

**THE FOLLOWING ORDINANCE WAS SPONSORED BY COUNCIL MEMBER ZUCKERMAN; MOVED FOR ADOPTION BY COUNCIL MEMBER ZUCKERMAN; SECONDED FOR ADOPTION BY COUNCIL MEMBER MCGUIRE**

**ORDINANCE NO. 24-40**

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF MANDEVILLE AMENDING SECTIONS 17-15, 17-77 OF CHAPTER 17, AND DIVISIONS 17 AND 19 OF APPENDIX C (FEES AND FINES) OF THE CITY OF MANDEVILLE CODE OF ORDINANCES AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH**

**WHEREAS**, the City Council of Mandeville approved and codified Chapter 17 of the City of Mandeville Code of Ordinances for the use and regulation of authorized uses of City Water and Sewer;

**WHEREAS**, The Water Sector Commission approved a Grant from the Water Sector Fund for a City of Mandeville Water System Project to be administered by the Louisiana Division of Administration; and,

**WHEREAS**, A cooperative endeavor agreement between the City of Mandeville and the Louisiana Division of Administration was executed by the City of Mandeville, which obligated the Louisiana Division of Administration to perform a Water and Wastewater Utility Rate Study for the City of Mandeville before the grant funds would be released for the City of Mandeville Water System Project; and

**WHEREAS**, The Louisiana Division of Administration contracted Manchac Consulting Group to prepare the Water and Wastewater Utility Rate Study for the City of Mandeville; and

**WHEREAS**, Manchac Consulting Group completed the Water and Wastewater Utility Rate Study dated October 2023 for the Louisiana Division of Administration and presented to the City of Mandeville Staff and City Council for acceptance, which the City Council accepted on November 16, 2023;

**WHEREAS**, the City Council authorized the City to further engage the professional services of Manchac Consulting Group to provide rate model support to the City; specifically, for the purpose of examining the impacts of creating a water demand charge that is based on meter size, examining adding additional tiers to the water volume rate, and developing a wastewater volume rate based on planned changes in the way the City bills wastewater;

**WHEREAS**, the rate model proposed after the Water and Wastewater Utility Rate Study for the City identified numerous changes to Chapter 17 of the Code of Ordinances that are needed to support the City with a rate model structure that accurately reflects the usage of the municipal water and sewer system by each customer; and

**WHEREAS**, the City Council desires to amend Chapter 17 and Appendix C (fee schedule) of the Code of Ordinances to address the incorporate the recommendations of the Water and Wastewater Utility Rate Study, including but not limited to section 17-15, section 17-77 as amended, the changes to which are illustrated in Exhibit “A”;

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council of the City of Mandeville, that Section 17-15 of City of Mandeville Code of Ordinances be amended to read:

***Sec. 17-15- Monthly municipal water and sewer system charges; calculation and levy thereof; collection of overdue charges.***

- (a) *Monthly water user charges.* The City of Mandeville shall levy, bill and collect from residential, commercial, irrigation and other customers a monthly water charge as set forth in division 17 of appendix C of the City of Mandeville Code of Ordinances. This charge shall be comprised of a monthly minimum charge, which shall include the first 3,000 gallons of use and be based on the meter size providing water service to the customer. This charge shall also be comprised of a volume component.
- (b) *Monthly sewer use charges.* The City of Mandeville shall levy, bill and collect from residential and commercial customers a monthly sewerage charge as set forth in division 17 of appendix C of the City of Mandeville Code of Ordinances. This charge shall be comprised of a monthly minimum charge, which shall include the first 3,000 gallons of use. This charge shall also be comprised of a volume component. The volume component will be calculated as the actual monthly water usage billed minus 3,000 gallons time the applicable volume rate shown in division 17 of appendix C of the City of Mandeville Code of Ordinances.
  - a. In the event that a customer does not receive water service from the City of Mandeville, the same methodology as outlined above will be used with residential customer be billed for 4,000 gallons of wastewater use and commercial customer being billed for 18,000 gallons of wastewater use.
- (c) *Overdue charges.* Any charges levied herein which remain unpaid for sixty (60) days past the due date shall be subject to collection through the Louisiana Municipal Advisory and Technical Services Bureau Corporation Offset Claims Program. Overdue charges will be offset from the individual income tax refund of the consumer. Should payment be collected through the Offset Claims Program, the fee as set forth in division 17 of appendix C of the City of Mandeville Code of Ordinances will be charged the consumer, in addition to all other charges, interest, and penalties collected. Pursuant to L.R.S. 33:361, the agreement with the Louisiana Municipal Advisory and Technical Services Bureau Corporation for participation in the Offset Claims Program in the form attached hereto is approved, and the mayor is authorized to execute it.

