

ORDINANCE NO. 220

AN ORDINANCE AMENDING ORDINANCE NO. 149; AND
DECLARING AN EMERGENCY.

The City of Moro ordains as follows:

Section 1

Section 5 of Ordinance No. 149 is amended to read:

"Section 5. Water Rates.

(a) All water bills for each month shall be due and payable on the 10th day of the succeeding month.

(b) If water bills are not paid by the 10th of the month, a reminder notice shall be mailed to the premises, and/or the owner or his agent. If a bill is not paid by the 25th of the month, a delinquent notice shall be mailed to the premises and/or the owner or his agent. This notice shall specify that water service will be discontinued unless the delinquent bill is paid by the time specified in the second notice.

(c) The property owner of record shall be responsible for the payment of all charges prescribed in this ordinance. If the property is rented and the renter fails to pay the charges, the City Recorder shall submit the bill to the property owner.

(d) All water service charges shall be mailed to the premises where water service is furnished unless the property owner submits a written request that the bill be sent to another address.

(e) A monthly bill sent pursuant to Section 5(a) is delinquent if not paid within 15 days of the billing date. If a bill is not paid by the due date designated on the bill, a delinquent notice shall be mailed to the customers. If the bill is not paid in full within two weeks of the mailing of a delinquent notice, water service may be discontinued by the City.

(f) Customers shall be notified of and have the opportunity to be heard by the City Council to resolve any valid objections to the billing prior to the disconnection.

(g) In cases of extreme hardship, the Council shall have the discretion of renewing service to a delinquent account upon receipt of a satisfactory installment plan for the payment of the overdue amount, said installment period not to exceed the period of time the account was delinquent. When the extreme hardship is due to incapacitating illness, the Council shall, upon confirmation by the treating physician, renew service and defer the customer's obligation to make payments on the account until such time as the customer is able to resume income-producing activities.

(i) Twenty-four hours prior to the turnoff date, the agent of the city shall advise the occupant on the premises that water service is to be disconnected unless the delinquent amounts are paid within 24 hours. If no one responds to the agent's knock, the agent shall leave a notice on the door that the water service will be turned off in 24 hours unless payment is received. If payment is not received, the agent shall turn off the service.

(j) All water service charges shall be a lien against the premises served from and after the date of billing and entry in the City lien docket. The lien docket shall be made accessible for inspection by anyone interested in ascertaining the amount of the charges against the property. When a bill for water service remains unpaid 60 days after it has been rendered, the lien thereby created may be foreclosed in the manner provided for by ORS 223.610, or in any other manner provided by law, this Code or City Ordinance.

(k) Service may be denied to any person who has left an unpaid water bill at another address, until such bill is paid. In such cases, a turn-on fee established by the Council will be charged and collected at the time the delinquent charges are paid and a request for reservice is made.

(l) In case of temporary vacancy of any premises, water will be turned off at the service cock upon written request of the owner of the premises addressed to the Water Department, and will be turned on again when requested. No turn-on or turn-off fee will be charged. A full month's service will be charged if water is turned on before the 15th of the month, but no charge will be made for that month if the service is turned on after the 15th of the month. If the service is turned off before the 15th of the month, the full month's charge will be made. Any water service charges prepaid past the month of turnoff will be refunded. No adjustments will be made to an amount less than the monthly minimum.

(m) Schedules of water rates shall be fixed by the City Council by resolution, and may in like manner be amended or altered from time to time, at the discretion of the City Council.

(n) Any user desiring to connect to a City of Moro water main shall at the time of application for permit therefor, pay to the City a fee. The amount of the fee shall be fixed by resolution which may from time to time be amended or altered by the City Council. Different fees may be established, depending on the size of the connection, whether or not the property has been assessed for water main construction, and other factors.

(o) The Council shall have the right to include any assessment levied against property for water main construction the amount of the connection fee and the cost, including legal, administrative and engineering expenses, of installing the service line from the water main to the property line. These amounts may be included even though there is no immediate use of water on the property assessed."

Section 2

This Ordinance amendment is necessary for the peace, health and safety of the people of the City of Moro. An emergency is declared to exist and this Ordinance is effective upon its passage by the Council.

Submitted to the Council and read in full the first time on November 1, 1988.

Read in full the second time and passed by the Council on 12-6-88, 1988.

Submitted to the Mayor for his approval on 1-3-89, 1988.

Approved this 3 day of Jan, 1989.


MAYOR

ATTEST:


CITY RECORDER