

LOCAL LAW

INTRODUCTORY NO. 3 - 1986

LOCAL LAW NO. 1 -1986

A LOCAL LAW AMENDING LOCAL LAW NO. 2 FOR THE YEAR 1984 ADDING A SECTION TO ESTABLISH USER CHARGE FOR CERTAIN INDUSTRIAL CONCERNS

BE IT ENACTED, by the Legislature of the County of Herkimer as follows:

Section 1. Local Law No. 2 for the year 1984, entitled, "A LOCAL LAW REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE WASTEWATER DISPOSAL, INSTALLATION AND CONNECTION OF BUILDING LATERALS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEMS; AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF; IN THE HERKIMER COUNTY SEWER DISTRICT, COUNTY OF HERKIMER, STATE OF NEW YORK; AND REPEALING LOCAL LAW NO. 5 FOR THE YEAR 1982.", is hereby amended by adding thereto a new Section 1004A to read as follows:

SECTION 1004A. Special User's Charge for certain industrial users. Notwithstanding the provisions of Section 1004, industrial users discharging pretreated wastewater within the parameters of "normal sewage" as defined in Section 603 at an average daily flow of 250,000 gallons per day or more calculated on the preceding month's actual flow, shall pay a user charge according to the following formula:

a. The formula for computing the user charge (UC) shall be $UC = [Q_p \times a) + (BOD_p \times b) + (SS_p \times c) + (N \times 30 \times d) \times e]$, where:

UC = User charge for each billing period.

Q_p = Average daily flow of pretreated process wastewater in gallons per day x e.

a = $0.62 \times$ Operation and Maintenance budget for billing period + average flow at wastewater treatment plant in gallons per day excluding infiltration/inflow (I/I estimated at 2.05mgd) x e.

BOD_p = Average daily BOD₅ loading of pretreated process wastewater in pounds per day x e.

b = $0.26 \times$ Operation and Maintenance budget for billing period + average daily BOD₅ loading at wastewater treatment plant in pounds per day x e.

SS_p = Average daily suspended solids loading of pretreated process wastewater in pounds per day x e.

c = $0.12 \times$ Operation and Maintenance budget for billing period + average SS loading at wastewater treatment plant in pounds per day x e.

d = Operation and Maintenance budget for billing period + average daily flow at wastewater treatment plant in gallons per day excluding infiltration/inflow x e.

e = Number of days in billing period.

N = The average number of employees on the Plant over the billing period. This number shall be supplied by user for use by the District in calculating the user charge.

b. The Operation and Maintenance budget, including replacement and administration costs, shall be calculated from the actual costs of the previous billing period.

c. The user charge shall be paid quarterly and shall be paid in advance for each quarter with an appropriate adjustment for actual usage to be made in succeeding quarter.

d. Users charged under this Section shall be entitled to a credit from the District for a percentage of any and all funds paid to the District by the State of New York in the form of a grant or otherwise on account of the District's operation and maintenance of the wastewater treatment facility and intercepting sewage system, such percentage to be equal to the percentage of such operation and maintenance costs paid by the user during the period for which such grant or other money applies. Such credit shall be given by reducing the user charge due or becoming due after the receipt of such grant or other money by the District.

Section 2. Insofar as the provisions of this Local Law are inconsistent with the provisions of any other local law or act, the provisions of this Local Law shall be controlling.

Section 3. This Local Law shall take effect after enactment by the Herkimer County Legislature in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

Dated: June 2, 1986.

Adopted: June 2, 1986.

Effective: June 2, 1986.

LOCAL LAW

INTRODUCTORY NO. 2 - 1986

LOCAL LAW NO. 2 - 1986

A LOCAL LAW INCREASING THE SALARIES OF SOME ELECTED COUNTY OFFICERS OR COUNTY OFFICERS APPOINTED FOR A FIXED TERM DURING THEIR TERM OF OFFICE

BE IT ENACTED by the County Legislature of the County of Herkimer as follows:

Section 1. The base annual salary of the County Clerk shall be the sum of Twenty Three Thousand One Hundred Seventy-Nine Dollars (\$23,179).

Section 2. The base annual salary of the County Treasurer shall be the sum of Twenty Three Thousand Six Hundred Fifteen Dollars (\$23,615).

Section 3. The base annual salary of the District Attorney shall be the sum of Twenty Three Thousand Six Hundred Fifteen Dollars (\$23,615).

Section 4. The base annual salary of the County Auditor shall be the sum of Eighteen Thousand Five Hundred Ninety-Nine Dollars (\$18,599).

Section 5. The base annual salary of the Director of Real Property Tax Service Agency shall be the sum of Twenty Five Thousand Nine Hundred Ninety-Six Dollars (\$25,996).

Section 6. The base annual salary of the County Attorney shall be the sum of Twenty Five Thousand Dollars (\$25,000).

Section 7. The base annual salary of the Commissioners of the Board of Elections shall be the sum of Eleven Thousand Four Hundred Ninety-Five Dollars (\$11,495).

Section 8. The base annual salary of the Manager of Data Processing shall be the sum of Twenty Six Thousand Six Hundred Thirty-One Dollars (\$26,631).

Section 9. The base annual salary of the Commissioner of Social Services shall be the sum of Thirty Five Thousand Two Hundred Ninety-Eight Dollars (\$35,298).

Section 10. The base annual salary of the Director of Veterans' Service Agency shall be the sum of Fifteen Thousand Six Hundred Seventy-Four Dollars (\$15,674).

Section 11. The base annual salary of the Director of the Office for the Aging shall be the sum of Nineteen Thousand Five Hundred Sixty-One Dollars (\$19,561).

Section 12. The base annual salary of the Commissioners of Civil Service shall be the sum of One Thousand Eight Hundred Thirty-Seven Dollars (\$1,837).

Section 13. The base annual salary of the Fire Coordinator shall be the sum of Four Thousand Three Hundred Twenty-Six Dollars (\$4,326).

Section 14. The base annual salary of the Sheriff shall be the sum of Twenty Five Thousand Three Hundred Ninety-Nine Dollars (\$25,399).

Section 15. The base annual salary of the Superintendent of Highways shall be the sum of Thirty Five Thousand Seven Hundred Dollars (\$35,700).

Section 16. The rate of compensation of the County Coroners shall be the sum of Fifty-Two and 50/100s Dollars (\$52.50) per call.

Section 17. The Salary Schedule for the year 1986 shall include the annual increments and longevity increments as they apply to each officer and employee listed in Sections 1 through 15 and shall take effect January 1, 1986.

Section 18. This Local Law shall take effect forty-five days after its adoption.

Dated: June 2, 1986.

Effective July 17, 1986.