

**RESOLUTION #2001-02  
ESTABLISHING RATES AND FEE SCHEDULES  
FOR THE CITY OF PHILIP, SOUTH DAKOTA**

**BE IT RESOLVED**, by the City Council of the City of Philip, South Dakota that the following **RATES** and **FEES** be hereby adopted in conjunction with the 2001 City Ordinance Revisions for use by the City of Philip in its operation.

**INSUFFICIENT FUNDS CHECK/ACH:** \$40.00  
(Res. adopted 09/1998; amended 07/2015; SDCL 57A-3-422)

**CUSTOMER DEPOSIT:** \$125.00  
(Ord. #04-03 adopted 06/02/04, amended 05/02/2022)

**WATER CONNECTION/DISCONNECTION:** \$15.00  
(Ord. #94-06 adopted 11/07/94)

**RECONNECTION FOR DELIQUENT ACCOUNT:** \$30.00  
(Ord. #94-03 adopted 04/04/94)

**LATE FEE:** \$10.00  
(Ord. #04-03 adopted 06/02/04)

**WATER RATES:** (Res. #2010-05, effective 02/11 billing)

City Residential/Commercial/Industrial User Rate - \$20.00 for the first 2000 gallons; .005 cents per gallon used in excess of 2000 gallons.

Out of City Residential/Commercial/Industrial User Rate - \$40.00 for the first 2000 gallons; .005 cents per gallon used in excess of 2000 gallons.

**SEWER RATES:** (Ord. #98-03 adopted 04/20/98, amended Res#2010-06; amended & effective 05/11; amended 12/19/11; amended 07/10/17 & effective with 09/01/17 bill; amended 05/02/22 & effective with 07/01/22 bill)

City Residential User Rate:

Each residential unit is subject to a minimum monthly fee of \$25.00. Said minimum includes the first 2,000 gallons of water consumed per month.

Additional fee of \$0.003 cents per one (01) gallon of water consumed over 2,000 gallons per month shall be assessed. Said additional fee is based on the average gallons of water consumed by the user during the first quarter of each calendar year. Each unit will be billed at the average monthly rate established each calendar year beginning with the May utility billing.

City Commercial / Industrial User Rate:

Each commercial / industrial unit is subject to a minimum monthly fee of \$30.00. Said minimum includes the first 2,000 gallons of water consumed per month.

Additional fee of \$0.003 cents per one (01) gallon of water consumed over 2,000 gallons per month shall be assessed. Each unit will be billed for monthly usage. Exemptions to the additional fee may be granted to units that provide basis for waiving said fee due to water usage for irrigation purposes.

Out of City Residential User Rate:

Each residential unit is subject to a minimum monthly fee of \$50.00. Said minimum includes the first 2,000 gallons of water consumed per month.

An additional fee of \$0.003 cents per one (01) gallon of water consumed over 2,000 gallons per month shall be assessed. Said additional fee is based on the average gallons of water consumed by the user during the first quarter of each calendar year. Each unit will be billed at the average monthly rate established each calendar year beginning with the May utility billing.

Out of City Commercial / Industrial User Rate:

Each commercial / industrial unit is subject to a minimum monthly fee of \$60.00. Said minimum includes the first 2,000 gallons of water consumed per month.

Additional fee of \$0.003 cents per one (01) gallon of water consumed over 2,000 gallons per month shall be assessed. Each unit will be billed for monthly usage. Exemptions to the additional fee may be granted to units that provide basis for waiving said fee due to water usage for irrigation purposes.

*\*The City has designated & committed \$11.80 per month of the sewer minimum charges per account as a wastewater surcharge to repay the Wood/Walden Ave. Sewer Improv. loan (\$6.40); Southwest Philip Sewer Improv. loan (\$4.70); and Northeast Sewer Improv. loan (\$0.70).*

**WATER / SEWER RATES – FREE WATER USERS (PARK/REC):** An annual credit will be issued to the approved park/recreational areas for the allocated amount of free water based on the City’s current cost of water and sewer. Any remaining credit at the end of the year will be reimbursed to the budget. Any usage over the allocated amount of free water will be assessed at the following rates:

Water: \$0.003023 per gallon  
 Sewer: \$0.001703 per gallon

**WATER / SEWER MAIN TAPPING:** (The following policy be adopted for all requests to tap City Services.) All fees associated with the tapping of City Water Mains and/or Sewer Mains, including estimated costs for street repairs, use of City Equipment and/or City personnel labor hours, must be paid prior to any resident, commercial business or private contractor beginning excavation/installation for the replacement of any City service line or the installation of any new service line. If costs for these installations should, for any reason, exceed the actual costs as estimated, the resident, commercial business and/or private contractor will be responsible for the additional fees as well.

