

**VILLAGE OF CHAUNCEY
ORDINANCE NO. 2013-7**

**AN ORDINANCE ESTABLISHING WATER SERVICE ADMINISTRATION AND
WATER RATES BY AUTHORITY OF R.C. §743.04, et seq.**

WHEREAS, the Village of Chauncey provides water service to its residents and businesses; and,

WHEREAS, the water supply system and treatment plant are in need of continued repair, maintenance and upgrading; and,

WHEREAS, costs of operating the water supply systems and treatment plant continue to increase; and,

WHEREAS, water rates have not increased sufficiently, resulting in an operating deficit for the Village because of increased costs and expenses associated with the operation of the water treatment plant and supply system,

THEREFORE, BE IT ORDAINED by the Council of the Village of Chauncey, State of Ohio, as follows:

Section One:

Rates: Effective on the first day of the month of June, 2013, the charges for water usage on a monthly basis for each water connection shall be as follows:

a) **Base Usage Rate:** a monthly minimum charge of \$28.64 for each water user for water usage up to but not to exceed 2,000 gallons per month, deemed "The Base Usage";

b) **Usage Rate After the Base Usage Rate:** a charge of \$4.89 for each 1,000 gallons, or fraction thereof, water usage over The Base Usage.

Section Two:

Water Bills: All water usage charges billed are due and payable in full upon receipt. Water bills are deemed delinquent if not paid within 10 days. A 5% late fee shall be assessed on each delinquent account on the 11th day after due. Water bills shall be sent to the property address where water service is provided. Water service shall be subject to shut off for delinquency of payment after 15 days.

Section Three:

Delinquent Account Hangtag: On the 1st day of each month, all Delinquent Accounts shall be notified of water service shut-off by use of door hangtags placed on the main door of the property being serviced. There shall be a \$20.00 hangtag fee added to the delinquent account for each hangtag. Billing disputes shall be heard and reviewed as provided on the hangtag notice.

Section Four: Shut-Off: Water service will be shut-off as noted on the hangtag. There shall be a \$40.00 reconnect fee. No water service shall be reconnected until the outstanding water usage charge and all fees and assessments are paid in full.

Section Five: Collection and Assessment:

a) The titled owner of real property receiving water service or tenant or other person occupying the property or using water shall be responsible jointly and severally for any unpaid water charges as provided in R.C. §743.04.

b) When water charges are not paid when due, the Village Fiscal Officer may certify them to be placed on the County real property tax bills, together with any penalties, to the County Auditor as authorized by R.C. §743.04 regarding owner-occupied properties.

c) The Solicitor is authorized to take actions at law as the Solicitor deems appropriate to collect delinquent water charges.

Section Six: The Village Administrator is authorized to implement this Ordinance in the exercise of sound discretion and may issue rules, regulations, notices and procedures as may be necessary and prudent to carry out the purposes and intent of this Ordinance.

Section Seven: Rates for water service provided outside Village limits shall not be subject to the rates set forth herein.

Section Eight: The provisions of any prior Ordinance inconsistent herewith are repealed.

Section Nine: This Ordinance being necessary for the fiscal well-being of the Village regarding continued water service to the residents of the Village, this Ordinance is declared to be an emergency measure taking effect immediately upon passage.

PASSED this 7th day of May, 2013.

ATTEST:

ATTEST:



Joe Canter
Council President




Maria Mirza
Fiscal Officer

APPROVED AS TO FORM:



Robert J. Shostak, Esq.
Solicitor

APPROVED:



Robert Matthey
Mayor

First Reading: April 2, 2013
Second Reading: April 16, 2013
Third Reading: May 7, 2013

CERTIFICATION OF VILLAGE CLERK
AS TO POSTING OF ORDINANCE

The foregoing is a true copy of the original Ordinance No. 2013-7

Publication of the Ordinance was made by posting a copy of the same in the following five locations within the Village, beginning on 5-9-13 and concluding on 5-24-13 (at least 15 days later):

LOCATION	DATE POSTED
<u>Town Hall</u>	<u>5-9-13</u>
<u>Post Office</u>	<u>5-9-13</u>
<u>Library</u>	<u>5-9-13</u>
<u>Cee Dee Mart</u>	<u>5-9-13</u>
<u>T's Quick Stop</u>	<u>5-9-13</u>

ATTEST:

Date: May 9, 2013

Maria J. Mays
Village Fiscal Officer