

**ORDINANCE NO. 2017-04**

AN ORDINANCE ADOPTING THE RATES AND CHARGES FOR THE PRODUCTS AND SERVICES OF THE VILLAGE OF FORT RECOVERY WATER SYSTEM, AMENDING INCONSISTENT LEGISLATION, AND DECLARING AN EMERGENCY.

**WHEREAS**, the Village Council has determined it necessary to modify the charges and fees for use of the Village of Fort Recovery Water System (“Village Water System”) in order to meet current and future operating costs.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of Fort Recovery, Mercer County, Ohio, that:

SECTION ONE

Ordinance 2010-07 and any other legislation inconsistent herewith shall be amended as follows:

**A. Residential, Commercial, and Industrial Usage Rates**

1. One User; One Meter

The following monthly rates shall apply to residential and commercial structures that contain only *one user and one meter*.

**a. 2017-2018**

The monthly rates set forth below shall be effective April 1, 2017 (and will appear on the May 1, 2017 billing statements) through December 31, 2018.

| <u>Service Line</u>      | <u>Monthly Minimum<br/>(≤ 2,000 Gal Used)</u> |
|--------------------------|---|
| 5/8 inch meter service   | \$ 18.50                                      |
| 3/4 inch meter service   | \$ 22.50                                      |
| 1 inch meter service     | \$ 28.50                                      |
| 1 1/2 inch meter service | \$ 38.50                                      |
| 2 inch meter service     | \$ 52.50                                      |
| 3 inch meter service     | \$ 106.00                                     |
| 4 inch meter service     | \$ 250.00                                     |
| 6 inch meter service     | \$ 420.00                                     |
| 8 inch meter service     | \$ 840.00                                     |

All usage above 2,000 gallons shall be charged at a rate of \$7.00 per thousand gallons for the first 50,000 gallons used, and \$6.00 per thousand gallons over 50,000 gallons used.

**b. 2019-2020**

The monthly rates set forth below shall be effective January 1, 2019 through December 31, 2020.

| <u>Service Line</u>      | <u>(≤ 2,000 Gal Used)</u> |
|--------------------------|---------------------------|
| 5/8 inch meter service   | \$ 19.50                  |
| 3/4 inch meter service   | \$ 23.50                  |
| 1 inch meter service     | \$ 29.50                  |
| 1 1/2 inch meter service | \$ 39.50                  |
| 2 inch meter service     | \$ 53.50                  |
| 3 inch meter service     | \$ 107.00                 |
| 4 inch meter service     | \$ 250.00                 |
| 6 inch meter service     | \$ 420.00                 |
| 8 inch meter service     | \$ 840.00                 |

All usage above 2,000 gallons shall be charged at a rate of \$7.25 per thousand gallons for the first 50,000 gallons used, and \$6.25 per thousand gallons over 50,000 gallons used.

**c. 2021 and After**

The monthly rates set forth below shall take effect January 1, 2021 and remain effective thereafter unless and until changed by Village Council.

| <u>Service Line</u>      | <u>(≤ 2,000 Gal Used)</u> |
|--------------------------|---------------------------|
| 5/8 inch meter service   | \$ 21.00                  |
| 3/4 inch meter service   | \$ 25.00                  |
| 1 inch meter service     | \$ 31.00                  |
| 1 1/2 inch meter service | \$ 41.00                  |
| 2 inch meter service     | \$ 55.00                  |
| 3 inch meter service     | \$ 108.50                 |
| 4 inch meter service     | \$ 250.00                 |
| 6 inch meter service     | \$ 420.00                 |
| 8 inch meter service     | \$ 840.00                 |

All usage above 2,000 gallons shall be charged at a rate of \$7.50 per thousand gallons for the first 50,000 gallons used, and \$6.50 per thousand gallons over 50,000 gallons used.

**2. More Than One User; One Meter**

The following monthly rates shall apply to residential and commercial structures that contain *more than one user but have only one meter*. Per Ordinance 2006-13, all multi-user structures built after the effective date of that ordinance must have a separate water tap, meter, and shut-off for each user; therefore, each user in such structures will be billed in accordance with Section 1(A)(1) of this Ordinance.