	IN CITY	OUT OF CITY
<u>Water Tapping</u>		
Tapping for a 1 inch Service Line:	\$125.00	\$250.00
Tapping for a 1 ¼ inch Service Line:	\$150.00	\$300.00
Tapping for a 1 ½ inch Service Line:	\$175.00	\$350.00
Tapping for a 2 inch Service Line:	\$225.00	\$450.00
Tapping for Service Line larger than 2 in.:	\$250.00	\$500.00

*\*Plus any additional actual costs incurred by the City to complete the Service Line Tap*

Sewer Tapping

Tapping for any Sewer Service Line:	\$250.00	\$500.00
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**WATER METER TESTING:** (Res. adopted 03/2001)

Testing of 5/8 inch and 1 inch Water Meters: \$75.00

Testing of larger than 1 in Water Meters: \$75.00 *plus any additional testing fees/costs incurred by City.*

(Water meters that test accurate to current standards set by the Am. Water Works Assoc. – the testing fee will be retained by the city. Water meters that test inaccurate to current standards set by the Am. Water Works Assoc. – the testing fee will be reimbursed to the customer.)

**GARBAGE COLLECTION:** (Ord. #9-204 revised & adopted 05/07/2001 to Ord. #5-304)

Fees for residential wet garbage/household waste not accepted at the City's Restricted Use Rubble Site. The City contracts for residential garbage collection. (State Sales Tax of 4.5% and City Sales Tax of 2% is calculated and collected on all Garbage Fees assessed in accordance with State Law.)

City Residential: \$16.43 per residential unit. Total including City & State sales tax (1.06) = \$17.50

Commercial Units: Privately contract with garbage hauler.

Out of City: Privately contract with garbage hauler.

Commercial Garbage Hauler License Fee: \$35.00 annually

\*Proof of Financial Assurance: Proof of Financial Assurance must be provided to the City annually in the form of a Bond, Letter of Credit, Certificate of Deposit or other assurance acceptable to the City of Philip in the amount of no less than \$10,000.00 to assure performance in conformity with federal, state, and local regulations. (Res. adopted 10/23/01, amended 04/22/13)

**RUBBLE SITE:** (Res. adopted 01/03/2005)

Only items that are State approved for deposit at a Restricted Use Rubble Site are acceptable at the City's rubble site. (Rubble Site Fees include State Sales Tax of 4.5% in accordance with State Law.)

Hours of Operation: **Summer Months** (May 1<sup>st</sup> – Oct. 31<sup>st</sup>): The 1<sup>st</sup>, 3<sup>rd</sup> & 5<sup>th</sup> Saturdays and the 2<sup>nd</sup> & 4<sup>th</sup> Fridays of each month from 9:00 a.m. to 1:00 p.m. If the rubble site operator is asked to open on a day other than a regular dump day, an additional 25% surcharge is added to all fees as stated below. **Winter Months** (Nov. 1<sup>st</sup> – Apr. 30<sup>th</sup>): The 1<sup>st</sup> Saturday of each month from 11:00 a.m. to 1:00 p.m. (weather permitting). Residents may also call the Finance Office during regular office hours to schedule a delivery time during the week. The 25% surcharge is suspended during the winter month's schedule.

	IN CITY	OUT OF CITY
<u>General Rubble:</u>		
Pickup/Car/Trailer	\$15.00 per load	\$20.00 per load
Pickup/Car w/attached Trailer	\$25.00 per load	\$30.00 per load
1 Ton Truck (and over)	\$25.00 per load	\$30.00 per load
<u>Construction Materials:</u>		
Pickup/Car/Trailer	\$30.00 per load	\$50.00 per load
Pickup/Car w/attached Trailer	\$60.00 per load	\$90.00 per load
1 Ton Truck	\$70.00 per load	\$100.00 per load
Single Axle Truck	\$130.00 per load	\$200.00 per load
Tandem Axle Truck	\$180.00 per load	\$260.00 per load
<u>Tires:</u>		
Passenger Car/Pickup	\$ 5.00 per tire	\$10.00 per tire
Truck	\$10.00 per tire	\$20.00 per tire
Tractor or larger	\$30.00 per tire	\$40.00 per tire

Yard Waste:

There is no charge for yard waste which includes grass clippings, weeds, etc. and branches up to one inch in diameter on a regular dump day. If the rubble site operator is asked to open on a day other than a regular dump day, the above listed fees for general rubble are applied along with an additional 25% surcharge.

