

ORDINANCE NO. 2026-30

AN ORDINANCE OF THE CITY OF SAGINAW, TEXAS, AMENDING CHAPTER 98, ARTICLE II, DIVISION 2, SECTION 98-55(a)(1)c AND ARTICLE IV, DIVISION 2, SECTION 98-265 OF THE SAGINAW CODE; ESTABLISHING THREE TIERS WITHIN THE GROUP III, CLASSED HIGH STRENGTH USER, INTERCEPTOR CLASSIFICATION BASED ON RATED INTERCEPTOR CAPACITY; ESTABLISHING CORRESPONDING TIERED MONTHLY CHARGES FOR NON-MONITORED COMMERCIAL/INDUSTRIAL CUSTOMERS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Saginaw, Texas (the "City"), is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council is authorized to regulate the discharge of fats, oils, grease, and sand into the City's wastewater system, and to establish fees related thereto; and

WHEREAS, the City Council finds it necessary and in the best interest of the City to further classify Group III, classed high strength users, under Section 98-55, Administration by permit, of the Code of Ordinances according to the rated capacity of their interceptors; and

WHEREAS, the City Council finds it necessary and in the best interest of the City to establish corresponding tiered monthly charges under Section 98-265 of the Code of Ordinances, applicable to non-monitored commercial/industrial customers classed as Group III, classed high strength users, based on such classification; and

WHEREAS, the City Council finds that the adoption of this Ordinance is in the best interest of the health, safety, and welfare of the citizens of the City of Saginaw, Texas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAGINAW, TEXAS, THAT:

SECTION 1.

Subsection (a)(1)c of Section 98-55 "Administration by Permit," of Division 2, "Industrial Waste," of Article II, "Sewage," of Chapter 98, "Utilities," of the Saginaw City Code, is hereby amended to read as follows:

- "c. Group III, Classed high strength users. Classed high strength users are restaurants, car washes or other businesses which can be classed according to an average strength or abnormal strength of their wastewater. Classed high strength users shall be further

categorized into the following tiers, based upon the rated capacity of the interceptor, expressed in gallons:

- 1.. Tier I. Interceptors with a rated capacity of less than 1,000 gallons.
- 2.. Tier II. Interceptors with a rated capacity of 1,000 gallons or more, but not more than 2,999 gallons.
- 3.. Tier III. Interceptors with a rated capacity of 3,000 gallons or more.”

SECTION 2.

Section 98-265 of Division 2, “Water and Sewer Rates and Charges,” of Article IV, “Rates and Charges,” of Chapter 98, “Utilities,” of the Saginaw City Code is hereby amended to read as follows:

- “(a) Non-monitored category. For all commercial/industrial sanitary sewer customers who are in the non-monitored category, monthly charges shall be computed in accordance with the Group III tiers established under Section 98-55(a)(1)c. Those fees are as follows:
- (1) Tier I interceptor: \$50.00
 - (2) Tier II interceptor: \$100.00
 - (3) Tier III interceptor: \$150.00
- (b) Commercial Monitored category. For all commercial sanitary sewer customers who are in the monitored category, monthly charges shall be computed in accordance with the following formulas and values in “Table A”:
- (1) Volume charge equals monthly volume in gallons/1,000 times current Sewer Service Rate for Commercial/Industrial Monitored Category.
 - (2) BOD strength charge will be calculated in accordance with “Table A”(City of Fort Worth rate plus ten percent).
 - (3) TSS strength charge will be calculated in accordance with “Table A” (City of Fort Worth rate plus ten percent).
 - (4) Administrative charge equals \$75.00 per month.
 - (5) The City shall perform sample collection and analysis for monitored category customers. Samples will be collected on five consecutive days, three times per year for each monitored category customer. Sample collection and analysis charges shall be charged to all monitored category customers equal to those incurred by the City for such testing.

- (6) Both current City of Fort Worth BOD and TSS test values and charges may be amended and adjusted as necessary by administrative action of the city without City Council approval upon receipt of such from the City of Fort Worth under terms of the contract applicable to the same.
- (c) Industrial Monitored category. For all industrial sanitary sewer customers who are in the monitored category, monthly charges shall be computed in accordance with the following formulas and values in "Table A":
- (1) Volume charge equals monthly volume in gallons/1,000 times current Sewer Service Rate for Commercial/Industrial Monitored Category.
 - (2) BOD strength charge will be calculated in accordance with "Table A" (City of Fort Worth rate plus ten percent).
 - (3) TSS strength charge will be calculated in accordance with "Table A" (City of Fort Worth rate plus ten percent).
 - (4) Administrative charge equals \$150.00 per month.
 - (5) The city shall perform sample collection and analysis for monitored category customers. Samples will be collected on four consecutive days, three times per year for each monitored category customer. Sample collection and analysis charges shall be charged to all monitored category customers equal to those incurred by the City for such testing.
 - (6) Both current City of Fort Worth BOD and TSS test values and charges may be amended and adjusted as necessary by administrative action of the city without City Council approval upon receipt of such from the City of Fort Worth under terms of the contract applicable to the same."

SECTION 3.

This Ordinance shall be cumulative of all provisions of ordinances and of the Saginaw City Code, as amended, except when the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 4.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared void, ineffective, or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such voidness, ineffectiveness, or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs,

or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation herein of any such void, ineffective, or unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 5.

All rights or remedies of the City are expressly saved as to any and all violations of the Saginaw City Code or any amendments thereto regarding the matters regulated herein that have accrued at the time of the effective date of this Ordinance; and as to such accrued violations, and all pending litigation, both civil or criminal, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 6.

Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than Two Thousand Dollars (\$2,000.00) for each violation of this Ordinance. Each day that a violation is permitted to exist shall constitute a separate offense.

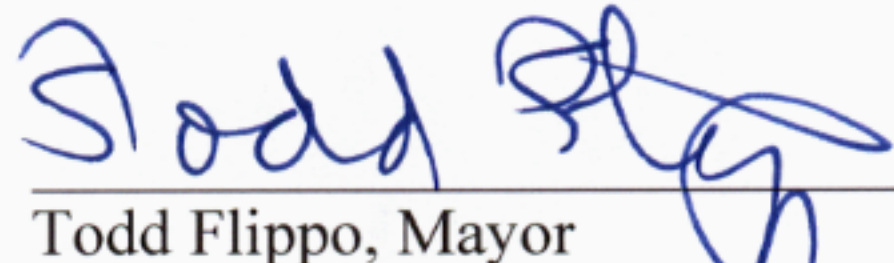
SECTION 7.

The City Secretary of the City is hereby directed to publish at least twice in the official newspaper of the City, the caption and the penalty clause of this Ordinance in accordance with Section 52.013(b) of the Local Government Code.

SECTION 8.

This Ordinance shall be in full force and effect from and after its date of passage and publication as required by law and it is so ordained.

PASSED AND APPROVED on this 15th day of September, 2026.



Todd Flippo, Mayor

ATTEST:



Vicky Vega, City Secretary

APPROVED AS TO FORM AND LEGALITY:



Bryn Meredith, City Attorney