**a. 2017-2018**

The monthly rates set forth below shall be effective April 1, 2017 (and will appear on the May 1, 2017 billing statements) through December 31, 2018.

| <u>Service Line</u>      | <u>Monthly Minimum<br/>Two Users<br/>(≤ 4,000 Gal Used)</u> | <u>Monthly Minimum<br/>Three Users<br/>(≤ 6,000 Gal Used)</u> |
|--------------------------|---|---|
| 5/8 inch meter service   | \$ 37.00  | \$ 55.50  |
| 3/4 inch meter service   | \$ 45.00  | \$ 67.50  |
| 1 inch meter service     | \$ 57.00  | \$ 85.50  |
| 1 1/2 inch meter service | \$ 77.00  | \$ 115.50   |
| 2 inch meter service     | \$ 105.00   | \$ 157.50   |
| 3 inch meter service     | \$ 212.00   | \$ 318.00   |
| 4 inch meter service     | \$ 500.00   | \$ 750.00   |
| 6 inch meter service     | \$ 840.00   | \$ 1,260.00   |
| 8 inch meter service     | \$ 1,680.00   | \$ 2,520.00   |

For Two Users, all usage above 4,000 gallons shall be charged at a rate of \$7.00 per thousand gallons for the first 50,000 gallons used, and \$6.00 per thousand gallons over 50,000 gallons used. For Three Users, all usage above 6,000 gallons shall be charged at a rate of \$7.00 per thousand gallons for the first 50,000 gallons used, and \$6.00 per thousand gallons over 50,000 gallons used.

**b. 2019-2020**

The monthly rates set forth below shall be effective January 1, 2019 through December 31, 2020.

| <u>Service Line</u>      | <u>Monthly Minimum<br/>Two Users<br/>(≤ 4,000 Gal Used)</u> | <u>Monthly Minimum<br/>Three Users<br/>(≤ 6,000 Gal Used)</u> |
|--------------------------|---|---|
| 5/8 inch meter service   | \$ 38.00  | \$ 56.50  |
| 3/4 inch meter service   | \$ 46.00  | \$ 68.50  |
| 1 inch meter service     | \$ 58.00  | \$ 86.50  |
| 1 1/2 inch meter service | \$ 78.00  | \$ 116.50   |
| 2 inch meter service     | \$ 106.00   | \$ 158.50   |
| 3 inch meter service     | \$ 213.00   | \$ 319.00   |
| 4 inch meter service     | \$ 500.00   | \$ 750.00   |
| 6 inch meter service     | \$ 840.00   | \$ 1,260.00   |
| 8 inch meter service     | \$ 1,680.00   | \$ 2,520.00   |

For Two Users, all usage above 4,000 gallons shall be charged at a rate of \$7.25 per thousand gallons for the first 50,000 gallons used, and \$6.25 per thousand gallons over 50,000 gallons used. For Three Users, all usage above 6,000 gallons shall be charged at a rate of \$7.25 per thousand gallons for the first 50,000 gallons used, and \$6.25 per thousand gallons over 50,000 gallons used.

**c. 2021 and After**

The monthly rates set forth below shall take effect January 1, 2021 and remain effective thereafter unless and until changed by Village Council.

| <u>Service Line</u>      | <u>Monthly Minimum<br/>Two Users<br/>(<u>&lt; 4,000 Gal Used</u>)</u> | <u>Monthly Minimum<br/>Three Users<br/>(<u>&lt; 6,000 Gal Used</u>)</u> |
|--------------------------|---|---|
| 5/8 inch meter service   | \$ 39.50  | \$ 58.00  |
| 3/4 inch meter service   | \$ 47.50  | \$ 70.00  |
| 1 inch meter service     | \$ 59.50  | \$ 88.00  |
| 1 1/2 inch meter service | \$ 79.50  | \$ 118.00   |
| 2 inch meter service     | \$ 107.50   | \$ 160.00   |
| 3 inch meter service     | \$ 214.50   | \$ 320.50   |
| 4 inch meter service     | \$ 500.00   | \$ 750.00   |
| 6 inch meter service     | \$ 840.00   | \$ 1,260.00   |
| 8 inch meter service     | \$ 1,680.00   | \$ 2,520.00   |

For Two Users, all usage above 4,000 gallons shall be charged at a rate of \$7.50 per thousand gallons for the first 50,000 gallons used, and \$6.50 per thousand gallons over 50,000 gallons used. For Three Users, all usage above 6,000 gallons shall be charged at a rate of \$7.50 per thousand gallons for the first 50,000 gallons used, and \$6.50 per thousand gallons over 50,000 gallons used.

