ORDINANCE No. 184989

Amend Sewer User Charges Code to expand authorities for implementing a revised Extra Strength Discharge Program (Ordinance; amend Code Chapter 17.36)

The City of Portland ordains:

Section 1.   The Council finds:

1.   The Bureau of Environmental Services (BES) is authorized to develop and manage the city's sanitary sewer facilities to adequately convey, manage and protect the City sewage treatment systems. The City has had increasing problems with sewer backups and overflows related to root and grease blockages. During the last decade, the city and other jurisdictions in the region have undertaken a variety of regulatory and educational programs to reduce the amount of grease discharged into sewer systems.

2.   The City has a regulatory obligation to provide adequate maintenance and prevent blockages under the federal Capacity, Management, Operations and Maintenance (CMOM) provisions of the Clean Water Act regulations and the associated National Pollutant Discharge Elimination System (NPDES) treatment plant permits (Oregon State Permits #26-0100 and 101614).

3.   The City of Portland Cut Through the FOG program is the latest incarnation of the city's grease management efforts. The program looks at regulatory and financial incentives to drive enhanced capture and recycling of grease products that otherwise would be discharged to the city's sewer and drainage systems.

4.   Chapter 17.36 of the Portland City Code authorizes the city to collect fees for use of the city's sewer and drainage system. The existing code language of 17.36.110 establishes a fee for extra strength wastewater discharges. The proposed Code expands that authorization to allow use of existing rates with a new class average billing methodology which more equitably distributes the City extra strength discharge treatment costs across a broader group of dischargers.

5.   The Bureau of Environmental Services is currently developing administrative rules that will detail how the code will be implemented, and anticipate public review of those rules in late fall of 2011.
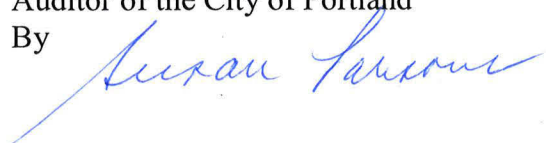
NOW, THEREFORE, the council directs:

a.   Amend PCC Chapter 17.36 as set forth in Exhibit A of this Ordinance.

b.   Authorize the Director of BES to establish and amend administrative rules to implement the Extra Strength Discharge and the Cut Through the FOG program through a public review process.

Passed by the Council,
Dan Saltzman   NOV 09 2011
Commissioner of Public Affairs

Matthew Criblez]
[October 17, 2011]

LaVonne Griffin-Valade
Auditor of the City of Portland
By

                                        Deputy

1166 1197

Agenda No.
ORDINANCE NO. 184989
Title

Amend Sewer User Charges Code to Expand Authorities for Implementing a Revised Extra Strength Discharge Program. (Ordinance; Amend Code Chapter 17.36).

INTRODUCED BY Commissioner/Auditor: Saltzman	
COMMISSIONER APPROVAL	
Mayor—Finance and Administration - Adams	
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Leonard	
BUREAU APPROVAL	
Bureau: BES Bureau Head: Dean Marriott	
Prepared by: Dawn Hottenroth Date Prepared: October 17, 2011	
Financial Impact & Public Involvement Statement Completed ☒ Amends Budget ☐	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes ☐ No ☒	
Council Meeting Date **November 2, 2011**	
✓ **City Attorney Approval** ✓ Toni	

CLERK USE: DATE FILED ___OCT 2 8 2011___

LaVonne Griffin-Valade
Auditor of the City of Portland

By: _____
Deputy

ACTION TAKEN:

NOV 02 2011 **PASSED TO SECOND READING**   NOV 09 2011 9:30 A.M.

AGENDA
TIME CERTAIN ☐ Start time: _____
Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT ☐
REGULAR X Total amount of time needed: 0 (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams		