

**RESOLUTION NO. 1213**

**A RESOLUTION AMENDING RESOLUTION 1150 REGARDING THE REFERENCE TO ORDINANCE 1292**

**WHEREAS**, the Canby City Council adopted Resolution 1150 on April 17, 2003 which sets industrial waste discharge limits, defines normal wastewater pollutant concentrations, requires industrial wastewater discharge permit fees, and establishes fees and charges for the testing of industrial wastewater; and

**WHEREAS**, Resolution 1150 refers to Ordinance 1292 which has been repealed and replaced with another ordinance; and

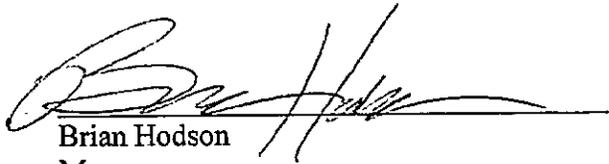
**WHEREAS**, to be consistent with other resolution and ordinance wording it is the wish of the City Council that all references to Ordinance 1292 be replaced with the word "Canby Municipal Code Chapter 13.16" which is the sewer use ordinance.

**NOW THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Canby as follows:

1. All reference to Ordinance 1292 in Resolution 1150 shall be replaced with the wording Canby Municipal Code Chapter 13.16.

This resolution shall take effect on April 15, 2015.

**ADOPTED** by the Canby City Council at a regular meeting thereof on April 15, 2015.

  
Brian Hodson  
Mayor

ATTEST:

  
Kimberly Scheafel, MMC  
City Recorder

**RESOLUTION NO. 1150**

**A RESOLUTION SETTING INDUSTRIAL WASTE DISCHARGE LIMITS, DEFINING NORMAL WASTEWATER POLLUTANT CONCENTRATIONS, REQUIRING INDUSTRIAL WASTEWATER DISCHARGE PERMIT FEES, ESTABLISHING FEES AND CHARGES FOR THE TESTING OF INDUSTRIAL WASTEWATER, AND THEREFORE REPEALING RESOLUTION NO. 765.**

**WHEREAS**, the Canby City Council is required, by Ordinance No. 1292, to establish local discharge limits for pollutants that may be introduced into the municipal sewer system; and

**WHEREAS**, the following discharge limits have been recommended to the City Council by the City Administrator and are in accordance with the Clean Water Act (33 U.S.C. 1251 et. seq.); and

**WHEREAS**, all industrial users listed as Categorical Industrial Users codified by 40 CFR Chapter I, Subchapter N, Parts 405 - 471, or determined to be a Significant Industrial User as defined in Ordinance No. 1292, are required to obtain an Industrial Wastewater Discharge Permit which will be valid for five (5) years; and

**WHEREAS**, all significant industrial users under the Industrial Pretreatment Program will be sampled and inspected bi-annually for compliance with Ordinance No. 1292 and this Resolution; and

**WHEREAS**, all costs associated with sampling, monitoring and laboratory analysis will be charged to the industrial user; and

**WHEREAS**, repealing the local discharge limits established in 2001, Resolution No. 765.

**NOW THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Canby as follows:

The following pollutant limits are established based on the DEQ approved City of Canby Local Discharge Limitations Report. The City shall publish and revise standards for specific prohibitions or limits on pollutants referred to as "Local Limits". These standards shall be developed in accordance with 40 CFR Section 403.5 and shall implement the objectives of Sewer Use Ordinance No. ~~1292~~

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The following Sections establish pollutants and concentration limits for all wastewater's domestic/commercial and industrial and are effective immediately, for the pollutants, as set forth below:

Section 1. Conventional Pollutants established in this section apply to all users of the City sewerage system. Discharges in excess of these limits are subject to extra strength charges as determined by the City Administrator or his delegate.

Calculations to determine extra strength charges will be based on the cost to treat these pollutants in lbs/day, when compared to the standard user fee for residential customers.

<i>ORGANIC POLLUTANT</i>	<i>DAILY AVERAGE Mg/L</i>	<i>WEEKLY AVERAGE Mg/L</i>	<i>MONTHLY AVERAGE Mg/L</i>
<i>BOD</i>	<i>350</i>	<i>350</i>	<i>300</i>
<i>TSS</i>	<i>350</i>	<i>350</i>	<i>300</i>
<i>AMMONIA (NH3-N)</i>	<i>35</i>	<i>35</i>	<i>30</i>
<i>PHOSPHOROUS (Ortzo)</i>	<i>10</i>	<i>10</i>	<i>8</i>
<i>OIL&amp;GREASE</i>	<i>150</i>	<i>150</i>	<i>100</i>

Section 2. The following limits are for heavy metals and other pollutants. Violations of these discharge limits are subject to enforcement actions and other penalties defined in Canby Municipal code chapter 13.16 and the Industrial Pretreatment Program Enforcement Response Guide:

<i>POLLUTANT</i>	<i>Uniform Concentration LimitM/liL</i>	<i>POLLUTANT</i>	<i>Uniform Concentration LimitM/liL</i>
<i>pH</i>	<i>6.0-10.0 su</i>	<i>LEAD(Pb)</i>	<i>3.03</i>
<i>ARSENIC (As)</i>	<i>2.58</i>	<i>MERCURY (Hf!)</i>	<i>0.37</i>
<i>CADMIUM (Cd)</i>	<i>1.47</i>	<i>NICREL(Ni)</i>	<i>10.17</i>
<i>CHROMIUM (Total)</i>	<i>12.82</i>	<i>SILVER (Ag)</i>	<i>0.75</i>
<i>COPPER(Cu)</i>	<i>0.63</i>	<i>ZINC(Z11)</i>	<i>10.41</i>
<i>CYANIDE (Cn)</i>	<i>5.50</i>		

**Section 3.** The initial fees and charges are as follows:

Industrial Wastewater Discharge Permit Fee \$ 5,000.00  
(permit valid for five [5] years from issue)

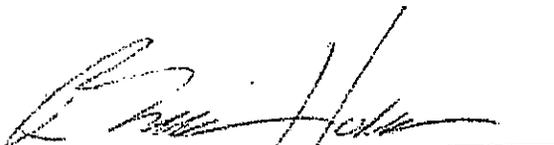
Industrial Wastewater Discharge Permit \$ 55.00 per hour  
application review fee

**Section 4.** Sampling and analysis fees for compliance will be passed on to the discharger on a cost basis, determined by the Canby Industrial Pretreatment Coordinator.

**BE IT FURTHER RESOLVED** that the Canby City Council hereby classifies the charges imposed herein as not being subject to the limitations imposed by Section 11 (b), Article XI of the Oregon Constitution and that the City Recorder is hereby directed to publish notice in accordance with ORS 310.145.

This resolution shall take effect on April 17, 2013.

**ADOPTED** by the Canby City Council at a regular meeting thereof on April 17, 2013.

  
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Brian Hodson  
Mayor

ATTEST:

  
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Kimberly Scheafer, MMC  
City Recorder