**B. Un-metered Fire Sprinkler Connections**

The following monthly fees shall apply to structures serviced by an un-metered service line for the purpose of providing fire protection via a fire sprinkler system.

| <u>Connection Size</u> | <u>Monthly Fee</u> |
|------------------------|--------------------|
| ≤ 2 inch               | \$ 20.00           |
| 3 inch                 | \$ 30.00           |
| 4 inch                 | \$ 40.00           |
| 6 inch                 | \$ 60.00           |
| 8 inch                 | \$ 80.00           |
| 10 inch                | \$ 100.00          |

**C. Tap Fees**

The fees to tap into the Village Water System shall be based on the size of the water tap to the property being served. The fees listed below are for service to one residential, commercial, or industrial user. For structures with more than one unit, each unit shall have its own service tap and an additional \$250.00 will be added for each additional unit served. Tap sizes less than or equal to 2 inches (≤ 2”) shall include a corporation stop, curb stop and curb box, meter with fittings, a remote reading register, and service tubing from the water main to the curb stop.

The tap-in fee for tap sizes in excess of two inches (> 2”) shall be for the tap into the main line only. All tapping materials, valves, pipe, and meter shall be furnished by the applicant or reimbursed to the Village (if materials are supplied by the Village). All necessary excavation work required for any tap shall be the responsibility of the property owner/applicant. All tap-ins must comply with the rules and regulations governing the Village Water System.

**1. 2017-2018**

The fees set forth below shall be effective April 1, 2017 through December 31, 2018.

| <u>Tap Size</u> | <u>Fee</u>  |
|-----------------|-------------|
| 5/8 inch        | \$ 300.00   |
| 3/4 inch        | \$ 350.00   |
| 1 inch          | \$ 400.00   |
| 1 1/2 inch      | \$ 800.00   |
| 2 inch          | \$ 950.00   |
| 4 inch          | \$ 3,000.00 |

|         |             |
|---------|-------------|
| 6 inch  | \$ 5,000.00 |
| 8 inch  | \$ 6,000.00 |
| 10 inch | \$ 8,000.00 |

2. 2019-2020

The fees set forth below shall be effective January 1, 2019 through December 31, 2020.

| <u>Tap Size</u> | <u>Fee</u>  |
|-----------------|-------------|
| 5/8 inch        | \$ 350.00   |
| 3/4 inch        | \$ 400.00   |
| 1 inch          | \$ 450.00   |
| 1 1/2 inch      | \$ 850.00   |
| 2 inch          | \$ 1,000.00 |
| 4 inch          | \$ 3,000.00 |
| 6 inch          | \$ 5,000.00 |
| 8 inch          | \$ 6,000.00 |
| 10 inch         | \$ 8,000.00 |

3. 2021 and After

The fees set forth below shall take effect January 1, 2021 and remain effective thereafter unless and until changed by Village Council.

| <u>Tap Size</u> | <u>Fee</u>  |
|-----------------|-------------|
| 5/8 inch        | \$ 400.00   |
| 3/4 inch        | \$ 450.00   |
| 1 inch          | \$ 500.00   |
| 1 1/2 inch      | \$ 900.00   |
| 2 inch          | \$ 1,050.00 |
| 4 inch          | \$ 3,000.00 |
| 6 inch          | \$ 5,000.00 |
| 8 inch          | \$ 6,000.00 |
| 10 inch         | \$ 8,000.00 |

**D. Water Tower Improvement Fund**

A surcharge of one dollar and fifty cents (\$1.50) per month per service billing shall be charged for the purpose of funding a water tower improvement fund that shall be utilized for maintenance and/or replacement of the existing water towers. Two User – One Meter accounts shall pay three dollars (\$3.00) per month, and Three User – One Meter accounts shall pay four dollars and fifty cents (\$4.50) per month.

**E. Out-of-Corporation Users Fee**

Effective April 1, 2017 (to appear on the May 1, 2017 billing statements) through December 31, 2018, a \$20.00 fee shall be charged per month to all out-of-corporation users of water (“Out of Corp Users”). If an Out of Corp User also has a Village Wastewater System connection, the fee shall be \$40.00 per month.

From January 1, 2019 through December 31, 2020, a \$22.50 fee shall be charged per month to all Out of Corp Users. If an Out of Corp User also has a Village Wastewater System connection, the fee shall be \$45.00 per month.

Effective January 1, 2021, and remaining effective thereafter unless and until changed by Village Council, a \$25.00 fee shall be charged per month to all Out of Corp Users. If an Out of Corp User also has a Village Wastewater System connection, the fee shall be \$50.00 per month.

