

October 24, 2014

**NOTICE OF PUBLIC HEARING ON
PROPOSED REVISION TO SEWER ORDINANCE**

The Metropolitan District
555 Main Street, Hartford, Connecticut

Pursuant to Special Act 01-3, as adopted by the General Assembly of the State of Connecticut, the Metropolitan District will hold a public hearing on the proposed revision of Section S12x "Special Sewer Service Charge for Capital Improvements to the Sewerage System" to The Metropolitan District's Sewer Ordinances. The hearing will be held in the Board Room at District Headquarters, 555 Main Street, Hartford on Thursday, November 6, 2014 at 3:00 P.M. The proposed revision is as follows:

SEC. S12x SPECIAL SEWER SERVICE CHARGE FOR CAPITAL IMPROVEMENTS TO THE SEWERAGE SYSTEM

For customers of The Metropolitan District who utilize the District sewer system and are furnished water directly by The Metropolitan District there shall be a special sewer service charge in an amount established annually through the budget approval process as set forth in Chapter 3 of the Charter of The Metropolitan District. Said charge shall be uniformly applied to, and be proportional to the quantity of water used by, the affected customers.

Notwithstanding the foregoing, The Metropolitan District may, through its annual budget, allow for a reduction in the special sewer service charge otherwise payable by owners of commercial or industrial properties in the event said properties, and the commercial or industrial operations located thereon, are serviced, in whole or in part, by an on-site wastewater collection, treatment, and disposal system that does not discharge into the sanitary sewage system of The Metropolitan District. The amount of said reduction shall be determined by the Board of Commissioners of The Metropolitan District during its annual budget approval process for any ensuing year.

The proceeds from the special sewer service charge, as aforesaid, shall be used exclusively for ~~payment of principal and interest on certain bonds issued or which may be issued and other loans, including State of Connecticut Clean Water Fund loans, to finance~~ capital costs associated with any and all measures necessary to comply with a certain consent decree executed by and between The Metropolitan District and the United States Environmental Protection Agency in a case filed on August 15, 2006 in the United States District court for the District of Connecticut captioned United States of America and State of Connecticut vs. The Metropolitan District of Hartford, Connecticut and a certain consent order executed by and between The Metropolitan District and the State of Connecticut relating to the reduction of nitrogen discharged from District Wastewater Treatment Facilities as required by State of Connecticut Department of Environmental Protection Nitrogen General Permit issued December 21, 2005, as such decree and order may be amended from time to time, and specifically for payment of capital expenditures in connection with compliance with the decree or order, or payment of debt service on indebtedness of The District incurred for purposes of funding expenditures in connection with compliance with such decree and order. For this purpose "indebtedness" shall mean bonds, notes and other loans and obligations, including, without limitation, State of Connecticut Clean Water Fund loans and ~~"D~~-debt service"

shall mean any obligation that would constitute “debt service” if incurred with respect to bonds issued under the special obligation indenture of trust, dated June 1, 2013, between The District and U.S. Bank National Association, as trustee, as amended and supplemented from time to time, as the term “debt service” is used in such indenture. whether or not such obligation is incurred with respect to indebtedness under such indenture.

The special sewer service charge shall appear separately on the water bills of the District and shall be due and payable at the same time as the water bills are due and payable. Collection and payment of such charge shall be subject to and in accordance with sections S12m, S12n, and S12o of this part.

This ordinance shall be effective for bills rendered on or after January 1, 2008.

(Additions underlined; Deletions struck through)

STATEMENT OF PURPOSE: The proposed ordinance revision will allow the utilization of the special sewer service charge for capital improvement projects under the Clean Water Project.

John S. Mirtle, Esq.
District Clerk