**NOW, THEREFORE, BE IT FURTHER ORDAINED**, by the City Council of the City of Mandeville, that Section 17-77 of City of Mandeville Code of Ordinances be amended to read:

***Sec. 17-77. High Strength Wastewater User charges.***

***(a) Subcharge for excessive pollutant concentrations.***

(1) *Determination of excessive pollutant concentrations.* The superintendent of sewers will be responsible for determining which users have sewage with excessive pollutant concentrations. Users who have effluent that exceeds normal loading are responsible for self-monitoring. The superintendent will determine the users who are liable for surcharges either by individual testing or by using industry standards. If a user disputes his surcharge the burden of proof will be upon the user to show that his effluent meets normal loading characteristics.

(2) *Conventional pollutants.* In the event that conventional pollutant concentrations from a user exceed the normal range of strength of normal wastewater, a surcharge shall be levied. The use of such a surcharge would be necessary if a user discharging a wastewater has a higher range of strength, is located within the city and desires to have wastewater treatment service. The surcharge would be by the following formula:

$$Cs = (Bc(b) + Sc(S)) \times Vu$$

Where Cs = Surcharge for sewage of excessive strength.

Bc = O and M cost for treatment of a unit of BOD.

b = Concentration of BOD from a user above a base level of 220 mg/l.

Sc = O and M cost for treatment of a unit of suspended solids (SS).

S = Concentration of SS from a user above a base level of 220 mg/l.

Vu = Volume concentration from a user per unit of time.

(3) *Nonconventional pollutants.* In the event that objectional pollutants or other nonconventional pollutants are discharged into the system and cause an increase in the cost of managing the effluent or sludge of the treatment works, the city shall take action to determine such cost and levy a surcharge to that user.

**NOW, THEREFORE, BE IT FURTHER ORDAINED**, by the City Council of the City of Mandeville, that Appendix C, Fees and Fines of City of Mandeville Code of Ordinances be amended to read:

DIVISION 17

WATER AND SEWERS

***Sec. 17-12. Deposits for water meters prescribed.***

The following deposits for water meters shall be paid before water service is furnished to a customer:

¾" meter	\$150.00	1" meter	\$200.00
1 ½" meter	\$500.00	2" meter	\$700.00
Greater than 2" meter	Actual cost from vendor		

***Sec. 17-13. Charge for turning on water.***

After the first turning on of the water to any consumer, a charge of fifty dollars (\$50.00) shall be paid in advance for any turning on of water thereafter, in addition to all charges, no matter from what cause cut off, except that no charge shall be made after cutting off for repairs or extensions.

***Sec. 17-14. Monthly water service charges; collection of overdue charges.***

*Demand Charge*

Meter Size	Monthly Charge
5/8" or 3/4"	\$10.40
1"	\$17.37
1 1/2"	\$34.63
2"	\$55.43
3"	\$104.00
4"	\$173.37
6"	\$346.63

8"	\$554.63
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Volume Charge

Gallons	Residential
First 3000 gallons	\$0.00 (Included in demand charge above)
3,001 to 10,000 gallons	\$1.14 per 1,000 gallons
10,001 to 25,000 gallons	\$1.71 per 1000 gallons
25,001 to 50,000 gallons	\$2.57 per 1000 gallons
All over 50,000 gallons	\$5.13 per 1000 gallons

Gallons	Commercial
First 3000 gallons	\$0.00 (Included in demand charge above)
All over 3,000 gallons	\$2.37 per 1,000 gallons

Gallons	Irrigation
First 3000 gallons	\$0.00 (Included in demand charge above)

All over 3,000 gallons	\$3.85 per 1,000 gallons
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A late fee of twenty-five dollars (\$25.00) will be charged to the customer, in addition to all other charges, interest, and penalties collected.

