ACTION

At a regular meeting of the Village Board of the Village of Stetsonville held at the Jean M. Thomsen Memorial Library on the 13th day of June, 2000, the above and foregoing Ordinance was:

Introduced and moved for adoption by: Art Wild
Second by: Lita Zuleger
Record of Vote: Aye: 4 Nay: 0
Said Ordinance was declared adopted

APPROVED:
/s/ Randall Mayer, Village President

ATTEST:
/s/ Luanne Olson, Village Clerk

CERTIFICATE OF POSTING

I, THE UNDERSIGNED Clerk of the Village of Stetsonville, do hereby certify that copies of the foregoing Ordinance were posted in the following three public places in the Village of Stetsonville on June 14, 2000;

The Village Hall, The Stetsonville Post Office and the Village Shop

Further, that the proof of said posting (this certificate) was file and recorded in my office on June 14, 2000.

/s/ Luanne Olson, Village Clerk