

Resolution No. R-65-2024

**RESOLUTION ADOPTING AN UPDATED SCHEDULE OF FEES AND CHARGES FOR LVMC
CHAPTER 14.17 (WASTEWATER COLLECTION, PRETREATMENT AND TREATMENT)**

WHEREAS, the City Council has adopted LVMC Chapter 14.17 relating to wastewater collection, pretreatment and treatment; and

WHEREAS, LVMC 14.17.090 authorizes the City Council to establish by resolution a schedule of fees and other charges related to wastewater collection, pretreatment and treatment under LVMC Chapter 14.17; and

WHEREAS, in 1994 the City Council, under a previous version of Chapter 14.17, adopted such a schedule by means of Resolution R-121-94; and

WHEREAS, the list of fees and other charges in Resolution R-121-94 needs to be updated in order to address current conditions; and

WHEREAS, the City Council desires, by means of this Resolution, to adopt a new schedule to include the list of fees and charges applicable to Chapter 14.17.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AS FOLLOWS:

1. The attached Schedule of Fees and Charges applicable to LVMC Chapter 14.17 is hereby adopted.
2. This Resolution and the incorporated Schedule shall supersede Resolution R-121-94.
3. Resolution R-121-94 is hereby repealed.

PASSED, ADOPTED, AND APPROVED this _____ day of _____, 2024.

CITY OF LAS VEGAS

ATTEST:

BY _____
CAROLYN G. GOODMAN, Mayor

DR. LUANN D. HOLMES, MMC
City Clerk

APPROVED AS TO FORM

Val Steed,

Date

Deputy City Attorney

SCHEDULE OF FEES AND CHARGES

LVMC CHAPTER 14.17 WASTEWATER COLLECTION, PRETREATMENT AND TREATMENT

Fees and other charges authorized and required under LVMC Chapter 14.17 are as set forth below. Except as otherwise specifically indicated, all fees and charges listed below are independent of and in addition to:

- Each other, and
- Fees and charges payable under any other provision of the Las Vegas Municipal Code, including LVMC Chapter 14.04 (relating to sewer service charges).

Annual Permit/Authorization Fee for Industrial Users

SIU, CIU or Zero Discharger (Class I)	\$615
Non-SIU (Class II)	\$185
Temporary (Class II)	\$185 (plus \$100 monthly)

Compliance Monitoring Fees

Each industrial user shall pay compliance monitoring fees for the work by staff and contractors related to inspections, sampling, data review and analysis pertaining to the wastewater associated with the industrial user. Such fees shall be on a time and material basis and shall include the following:

- Time spent by inspectors, which shall be assessed at a burdened rate of \$100 per hour (which rate includes equipment).
- Laboratory fees for contracted laboratories performing wastewater analysis shall be assessed based on standard industry rates for Nevada certified laboratories.

Surcharges for Wastewater Exceeding Thresholds Established in LVMC Chapter 14.17

<u>Parameter</u>	<u>Dollars per Pound</u>
Biochemical Oxygen Demands	\$0.18
Total Suspended Solids	\$0.31
Phosphorus	\$9.54
Ammonia (as N)	\$2.48

Noncompliance Fees

For noncompliance with concentrations, mass emission rates or conditions that are specified in an industrial wastewater permit, authorization to discharge, or other control mechanism, the City, at its discretion, may assess noncompliance fees in an amount not to exceed \$100 per day, in accordance with LVMC 14.17.090.

Administrative Fines (LVMC 14.17.075)*

At its discretion the City may impose the following administrative fines:

Violation	Fine
Late report (semi-annual self-monitoring, baseline monitoring, 90-day monitoring, or resampling report)	\$100/day
Failure to properly meet signatory requirement (i.e. unsigned report, no certification statement or unauthorized signature)	\$100/event

Violation	Fine
Failure to report additional monitoring	\$100/sampling event
Failure to attend compliance meeting	\$200/meeting
Failure to meet compliance milestone date	\$100/day
Failure to post notices required by Municipal Code	\$100/event
Submission of invalid sampling results	\$500/event
Failure to properly document "chain of custody" for sampling	\$100/event
Failure to submit industrial waste permit application/survey within 30 days from date of request	\$100/event
Failure to report a change in business operation which may affect the wastewater constituents and characteristics of the discharge	\$500/event
Unauthorized discharge	\$500-\$10,000 per day per violation**
Failure to maintain proper records required by the Municipal Code	\$200/event
Violation constituting "significant noncompliance"	\$2,500/event
Failure to report slug loading, upset or bypass of pretreatment unit	\$500/event
Failure to notify the City within 24 hours of a discharge violation	\$100/event
Failure to provide required secondary containment	\$100 per day per violation
Failure to install or maintain a required "Best Management Practice"	\$100 per day per violation
Failure to comply with any other requirement of LVMC Chapter 14.17 not specified above	\$500-\$10,000 per day per violation**

* The imposition of administrative fines does not preclude the City from enforcing by means of available criminal penalties as set forth in LVMC 14.17.075.

**Administrative fine amount will be determined at the discretion of the City based on the severity of the violation.

Reconsideration and Appeal Fees

Request for Reconsideration (Director Level) \$500/Request
Appeal to City Council \$1,500/Appeal

Fees for the Disposal of Special Wastes

Fees for the disposal of special wastes will be developed on a case-by-case basis by the Director of Public Works.