

ORDINANCE 17-19

AN ORDINANCE REPEALING ORDINANCE 05-19 AND FIXING UTILITY RATES

WHEREAS, the Village of Frazeytsburg by its Utility Department provides water & sewer utility service for the Village of Frazeytsburg and surrounding areas; and

WHEREAS, the Village of Frazeytsburg has completed a water asset management plan; and

WHEREAS, the Village of Frazeytsburg has determined that it is necessary to collect additional revenue to properly maintain the water infrastructure; and

WHEREAS, the Village of Frazeytsburg has determined that to comply with the USDA loan agreement, no water tap shall be installed and kept without a monthly charge.

BE IT ORDAINED, BY THE COUNCIL OF THE VILLAGE OF FRAZEYSBURG, OHIO, THAT:

SECTION ONE: The Village of Frazeytsburg, Ohio, hereby repeals Ordinance 05-19, which is attached hereto and incorporated by reference.

SECTION TWO: Establishing rates for the Water and Sewer Utility provided by the Village of Frazeytsburg. The following rates will be billed monthly.

1. The price to be charged for water furnished by the Village of Frazeytsburg Water Department to all customers **in the Village of Frazeytsburg**, Ohio are hereby fixed as follows:
 - a) Monthly minimum charge when there is no water used shall be set at \$12.10 per month
 - b) Monthly minimum charge (1-1,000 gallons) shall be set at \$24.28 per month
 - c) \$8.49 per thousand gallons for the second thousand gallons of water consumed (1001-2000)
 - d) \$7.83 per thousand gallons between 2,001-10,000 gallons of water consumed
 - e) \$8.39 per thousand gallons for gallons of usage above 10,000 gallons.

2. The price to be charged for sewer service furnished by the Village of Frazeytsburg Sewer Department to all **customers in the Village of Frazeytsburg**, Ohio are based on metered water usage and hereby fixed as follows:
 - a) Monthly minimum charge when there is no usage shall be set at \$14.25 per month
 - b) Monthly minimum charge (1-1,000 gallons) \$27.74 per month
 - c) \$7.50 per thousand gallons for the second thousand gallons (1001-2000)
 - d) \$5.00 per thousand gallons for gallons of usage above 2,000 gallons

3. The price charged for storm water service is \$2.50 per month.

4. All utility bills not paid by the fifteenth of the month will be assessed a late fee of fifteen percent (15%) of the most recent charges.

5. Each of the water charges shall be increased by 3% each year beginning with the January bill to comply with the Village Water Asset Management plan. The increase will be for a period of 10 years beginning with the January 2021 bill.

SECTION THREE: If any sentence, clause, section or any part of this ordinance is found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity, shall affect only such clause, sentence, section or part of this ordinance and shall not affect or impair any of the remaining provisions, sentences, clauses, sections or other parts of this ordinance. It is hereby declared to be the intention of the council of the Village of Frazeytsburg that this ordinance would not have been adopted and such unconstitutional, illegal, or invalid sentence, clause, section or part thereof been included therein.

SECTION FOUR: This ordinance will rescind Ordinance 05-19 and any prior ordinance that established Water and Sewer rate charges.

PASSED IN AN OPEN SESSION OF COUNCIL, THIS ____ DAY OF _____, 2019.

Gerald R. Howard
Mayor

Attest:

Jessica A. Everson
Fiscal Officer

APPROVED AS TO FORM ONLY:

Gerald J. Tiberio, Jr.
Village Solicitor

ORDINANCE 05-19

**AN ORDINANCE REPEALING ORDINANCE 09-18 AND FIXING UTILITY RATES;
AND DECLARING IT AN EMERGENCY**

WHEREAS, the Village of Frazeytsburg by its Utility Department provides water & sewer utility service for the Village of Frazeytsburg and surrounding areas; and

WHEREAS, the Village of Frazeytsburg has determined that it is not necessary to collect \$7.50 each month for storm water needs; and

WHEREAS, the Village of Frazeytsburg has determined that it is necessary to collect more each month for water and sewer needs; and

WHEREAS, the Village of Frazeytsburg has determined that to comply with the USDA loan agreement, no water tap shall be installed and kept without a monthly charge.

**BE IT ORDAINED, BY THE COUNCIL OF THE VILLAGE OF
FRAZEYSBURG, OHIO, THAT:**

SECTION ONE: The Village of Frazeytsburg, Ohio, hereby repeals Ordinance 09-18, which is attached hereto and incorporated by reference.

SECTION TWO: Establishing rates for the Water and Sewer Utility provided by the Village of Frazeytsburg. The following rates will be billed monthly.

1. The price to be charged for water furnished by the Village of Frazeytsburg Water Department to all customers **in the Village of Frazeytsburg**, Ohio are hereby fixed as follows:
 - a) Monthly minimum charge when there is no water used shall be set at \$11.75 per month
 - b) Monthly minimum charge (1-1,000 gallons) shall be set at \$23.57 per month
 - c) \$8.24 per thousand gallons for the second thousand gallons of water consumed (1001-2000)
 - d) \$7.60 per thousand gallons between 2,001-10,000 gallons of water consumed
 - e) \$8.15 per thousand gallons for gallons of usage above 10,000 gallons.

2. The price to be charged for sewer service furnished by the Village of Frazeytsburg Sewer Department to all **customers in the Village of Frazeytsburg**, Ohio are based on metered water usage and hereby fixed as follows:
 - a) Monthly minimum charge when there is no usage shall be set at \$14.25 per month
 - b) Monthly minimum charge (1-1,000 gallons) \$27.74 per month
 - c) \$7.35 per thousand gallons for the second thousand gallons (1001-2000)
 - d) \$3.50 per thousand gallons between 2,001-10,000 gallons
 - e) \$5.00 per thousand gallons for gallons of usage above 10,000 gallons

3. The price charged for storm water service is \$2.50 per month.

4. All utility bills not paid by the fifteenth of the month will be assessed a late fee of fifteen percent (15%) of the most recent charges.

SECTION THREE: That this Ordinance is declared to be emergency legislation, necessary for the immediate preservation of the public peace, health, and safety, which shall be effective upon passage, such emergency arising from the need for the Village to collect necessary revenue for maintenance of utilities.

SECTION FOUR: If any sentence, clause, section or any part of this ordinance is found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity, shall affect only such clause, sentence, section or part of this ordinance and shall not affect or impair any of the remaining provisions, sentences, clauses, sections or other parts of this ordinance. It is hereby declared to be the intention of the council of the Village of Frazeytsburg that this ordinance would not have been adopted and such unconstitutional, illegal, or invalid sentence, clause, section or part thereof been included therein.

SECTION FIVE: This ordinance will rescind Ordinance 09-18 and any prior ordinance that established Water and Sewer rate charges.

PASSED IN AN OPEN SESSION OF COUNCIL, THIS 11TH DAY OF MARCH, 2019.