



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution # TMP-3062

Submitted Department/Preparer: Water Services

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Amends Chapter 60, Sewers and Sewage Disposal, by updating language on diverted water uses where a significant portion of the water purchased is used in a manner that is not returned to the sanitary sewer system. This would include uses such as evaporation, irrigation, and water to product. In addition, this ordinance updates rates associated with industrial hauled wastes and updates language related to the Industrial Pretreatment Program, per Federal and State requirements.

Discussion

The Clean Water Act requires EPA through the Missouri Department of Natural Resources (MODNR) to issue water quality permits that define the quality of treated water from wastewater treatment plants to the receiving stream. These are renewed every five years. As a condition of the permits, the Sewer Ordinance is periodically updated. This is based on testing analytical data and best practices. The changes to the Sewer Ordinance require approval by the Council prior to final approval from MODNR. Changes occur as a result of internal and consultant review. The changes can be summarized as follows:

1. Local Discharge Limit Review. Sampling is conducted in the system to track various parameters and their concentrations. No changes to the existing limits are required. One parameter, sulfate, was added. Sulfates are the class of compounds including hydrogen sulfide, which at high levels can cause collection system pipes to deteriorate rapidly.
2. Incorporation of the Streamlining Rule. This revises several provisions of the ordinance as a result of changes to the Federal and follow-on state rules in the General Pretreatment Regulations (40 CFR Part 403). The sewer ordinance requires industrial dischargers to use treatment and best management practices to reduce or eliminate the discharge of harmful pollutants to sanitary sewers. The rule was implemented to reduce the overall regulatory burden on industrial users and owners such as the City and still provide the same level of environmental protection.
3. Other changes are of a housekeeping nature; ensure consistency with the NPDES regulations and/or to correct typographical errors; to update fines and fees; and to update the Hauled Sewage and Diverted Water Uses subsections.



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Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

Fees collected from hauling industrial wastes.

3. How does the legislation affect the current fiscal year?

It will yield additional revenue in FY2024 for hauled wastes that will cover the cost of hauling industrial waste.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

The fees adjusted for hauled wastes and diverted water uses will generate revenue to cover the costs associated with these items.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

These industrial hauled waste and diverted water use application fees will generate revenue to cover the cost of managing these items.

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

N/A

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?



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Infrastructure and Accessibility (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
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Prior Legislation

No prior legislation. This ordinance updates language in Chapter 60, specifically 60-2(2)©, 60-112, 60-116, 60-117, 60-121, 60-122, 60-125, 60-126, 60-128, 60-142, 60-143, 60-155, 60-157, 60-160, 60-161, 60-181, 60-183, 60-194.

Service Level Impacts

N/A

Other Impacts

1. What will be the potential health impacts to any affected groups?
None
2. How have those groups been engaged and involved in the development of this ordinance?
N/A
3. How does this legislation contribute to a sustainable Kansas City?
Enables Water Services Department to collect appropriate revenue for managing hauled wastes and diverted water uses.

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4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

N/A

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A