

ORDINANCE NO. 2012-04

AN ORDINANCE ESTABLISHING/AMENDING PAYMENT, BILLING, SHUT OFF PROCEDURES, CONNECTION FEES AND PENALTIES FOR WATER AND SEWER SERVICE

WHEREAS, the Village of North Hampton supplies water and sanitary sewer service; and

WHEREAS, the Village of North Hampton collects rents for such service

NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF NORTH HAMPTON, STATE OF OHIO: three –fourths of the members elected thereto concurring, that

Section 1 Billing Cycle

All bills are mailed by the first of each month and are due by the 10th of each billing month. If the 10th falls on a weekend or holiday, the due date will fall on the next business day. Water bills may be paid by mail to P.O. Box 457, North Hampton, Ohio 45349 or by using the drop box at the village office (all payments made in the drop box will be considered paid on the next days business). A second notice will be sent on the 25th of the second month by which no payment has been made on the account. If payment is not received within those five days, a orange disconnect notice will be served upon the property and water and/or sewer service will be shut off to the property without further notice and will require payment of delinquent amount plus an additional re-connection fee of Forty dollars (\$40.00). The owner of property supplied with these services retains responsibility for all charges on the premises. Refusal, failure or neglect to pay bills when due, or permitting any waste or improper use of water or sewer may result in termination of service. Failure of owner or consumer to receive bill does not relieve him or her from the obligation of its payment, or from consequences of non-payments

Section 2 Delinquency

Any rents not received by the 25th day of each month shall be considered delinquent and subject to a 5% penalty of the outstanding balance. Penalties not paid in the next billing cycle, will be subject to additional penalties at a rate of 5% of the past due balance.

Section 3 Method of Metering

All residents within and adjoining to North Hampton currently hooked to water and sewer service is charge by the number of units occupied in each structure, not by the number of hookups going to each structure. The billing is based on a flat rate of: eighteen dollars (\$18.00) per month for water service, both commercial and residential. Plus a sewer usage fee of Sixty-two dollars (\$62.00) for residential and Seventy-Seven dollars (\$77.00) for commercial and industrial.

Master meter customers contracted outside the village of North Hampton are billed at a rate established within each said contract. Increases in billing rates shall be at an equal percentage to the Village residents. The Village shall receive and remit payment to the Ohio Water Development Authority on behalf of each contracted entity until debt service has been satisfied.

Section 4 **Payment Plan**

Option 1: A payment plan may be made prior to shut off of service. The Payment plan requires 50% of outstanding balance to be paid prior to the 25th of the month and the remainder of the outstanding balance to be paid by the 10th of the next billing month. Failure to make the second payment of the payment plan voids said plan and structure is subject to immediate shut off of water service without notice. Payment in full will only be accepted plus Forty dollar (\$40.00) reconnection fee.

Option 2: A payment plan may be made prior to shut off of service. The payment plan will spread the past due charges plus financial fees, and current month charges for no more than 6 months. Failure to make any installment of the payment plan on the 10th of each month voids said plan, and structure is subject to immediate shut off of water service without notice and payment in full will only be accepted plus a Forty dollar (\$40.00) reconnection fee.

Section 5 **Payment by tenant**

If the owner of any premises elects to have his or her tenant or lessee pay the water/sewer bill, such tenant or lessee does so as the agent of the owner. The owner of property supplied with these services retains responsibility for all charges on the premises. Refusal, failure or neglect to pay bills when due, or permitting any waste or improper use of water or sewer may result in termination of service. Failure of owner or consumer to receive bill does not relieve him or her from the obligation of its payment, or from consequences of non-payments

Section 6 **Certification to County Auditor**

If account is not brought current within 30 days of water being shut off, the balance owed plus all penalties may be at the Village discretion certified to the County Auditor to be placed as a lien against the property.

Section 7 **Insufficient Funds or Bad Check Fees**

A service charge of \$25 will be assessed for each check not clearing the bank and may require payment with certified funds or money order at the discretion of the Village.

Section 8 **Usage overages**

Sewer

A surcharge of 50% will be added to the current rate per thousand gallons for each thousand gallons collected which exceeds NORTH HAMPTON'S daily allowance of 125,000 gallons per day. NORTH HAMPTON will act to the fullest extent permitted by law to collect any portion of such surcharge as may be attributable to any person or entity contracting with NORTH HAMPTON to use the sanitary sewer system, including the filing of liens and certification of the debt to the Clark County Auditor's office. In the event such contracting debtor user files and is discharged in bankruptcy or otherwise ceases to exist without the financial resources to pay the debt, NORTH HAMPTON will not be responsible to NEW CARLISLE for said portion the such surcharge.

NORTH HAMPTON shall assign to NEW CARLISLE, upon NEW CARLISLE'S written request, the right to collect delinquent surcharges directly from any person or entity contracting with NORTH HAMPTON to use the sanitary sewer system and whose potential usage of the system exceeds 40 EDU's (Equivalent Dwelling Unit). Upon such assignment NORTH HAMPTON will have no further responsibility to NEW CARLISLE for collection of the delinquent surcharge amount.

Section 9 New Service Connections

Tap-in Fees will be in accordance with Exhibit “B”

New Connections to sewer will be required to pay capacity charges for new sewer service, as outlined in the City of New Carlisle Codified Ordinance Section 1042 Appendix A

Section 10 Effective Dates

This Ordinance shall take effect and be enforce effective December 11, 2012.

Section 11 Notification

It is also the owner’s responsibility to notify the N.H. Water& Sewer Department of change in ownership or consumer. Vacation shut-off services will be honored if arranged prior to the time frame that property is to be shut-off. Failure to give notice will not relieve the owner or consumer from the obligation of payment for services.

Notice and new consumer information should be mailed to:

**N.H. Sewer and Water
P.O. Box 457
North Hampton, Oh 45349
Or call
(937)964-1362**

Section 12

This Ordinance shall supersede all previous and effective Ordinances and herby repeals said Ordinances.

Section 13

Usage Rates see attached rate schedule “Exhibit A”

Adopted this _____ day of _____, 2012

Emory Harrod
Mayor

ATTEST:

Clerk/Treasurer Jennifer Baldwin

Certification

I, Jennifer Baldwin Clerk/Treasurer of the Council of the Village of North Hampton, Clark County, State of Ohio, do hereby certify that the foregoing is a true copy of Ordinance No. 2012-04, Passed by the Council of the Village of North Hampton, Ohio, On _____, 2012.

“Exhibit A”

Rate Schedule

Within Village Limits:

Residential Water (No Meter) \$18.00 per Month per residence (Unit)
Residential Sewer (No Meter) \$62.00 per Month per residence (Unit)

Business Water (No Meter) \$18.00 per Month per (Unit)
Business Sewer (No Meter) \$77.00 per Month per (Unit)

New Connections Outside Village Limits:

Residential Water (No Meter) \$25.00 per Month per residence (Unit)
Residential Sewer (No Meter) \$70.00 per Month per residence (Unit)

Business Water (No Meter) \$25.00 per Month per (Unit)
Business Sewer (No Meter) \$85.00 per Month per (Unit)

Master Meter Customers:

Water \$3.59 per 1000 Gallons

Bulk Water Hauling

Water \$4.00 per 1000 Gallons

Exhibit “B”

Tap In Fees

<u>Line Size</u>	<u>Tap In fee</u>
5/8	\$975.00
1"	\$1200.00
1 ½	\$1800.00
2"	\$2300.00
3"	\$3800.00
4"	\$4000.00

Any larger line will be quoted and approved by council

Master Meter customers \$5000.00 plus any cost of meter and any other negotiated construction costs.