

**WATER SUPPLY SYSTEM-EIGHT MILE ROAD
TOWNSHIP OF FRANKENLUST
BAY COUNTY, MICHIGAN
Ord. no. 74 eff. October 4, 2002**

An Ordinance establishing the Township of Frankenlust Water Supply System-Eight Mile Road, including rates, charges, rules and regulations for the use and service of said water supply system.

THE TOWNSHIP OF FRANKENLUST, BAY COUNTY, MICHIGAN ORDAINS:

Sec. 1. DISTRICT DEFINED.

There shall be and there hereby is established the Frankenlust Township Water Supply System-Eight Mile Road which is owned by Tittabawassee Township, Saginaw County, Michigan. Residents of Frankenlust Township whose premises are within the hereafter defined district may connect to the water supply system in order to be supplied potable water. The provisions within this ordinance are not and shall not be applicable to any area of Frankenlust Township serviced by any other water system and shall only applicable to the following described area:

The area described as the Frankenlust Township Water

Supply System-Eight Mile Road is as follows: All those
Parcels abutting Eight Mile Road between Delta Road
Within Section 6, Town 13 North, Range 4 East,
Frankenlust Township, Bay County, Michigan.

Sec. 2. WATER RATE-QUARTERLY BILLINGS.

For each premises connection (5/8" or 3/4") to the water supply system within the district defined in Section 1 above, the amount to be charged for water service for each quarterly (3 months) period effective as of the effective date of this Ordinance shall be \$29.95 plus a commodity charge of \$2.95 per thousand (1,000) gallons. All other connections shall be deemed to be special connections and a special rate shall be established by the Township Board prior to connection to the system.

Sec. 3. CONNECTION CHARGE.

All connection charges shall be paid directly to Tittabawassee Township prior to connection to the water supply system in an amount determined from time to time by the Tittabawassee Township Board.

Sec. 4. RULES AND REGULATIONS.

All Service connections and water consumption shall be in compliance with the ordinances, rules and regulations established by Tittabawassee Township in relationship to the water supply service being provided by Tittabawassee Township in the district described in Section 1 above.

Sec. 5. BILLING.

Bills for rates and charges as herein established by the Township shall be mailed quarterly. All bills shall be payable on the date as shown on the bill, and shall be paid at the office of Tittabawassee Township or other authorized location. If any charge for services of the system shall not be paid by the due date, a delayed payment charge of ten percent (10%) of the unpaid balance shall be added thereto and collected therewith. If any bills for the services of the system shall remain unpaid after sixty (60) days following the rendition of the bill therefore, the water supply for the lot or parcel of land, or premises serviced thereby, may at the option of the Township be turned off and not turned on again except upon payment in full of the delinquent charges therefore in addition to the payment of the turn-off charge of \$25.00 and a turn-on charge of \$25.00. Whenever a request is made to provide turn-on or turn-off service at times other than during the regular business hours of Tittabawassee Township Department of Public Works, there will be imposed an additional charge of time and material, plus ten (10%) percent. In addition to any other remedy provided by law for the collection of bills for services rendered as provided herein, the Township shall have a lien on the premises as provided by statute in such case made and provided.

Sec. 6. CONFLICT OF LAWS.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Sec. 7. ADOPTION.

The above Ordinance was adopted at a regular meeting of the Township Board on the 10th day of September 2002.

Sec. 8. EFFECTIVE DATE AND PUBLICATION.

This Ordinance shall be effective the day following the date of publication and shall be published once in the Bay City Democrat, a newspaper of general circulation in the Township.

Adopted: September 10, 2002

Published: October 3, 2002

Effective: October 4, 2002