Depositing Demolition Material from In City Non-Condemned Structures at the Rubble Site:

Property owners who contract the demolition of their non-condemned structure(s) shall be assessed \$1.10 per square footage of the structure(s) removed and deposited at the site. (Adopted 11/4/13)

Depositing Demolition Material from In City Condemned Structures at the Rubble Site:

Property owners whom contract the demolition and clean-up of their condemned structure(s) and property shall be assessed \$0.60 cents per square footage of the structure(s) removed and deposited at the site.

When the City contracts the demolition and clean-up of condemned structures and properties, property owners shall be assessed \$0.80 per square footage of the structure(s) removed and deposited at the Rubble Site. Of that amount, \$0.25 per square footage will assist in recovering the City’s costs incurred for contracting the work and hauling of the material. (Adopted 04/02/12, amended 01/06/14)

Depositing Trailer Houses from Out of City Limits at the Rubble Site:

Property owners located out of the city limits within a two-mile radius are permitted to deposit dilapidated trailer houses and shall be assessed \$2.10 per square footage of the structure deposited at the site. (Adopted 07/05/22)

**REMOVAL OF UNATHORIZED WASTE:** Fine not to exceed \$200 or cost of removal or both. (Ord. 5-302.m)

**RUBBLE SITE SURCHARGE:** (Res. adopted 11/03/2003)

A surcharge of \$1.00 on each City of Philip utility account is assessed on a monthly basis to establish a reserve account for the purpose of locating and purchasing land to establish a new rubble site location.

**AIRPORT RATES:** (Res. adopted 01/03/2005) (State Sales Tax of 4.5% is calculated and collected on all Rental Fees assessed in accordance with State Law.)

Hangar Rental Fees:

Spaces 1A / 1B / 3 / 4 / 5A / 5B: \$25.00/day; or, \$100.00/month

Spaces 2A / 2B / 2C / 2D: \$50.00/day; or, \$150.00/month

Tie Down Fees: \$ 5.00/day; or, \$30.00/month

Commercial Spray Fees: \$ 550.00/year

Jet A Fuel Flowage Fees: \$ 0.02/gallon

Water: \$ 0.005/gallon

**VARIANCE & VACATE FEES:**

Property owner(s) submitting variance and/or vacate requests shall reimburse the City for all costs incurred. This shall include the fees incurred for recording said variance and/or vacate in the office of the Haakon County Register of Deeds and the actual publication costs from publishing the required public hearing notice.

**CITIZEN REQUESTED SPECIAL CITY COUNCIL MEETING:**

Citizen’s requesting a Special City Council Meeting shall reimburse the City for all costs incurred. This shall include the adopted per meeting rate for the Mayor and City Council, wages for City employees required to attend the meeting (a minimum of one hour will be charged), and the publication costs for publishing the minutes from said meeting.

**EQUIPMENT RENTAL & LABOR:** (Res. adopted 05/07/2001)

Equipment: (City Sales Tax of 2% and State Sales Tax of 4.5% is calculated and collected on all Rental Fees assessed in accordance with State Law.)

Equipment time will be charged from the time the equipment leaves the city property to the time returned. (Time is always rounded up to the hour. A minimum of one (1) will be charged.) \*See exception below for surrounding municipalities.

The below equipment must be operated by City personnel--rates include labor. Work done for Haakon County or Haakon School District 27-1 will be billed at the rate below minus a 25% discount. Work done for surrounding municipalities (restricted to within 30 miles) will be done at the rate below plus labor for the employee's travel time and mileage at the current federal rate. (Amended 01/2019; 01/2022)

Motor Grader	\$160.00/hr.
Loader	\$150.00/hr.
Sewer Truck	\$250.00/hr.
Street Sweeper	\$175.00/hr.
Skid Steer	\$115.00/hr.
Trucks	\$100.00/hr.
Sander	\$100.00/hr.
Mosquito Spraying	\$275.00/hr.
Mowing	\$100.00/hr.

The below equipment is rented by the day.

Air Compressor	\$100.00/day + Fuel & Cost of Repairs if Damaged.
Cut-Off Saw	\$60.00/day + Cost of Repairs if Damaged.
Vibra-Pack	\$60.00/day + Cost of Repairs if Damaged.
Jumping Jack	\$60.00/day + Cost of Repairs if Damaged.