***Sec. 17-15. Monthly municipal sewer system charges; calculation and levy thereof; collection of overdue charges.***

Gallons	Residential	Commercial
First 3000 gallons	\$12.00	\$20.00
All over 3,000 gallons	\$3.25 per 1000 gallons	\$4.06 per 1000 gallons

A late fee of twenty-five dollars (\$25.00) will be charged the consumer, in addition to all other charges, interest, and penalties collected.

***Sec. 17-29. Special fees for citizens sixty-five years of age or older.***

Fee	Price
Water Fee	\$5.00/month
Garbage & Trash Collection Fee	\$6.00/month
Sewerage Fee	\$4.00/month
Any other designated special fee	50% of normally levied fee or \$1.00, whichever is greater

Customers who qualify for the special fees who are not connected to the municipal water system shall be levied and billed the aggregate total of other municipal services not to exceed eight dollars (\$8.00) per month.

DIVISION 19

PLANNING AND DEVELOPMNT (COMPREHENSIVE LAND USE REGULATION  
ORDINANCE)

**5.2.5.5 Water and Sewer Connection Fees**

1. *Water Connection Fees:*

3/4" tap	\$600.00
1" tap	\$800.00
1/5" tap	\$1,000.00
2" tap	\$1200.00
Contractor's deposit	Same as meter deposit and based on required meter size
Water connection inspection fee	\$50.00

2. *Sewer Connection Fees:*

4" tap	\$1,000.00
6" tap	\$1,200.00
Sewer connection inspection fee	\$50.00

3. *Reduction of Fee:* The City may reduce the normal connection fee charged by the City from \$1,000 to \$500 for residences mention in section 17-29 of the City Code. Owner must bear the cost of extending the sewer line to connect to the City's clean-out at the property line.

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect immediately upon the signature of the Mayor.

**BE IT FURTHER ORDAINED** that the Clerk of this Council be, and she is hereby authorized and empowered to take any and all actions which she, in the exercise of her discretion, deems necessary to promulgate the provisions of this Ordinance.

The Ordinance being submitted to a vote, the vote thereon was as follows:

AYES: Zuckerman, McGuire, Strong-Thompson, Vogeltanz, Discon

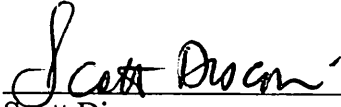
NAYS: 0

ABSTENTIONS: 0

ABSENT: 0

and the Ordinance was declared adopted this 9th day of January, 2025.

  
\_\_\_\_\_  
Alicia Watts  
Clerk of Council

  
\_\_\_\_\_  
Scott Discon  
Council Chairman



**SUBMITTAL TO MAYOR**

The foregoing Ordinance was **SUBMITTED** by me to the Mayor of the City of Mandeville this 13<sup>th</sup> day of January 2025 at 1:30 o'clock P.m.

Alicia Watts

Alicia Watts, CLERK OF COUNCIL

**APPROVAL OF ORDINANCE**

The foregoing Ordinance is by me hereby **APPROVED**, this 14<sup>th</sup> day of January, 2025 at 9:05 o'clock a. m.

L. Clay Madden  
L. Clay Madden, MAYOR

**VETO OF ORDINANCE**

The foregoing Ordinance is by me hereby **VETOED**, this \_\_\_\_\_ day of \_\_\_\_\_, 2025, at \_\_\_\_\_ o'clock \_\_\_\_\_. m.

\_\_\_\_\_  
L. Clay Madden, MAYOR

**RECEIPT FROM MAYOR**

The foregoing Ordinance was **RECEIVED** by me from the Mayor of the City of Mandeville this 14<sup>th</sup> day of January 2025 at 10 o'clock a. m.

Alicia Watts

Alicia Watts, CLERK OF COUNCIL

**CERTIFICATE**

**I, THE UNDERSIGNED** Clerk of the City Council of the City of Mandeville do hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Mandeville at a duly noticed, called and convened meeting of said City Council held on the 9<sup>th</sup> day of January 2025 at which a quorum was present and voting. I do further certify that said Ordinance has not thereafter been altered, amended, rescinded, or repealed.

**WITNESS MY HAND** and the seal of the City of Mandeville this 14<sup>th</sup> day of January 2025.

Alicia Watts

Alicia Watts, CLERK OF COUNCIL