ORDINANCE NO. 25-02

AN ORDINANCE OF SANITARY AND IMPROVEMENT DISTRICT NO. 5, CASS COUNTY, NEBRASKA, TO ESTABLISH RULES AND REGULATIONS, FEES AND RATES FOR UTILITY SERVICES INCLUDING WATER, SANITARY SEWER AND RESIDENTIAL SOLID WASTE DISPOSAL SERVICES; TO REPEAL ALL ORDINANCES AND RESOLUTIONS IN CONFLICT; AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF SANITARY AND IMPROVEMENT DISTRICT NO. 5, CASS COUNTY, NEBRASKA:

Section 1. General provisions for water and sanitary sewer services offered by the District.

a. All homes, businesses and other properties which utilize water and sanitary sewer services shall connect to the District's water and sanitary sewer systems no later than completion of construction.

b. Once connected to the District's water and/or sanitary sewer systems, the owner or user of the property becomes a customer of the District.

c. All residences shall be subject to the residential solid waste upon completion of construction and receipt of their certificate of occupancy.

d. Billing shall be monthly for services received in the prior month.

e. Payment of all such billings is due by the 15TH day of each month and may be paid in the manners set forth on the District's website found at www.buccaneerbay-ne.org.

f. All payments shall be applied to the oldest outstanding invoice followed by any subsequent invoices regardless of any instructions received with the payment.

Section 2. Applicants for new water and sanitary sewer connections or replacement of a water meter and/or a meter transceiver unit (MXU) must pay all fees and costs in advance. New connections are subject to the following fees and costs:

a. One time connection fee and account setup fees: $1,000.00

b. Water meter cost: District's Cost

c. Meter transceiver unit (MXU) cost: District's Cost Account transfers, such as upon sale of a home with an existing service, are subject to a fee of $50.00.

Section 3. The Board of Trustees hereby determines that the fee structure for services and products provided by the District for water and sanitary sewer shall be revised as follows:

a. WATER SERVICE FEES

(1) Turn off/on charge, first time, during business hours after disconnection for delinquency: $ 100.00

(2) Turn off/on charge, all subsequent times, during business hours after disconnection for delinquency: $ 250.00

(3) Voluntary turn off charge during business hours: $ 100.00

b. WATER SERVICE USE RATES

(1) Base fee for up to 5,000 gallons: $ 19.00

(2) Additional charge per 1,000 gallons used based on gallons used:

5,001 to 10,000	$	4.00
10,001 to 20,000	$	5.00
Over 20,001	$	5.70

(3) Rates for service outside the district boundaries: 1.5 times of above rates

c. SEWER SERVICE USE FEES

(1) Wastewater Treatment Plant Debt Service Fee plus tax: $21.00
This fee continues and is billed per month to the property owner, regardless of whether water is turned on or off.

(2) Monthly base fee, plus tax: $19.00

(3) Rates for service outside the District boundaries: 1.5 times of above rates

d. RESIDENTIAL SOLID WASTE DISPOSAL FEES

(1) Fee for trash service provided through

third party contractor: $22.95

Section 4. DELINQUENT ACCOUNTS

a. Late accounts will receive a notice after 30 days. For payments which are over 45 days delinquent, the District will notify the resident via a disconnect notice served by certified United States mail, postage prepaid, and may thereafter shut off the water service and refuse to sell water to such water user. If water service is disconnected, in addition to the reconnection charge set forth above, the resident will be required to make a payment based on an estimated amount for the next month's water service together with payment in full of the delinquent amount.

b. To collect unpaid utility bills, the District may seek recovery in a civil action, or it may be certified to the county assessor and assessed against the premises served, and collected or returned in the same manner as other district taxes are certified, assessed, collected, and returned.

Section 5. For all checks or other forms of payment which are returned for insufficient funds, closed account or any other reason, there shall be imposed a $35.00 charge, plus any bank fees paid by the District.

Section 6. For all emergencies related to water and sanitary sewer, please see the District's website: www.buccaneerbay-ne.org. For water turn on and turn off, please attempt to provide at least 24 hours advance notice.

Section 7. All other ordinances and resolutions approved prior to the passage, approval, and publication or posting of this ordinance which conflict with these provisions are repealed.

Section 8. This ordinance shall take effect as of the December 2025 water meter reading for which payment is due in January 2026.

Passed and approved this 16TH day of December 2025.

Kurt W. Meisinger, Chair

ATTEST:

David L. Martin, Clerk