**OTHER JOBS DONE BY CITY OR FEES:**

Pick-up and Clean-up of Lots: Equipment as stated above plus rubble site fees. Equipment may also include the use of a city pickup and the dump trailer at an hourly rate of \$100.00.

Removing Trees, Concrete or Construction materials: Equipment costs as stated above plus rubble site fees. Equipment may also include the use of a city pickup and the dump trailer at an hourly rate of \$100.00. (Adopted 01/2017; Amended 01/2019)

Other Work Done by the City for Private Persons or Groups: Billed at 2 times the employee's regular hourly rate of pay for all City employees utilized.

Work done for Haakon County or Haakon School District 27-1: Billed at 1 ½ times the regularly hourly rate of pay for all City employees utilized. (i.e. replacing damaged road signs, fire hydrants, etc.)

Storage Fees in the Municipal Building Lot: \$5.00 per day per vehicle, trailer, etc.

Police Dept. Civil Service Charges: \$16.50 per service of papers. (Adopted 03/2008)

Dog Impound: \$50.00 for apprehending and transporting to the pound; and, \$25.00 per day for feeding/care of dog.

Copies: \$0.10 each (includes sales tax)

Fax: \$1.00 each (includes sales tax)

**SWIMMING POOL:** (Fees include City Sales Tax of 2% and State Sales Tax of 4.5% in accordance with State Law.) (Res. adopted 01/03/2005, season passes amended 01/03/12, lessons amended 01/06/14)

General Admission:

Swimmer \$ 4.00 per person per session (all ages).

Non-Swimmer \$1.00 per person per session (all ages).

Passes:

1- Person Season: \$60.00  
 2- Person Season: \$85.00  
 3- Person Season: \$110.00  
 4 -Person & Up Season: \$135.00  
 Short Term (7-Days): \$24.00  
 1-Person & Water Aerobics \$85.00

\*Passes are limited to 2 adults & children living in the same household.

\*All passes must be paid in full prior to admittance using the pass. Passes that are not paid in full: individuals will be charged general admission rate per session until paid.

Swimming Lessons:

Levels Preschool – 2 \$15.00 per person  
 Levels 3-6 \$20.00 per person

Water Aerobics: \$5.00 per session or 50.00 per season

Pool Rental: \$4.00 per person + Guard’s wages at 1 ½ times hourly wage rate.  
 \*Must have 1 lifeguard for every 15 people

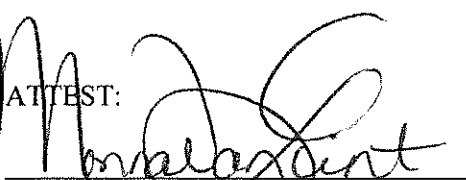
**CITY LICENSE FEES:** (Res. adopted 05/07/2001; 11/08/2021; 07/05/2022)

Peddler \$ 35.00 per day/per person  
 Peddler \$125.00 per year/per person  
 Mobile Food & Beverage Vendor \$125.00 per year  
 Cannabis Dispensary License Fees \$5000.00/year  
 Short Term Rental \$1000.00/year

**ALCOHOLIC BEVERAGE LICENSE FEES:** (Res. adopted 01/03/2005; amended 07/01/09, 09/06/16, 12/03/18)

On-Off Sale Malt Beverage/SD Farm Wine (SDCL \$300.00) \$ 300.00/year  
 On-Sale Liquor \$1200.00/year  
 Off-Sale Liquor \$ 400.00/year  
 Wine License \$ 500.00/year  
 Video Lottery Machines (per machine) \$ 50.00/year  
 Special Malt Beverage License \$ 25.00/event

Approved and adopted by the City Council of the City of Philip, South Dakota this 3<sup>rd</sup> day of January 2023.

ATTEST:  
  
 Monna Van Lint, Finance Officer

  
 Brit Miller, Mayor

(Originally Adopted May 07, 2001 - Published: May 17, 2001; Amended Jan. 07, 2002; Jan. 06, 2003; Jan. 15, 2004; Jan. 13, 2005; Jan. 03, 2006; Jan. 11, 2007; Jan. 17, 2008; Jan. 15, 2009; Jan. 14, 2010; Jan. 13, 2011; Jan. 12, 2012; Jan. 17, 2013; Jan. 16, 2014; Jan. 15, 2015; Jan. 14, 2016; Jan. 12, 2017; Jan. 18, 2018; Jan. 17, 2019; Jan. 16, 2020; Jan. 14, 2021; Jan. 13, 2022; Jan. 12, 2023)