To ensure the long-term operation of the Village Water and Wastewater Systems, connections to persons living outside the corporation limits shall no longer be permitted unless there is no annexation point between the person requesting a connection (the “Out of Corp Resident”) and the Village, and said connection is in the best interest of all parties involved. If such circumstances exist, the Out of Corp Resident must enter into a written agreement with the Village, therein promising to annex to the Village when an annexation point exists. These agreements shall run with the land, and shall be recorded in the Official Records of the Mercer County Recorder at the expense of the Out of Corp Resident.

**F. Water / Sewer Deposits**

A tenant in a rental unit or person living in the mobile home park (located at 117 E. Broadway Street) seeking new water and/or wastewater service must pay a seventy-five dollar (\$75.00) deposit (per account). Anyone found to be delinquent for past water and/or wastewater service, or deemed to be a repayment risk based on credit history, must pay a one hundred dollar (\$100.00) deposit to have service listed in his/her name.

**G. Meter Readings, Payments, and Miscellaneous Fees**

Water service meters will be read monthly and as near the same date of the month as possible. Bills will be mailed on approximately the first day of the month. Payments are due no later than the sixteenth (16<sup>th</sup>) day of the month, or they will be subject to a one-time ten percent (10%) late fee added to the net amount of each past due bill. The due date will be extended to the first business day after the 16<sup>th</sup> if said date falls on a Sunday or holiday. Payments not made by the 25<sup>th</sup> of the month will be subject to a shut-off notice. Any accounts remaining delinquent after the 30<sup>th</sup> of the month shall be subject to having the service turned off until the account is paid in full.

If a service is turned off, a twenty dollar (\$ 20.00) shut off fee and a twenty dollar (\$ 20.00) turn on fee will be charged to the account holder.

If a check is returned for any reason, a twenty dollar (\$20.00) fee or the Village's costs associated with the returned check, whichever is greater, will be charged to the account holder.

If a delinquent account goes unpaid for sixty (60) days, the Village reserves the right to certify the delinquent amount to the Auditor of Mercer County who will place the outstanding balance on the Real Estate Tax Duplicate, with interest and penalties as permitted by law, and will collect as other Municipal Property Taxes are collected.

The Village reserves the right to withhold service to any property or previous account holder that has any delinquent amounts owing for water or wastewater service until such amounts are paid in full.

A minimum fee of \$20.00 shall be charged for all bulk water services.

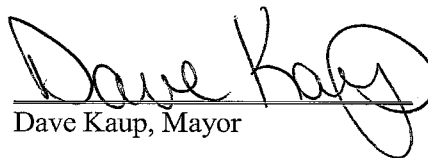
SECTION TWO

This Ordinance is necessary for the preservation of the health, safety, and welfare of the residents of the Village of Fort Recovery, Ohio, and implementation is necessary beginning with the April 2017 billing cycle in order to maintain the sound financial condition of the Village Water System. Therefore, this Ordinance shall go into effect immediately upon its passage and approval by the Mayor.

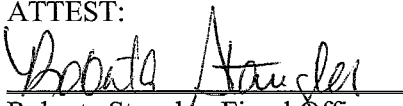
Passed this 20th day of March, 2017

No. of Yes Votes 6

No. of No Votes 0

  
Dave Kaup, Mayor

ATTEST:

  
Roberta Staugler, Fiscal Officer

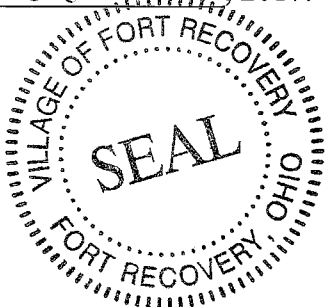
APPROVED AS TO FORM:

  
Erin M. Minor, Village Solicitor



Certificate

I, Roberta Staugler, hereby certify that the above is a true copy of an ordinance passed at a regular meeting of the Village of Fort Recovery Council held on March 20, 2017.



Roberta Staugler  
Roberta Staugler, Clerk

Certificate

I, Roberta Staugler, hereby certify that there is no newspaper printed in the Village of Fort Recovery and that publication of the foregoing ordinance was made by posting true copies thereof at five of the most public places in the Village, as determined by the Village of Fort Recovery Council. Those places are as follows: Village of Fort Recovery Council Chambers, Second National Bank, Mercer Savings Bank, First Financial Bank, and the Fort Recovery Library.



Roberta Staugler  
Roberta Staugler, Clerk