

BARRY TOWNSHIP
BARRY COUNTY, MICHIGAN

RESOLUTION NO. 23-04

RESOLUTION RE: SANITARY SEWER CHARGES

WHEREAS, the Township of Barry has previously adopted the Sewage Disposal System Ordinance, being Ordinance No. 59 as amended by Ordinance No. 64 (hereinafter "Ordinance") pertaining to the public sewer mains and public sewer service within the Township under the jurisdiction of the Gull Lake Sewer and Water Authority (hereinafter "Authority") acting as agent for the Township; and

WHEREAS, pursuant to Section 6 and other relevant sections of the Ordinance, it is the responsibility of the Township Board to determine certain appropriate fees/charges/rates relating to connection to and use of the public sanitary sewer system (hereinafter "Sanitary Sewer System"); and

WHEREAS it is the desire of the Township Board to treat all customers similarly benefited and similarly situated equally to ensure the equitable allocation of the cost of the Management, Construction, Operation, Maintenance and Replacement of the Sanitary Sewer System as a whole, and to ensure that costs are levied in relevant proportion to the services being provided or able to be provided; and

WHEREAS an Asset Management Plan defines the need for a Capital Improvement Program (CIP) delineating annual repairs, replacements, and rehabilitations necessary for each functionally and financially significant asset over the ensuing 20-40 years, and

WHEREAS, pursuant to the rate consultant's recommendation (performed under the Asset Management Plan), it is necessary to increase User Fees to the customers of the SYSTEM to fund the on-going Operations, Maintenance and Replacement costs (including the CIP), and

WHEREAS, the Authority has recommended the following rates and charges be established.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

A. All persons wishing to make a Service Connection to the Sanitary Sewer System shall make application upon forms provided by the Authority and pay the charges provided for in this Resolution. For all Service Connections other than for single family residence service, the application may be required by the Authority to include a plot plan showing all underground utility structures, existing and proposed.

B. That the following Charges, payable to the Gull Lake Sewer and Water Authority, are hereby effective for bills rendered after March 31, 2023, or as specifically noticed hereunder:

1. Direct Connection Fees: See portion of attached RATE SCHEDULE A pertaining to Barry Township.

Application of charges under Schedule A:

- a. These costs do not include the property owner's cost to make the on-site connection from the home, business, or structure to the available public sewer in the street or right-of-way.
- b. The Authority may elect to allow a customer to enter an Installment Contract for Direct Connection Fees per the Ordinance subject to such terms as shall be established by resolution of the Authority Board. The Authority Board may, based upon cost of funds and financing arrangements/commitments, determine that certain districts may not utilize the Installment Plan for any given period.

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| 2. | Indirect Connection Fee: | \$1,625.00 per REU |
| 3. | Sewer Use Fee: | \$165.00 per quarter per REU for all Sewer use, for bills rendered after 3/31/2023. |
| 4. | Permit Fee/Inspection and Administrative Fee | As determined from time-to-time by the Authority Board (does not include the State permit fee where applicable) |
| 5. | Bond for Local Contractors: | As determined from time-to-time by the Authority Board as may be necessary to protect the public infrastructure. |
| 6. | Turn-on, Turn-off of Service: | As determined from time-to-time by the Authority Board |
| 7. | Re-Establishment of Service | As determined from time-to-time by the Authority Board |
| 8. | Industrial Surcharges | As per the City of Kalamazoo ordinances |
| 9. | Special Rates | None currently |
| 10. | Special Arrangements for Treatment costs at City of Kalamazoo | None currently |
| 11. | Surveillance fee | As determined from time-to-time by the |

Authority Board

C. The Authority, as agent for the Township, has established an Operation and Maintenance Fund, Contract Payment Fund, Replacement Fund and Capital Improvement Fund (or funds with similar purpose with similar names) into which the various charges provided by this Resolution may be deposited and from which disbursements may be made for Management, Construction, Maintenance, Repair, Replacement and Operation of the System.

D. Use Charges shall be billed to each customer connected to the System by the Authority based upon the number of residential equivalent units as set forth within the Ordinance and as administered by the Authority. Alternatively, the Authority may elect to allow customers of the System to install water meters on their water supply, and utilize the water meters to calculate the number of residential equivalent units per Ordinance Appendix A.

All resolutions or parts of resolutions in conflict with the provisions hereof are hereby rescinded.

Motion was made by Don White, seconded by Judy Woer, to adopt the foregoing Resolution.

Upon roll call vote, the following members voted "Aye":

D White, B. Bower, D Knight
J. Woer, L. Campbell

The following members voted "Nay":

None

The Supervisor declared the motion carried and the Resolution duly adopted.

CERTIFICATE

I hereby certify that the foregoing Resolution was accepted at a regular meeting of the Township of Barry held at 155 E. Orchard Street, Delton, Michigan, on March 14, 2023; that the meeting was conducted and public notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act of Michigan; that a quorum of the Board was present and voted in favor of the Resolution; and that the minutes of the meeting were kept and will be or have been made available as required by the Open Meetings Act.

TOWNSHIP OF BARRY

Debra J. Knight

Debra Knight, Clerk

Barry Township

P.O. Box 705

Delton, MI 49046-0705

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