

RECORD OF ORDINANCES

Dayton Legal Blank Co. 10114

Ordinance No. 1980-10

Passed

September 2, 1980

AN ORDINANCE AMENDING ORDINANCE NO. 415-A, SECTION II - AN ORDINANCE FIXING THE RULES AND REGULATIONS, RATES AND CHARGES TO ALL WATER CONSUMERS IN THE MUNICIPALITY OF BROOKVILLE, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, it is deemed necessary and essential to establish certain additional rates for water to all water consumers and it is, therefore deemed to be an emergency in order to protect the general health and welfare of the community and its environs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE MUNICIPALITY OF BROOKVILLE, OHIO, THAT:

SECTION I:

Section II, Paragraph P of Ordinance No. 415-A - An Ordinance Fixing The Rules And Regulations, Rates And Charges To All Water Consumers In The Municipality Of Brookville, Ohio, be amended as follows:

P. There shall be a minimum charge in case of water billed quarterly for the first 1,000 cubic feet consumed per quarter, which minimum charge is to cover investment, overhead expense and the cost of being ready to serve with water.

These minimum charges will be payable quarterly as due, at the following rates for the various sized meters:

MINIMUM CHARGES 1,000 Cubic Feet or Less

1/2" meter	\$22.50 per quarter
5/8" meter	22.50 per quarter
3/4" meter	24.50 per quarter
1" meter	30.20 per quarter
1 1/2" meter	40.55 per quarter
2" meter	58.00 per quarter
3" meter	101.55 per quarter
4" meter	145.75 per quarter
6" meter	240.65 per quarter
8" meter	397.95 per quarter
10" meter	650.15 per quarter

The following shall be additional charges:

First	1,000 cubic feet per quarter - Minimum
Next	9,000 cubic feet per quarter - 5.60 per thousand
Next	90,000 cubic feet per quarter - 5.35 per thousand
Next	400,000 cubic feet per quarter - 5.00 per thousand
Next	500,000 cubic feet per quarter - 4.10 per thousand
All over 1,000,000 cubic feet per quarter	- 3.75 per thousand

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There will be a penalty of 10% of the total water bill added to the water charge if the bill is not paid within fifteen (15) days after the billing date on the water bill. If the water bill is not paid in full within forty-five (45) days of the billing date on the water bill, the water service will be shut off. A shut-off notice will be mailed to the property owner prior to the Shut-Off date.

SECTION II:

There will be a 25% additional fee for consumers living outside of the Municipal Corporation Limits.

SECTION III:

These rates shall start and be in effect on the October 15, 1980 billing for the water consumed during the previous quarter of June through August, 1980.

SECTION IV:

This Ordinance is hereby declared to be an emergency ordinance in order to protect the general health and welfare of the community and its environs. Therefore, this Ordinance shall take effect and be in force from and after its passage provided passage is by at least two-thirds of the members of Council, as persuant to Section 4.07 (A) (5) of the Municipal Charter.

SECTION V:

If any sentence, clause, section or 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 Municipality of Brookville that this Ordinance would have been adopted has such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Passed this 2nd day of September, 1980.

ATTEST:

E. Eugene Roeser
E. Eugene Roeser, Clerk

Robert N. Apgar
Robert N. Apgar, Mayor

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CERTIFICATE

The undersigned, Clerk of the Municipality of Brookville, Ohio does hereby certify that the foregoing is a true and correct copy of Ordinance No. 1980-10 passed by the Council of said Municipality on the 2nd day of September, 1980.

E. Eugene Roeser
E. Eugene Roeser, Clerk

CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio hereby certifies that the foregoing Ordinance No. 1980-10 was posted at the Municipal Building, U. S. Post Office and the Brookville National Bank, Brookville, Ohio on the 9th day of September, 1980 to the 8th day of October, 1980 both days inclusive.

E. Eugene Roeser
E. Eugene Roeser, Clerk