

CHAPTER THREE – Utilities

Art. 921. Sewers.

Art. 925. Water.

Article 921
Sewers

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CROSS REFERENCES

Power to collect charges - see W.Va. Code 8-12-5(32), 16-13-16

Review by Public Service Commission - see W.Va. Code 24-2-4(b)

Deposit limitations - see W.Va. Code 24-3-8

Sanitary Bond - see ADM. Art 145

921.01 RATES.

Rates are applicable for the entire area served.

(a) Rate (Based upon metered volume of water supplied):

Phase I Rates effective 45 days from passage of ordinance

First	2,000 gallons used per month	\$11.01 per 1,000 gallons
Next	3,000 gallons used per month	\$10.43 per 1,000 gallons
Next	5,000 gallons used per month	\$ 9.93 per 1,000
gallons		
Next	10,000 gallons used per month	\$ 9.93 per 1,000 gallons
Next	25,000 gallons used per month	\$ 9.45 per 1,000 gallons
All over	45,000 gallons used per month	\$ 8.60 per 1,000 gallons

No bill will be rendered for less than \$22.02 per month.

Phase II Rates effective July 1, 2011

First	2,000 gallons used per month	\$11.74 per 1,000 gallons
Next	3,000 gallons used per month	\$11.16 per 1,000 gallons
Next	5,000 gallons used per month	\$10.66 per 1,000 gallons
Next	10,000 gallons used per month	\$10.66 per 1,000 gallons
Next	25,000 gallons used per month	\$10.18 per 1,000 gallons
All over	45,000 gallons used per month	\$ 9.33 per 1,000 gallons

No bill will be rendered for less than \$23.48 per month.

Phase III Rates effective July 1, 2012

First	2,000 gallons used per month	\$12.37 per 1,000 gallons
Next	3,000 gallons used per month	\$11.79 per 1,000 gallons
Next	5,000 gallons used per month	\$11.29 per 1,000 gallons
Next	10,000 gallons used per month	\$11.29 per 1,000 gallons
Next	25,000 gallons used per month	\$10.81 per 1,000 gallons
All over	45,000 gallons used per month	\$ 9.96 per 1,000 gallons

No bill will be rendered for less than \$24.74 per month.

Phase IV Rates effective July 1, 2013

First	2,000 gallons used per month	\$12.50 per 1,000 gallons
Next	3,000 gallons used per month	\$11.92 per 1,000 gallons
Next	5,000 gallons used per month	\$11.42 per 1,000 gallons
Next	10,000 gallons used per month	\$11.42 per 1,000 gallons
Next	25,000 gallons used per month	\$10.94 per 1,000 gallons
All over	45,000 gallons used per month	\$10.09 per 1,000 gallons

No bill will be rendered for less than \$25.00 per month.

Phase V Rates effective July 1, 2014

First	2,000 gallons used per month	\$12.63 per 1,000 gallons
Next	3,000 gallons used per month	\$12.05 per 1,000 gallons
Next	5,000 gallons used per month	\$11.55 per 1,000 gallons
Next	10,000 gallons used per month	\$11.55 per 1,000 gallons
Next	25,000 gallons used per month	\$11.07 per 1,000 gallons
All over	45,000 gallons used per month	\$10.22 per 1,000 gallons

No bill will be rendered for less than \$25.26 per month.

(Passed 12-14-2010)

921.02 DELAYED PAYMENT PENALTY.

The above tariff is net. Any account not paid in full within twenty (20) days of the date of bill, ten percent (10%) will be added to the net amount shown. This delayed payment penalty is not interest and is only to be collected once for each bill where it is appropriate.

921.03 CONNECTION FEE.

There will be no connection fee for customers connected with the existing sewer system. The minimum connection fee for a building or premises connecting for the first time with the sewer facilities shall be two hundred fifty dollars (\$250.00), payable in advance, plus any additional cost. (Passed 8-15-00)

921.04 BILLINGS AND COLLECTIONS.

(a) The sewerage service charges, surcharges and fees shall be billed and collected for the Sanitary Board by the Water Board. Billing and collections shall be made pursuant to such terms, arrangements or agreements for the reimbursement of cost and agreements as may be determined by contract between the Sanitary Board and the Water Board. All sewage charges collected by the Water Board shall be accounted for monthly and paid to the Sanitary Board. All money received by the Sanitary Board shall be deposited to its credit and shall be paid out on order of the Sanitary Board for such purposes as may be allowed by law.

(b) In the event of default in the payment of any sewerage service charges billed as provided herein, and such default shall continue for a period of thirty-two days after the same has become due, the Water Board shall proceed to give the user of such service notice that unless such account has been paid in full within the time provided by law and by the regulations of the Public Service Commission of the State of West Virginia that water service will be discontinued at such location until all water and sewerage service charges have been paid in full. If the user of such service has not brought all payments up to date by the time stated in such notice, then the Water Board shall forthwith discontinue water service to that address until all payments for water and sewerage services at such location have been fully paid.

(Passed 10-24-06, Orig. passed 5-27-86)

921.05 SEWERS AND SEWAGE DISPOSAL.

It shall be the responsibility of the property owner and/or contractor to assure all construction projects related directly or indirectly to the Town of Nutter Fort Sanitary Sewer System are in compliance with codes found in Article 145 Sanitary Board. Failure to be in compliance may result in the workmanship failing to pass inspection and possible civil and/or criminal penalties being enforced.

921.06 ADOPTION OF THE CITY OF CLARKSBURG'S SEWER USE ORDINANCE.

(a) The Town of Nutter Fort resolves to adopt, in whole, the City of Clarksburg's Industrial Sewer Use Ordinance, as approved and amended by the City of Clarksburg and the State of West Virginia Department of Environmental Protection, as the Ordinance governing non-domestic wastewater discharges within the political boundaries of the

Town of Nutter Fort.

(b) The Town of Nutter Fort has the understanding that under this Ordinance, no person shall contribute, cause to be contributed or discharge any non-domestic wastes to the public sanitary sewage facilities of the Town of Nutter Fort, except in accordance with the Industrial Sewer Use Ordinance as adopted and amended.

2010 Replacement

921.07 STREETS, UTILITIES AND PUBLIC SERVICES CODE 38

(c) The Town of Nutter Fort has the understanding that under this Ordinance, non-domestic facilities discharging or contributing wastewater to the public sanitary sewage system will be under a permit with specific limitations issued, enforced, and maintained by the Clarksburg Sanitary Board.
(Passed 3-24-98)

921.07 RECONNECTION SERVICE CHARGE; ADMINISTRATIVE FEE.

There shall be a reconnection charge of \$25.00, which shall be paid prior to restoration of water service previously disconnected for non-payment of sewer charges. In the event the delinquent sewer bill is collected by the City/Town in the field, an administrative fee of \$25.00 shall be charged.

(Passed 12-14-210; Orig passed 6-22-01)

921.08 SECURITY DEPOSITS.

The Town of Nutter Fort will comply with the most recent version of the State Code pertaining to Security Deposits for municipalities.
(Passed 12-28-04)

Customer deposits for municipalities are now \$50.00 or two months of the average annual usage of the applicant's specific customer class, whichever is greater. This deposit is returned after 12 consecutive timely payments, provided that where the customer is a tenant, the municipality or governing body is not required to return the deposit until the time the tenant discontinues service with the municipality. (WV Code 8-20-10)

(Passed 12-14-10)