

ORDINANCE 2019-06

AN ORDINANCE INCREASING THE WATER AND SEWER TAP FEES FOR THE VILLAGE OF COMMERCIAL POINT, OHIO AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Section 743.04 provides the Village may assess and collect a water rent or charge of sufficient amount and in such manner as it determines to be most equitable from all tenements and premises supplied with the water; and

WHEREAS, Ohio Revised code section 729.49 provides that the legislative authority of a municipal corporation may, by ordinance, establish just and equitable rates of charges of rents to be paid to the municipal corporation for the use of a municipal sewer system; and

WHEREAS, the Village of Commercial Point has determined that it is necessary to increase water and sewer tap fees to provide the funds necessary for the operation of its sewer and water systems and to pay the debt services related thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, COUNTY OF PICKAWAY, STATE OF OHIO, A MAJORITY OF THE MEMBERS CONCURRING THAT:

Section 1.

(A.) Water Tap Fee. A water tap fee shall be paid by any person or entity for each new service connection to the Village water system. The tap fee shall be paid at the time of filing the application to make the service connection. The water tap fee shall be as attached hereto and incorporated herein as Exhibit A.

(B.) Sewer Tap Fee. A sewer tap fee shall be paid by any person or entity for each new service connection to the Village sewer system. The tap fee shall be paid at the time of filing the application to make the service connection. The sewer tap fee shall be as attached hereto and incorporated herein as Exhibit B.

Section 2.

No person or entity shall make a service connection or any part thereof to the sanitary sewer system or water system of the Village of Commercial Point unless the proper tap fee or fees have been paid and a permit has been issued by the Village to make the service connection to the Village sewer or water system. Whoever violates this Section is guilty of a misdemeanor of the first degree, and shall be fined not more than one thousand dollars.

Section 3.

The tap fees set forth in this Ordinance shall take effect and shall be paid by any person or entity filing an application on and after the effective date of this Ordinance to make a service connection to the Village water or sewer system. Owners of individual residential parcels located within the corporation limits as of the passage of this ordinance are eligible to purchase a ¾" water tap for \$ 5,000 and a residential sewer tap for \$ 7,200.

Section 4.

All previous ordinances which established sewer and water tap fees are hereby repealed to the extent that the fees set forth therein are in conflict with this Ordinance.

Section 5.

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, peace, safety and general welfare of the citizens of the Village of Commercial Point. Emergency passage is necessary in order to provide for equality in the charges for residential and commercial properties and to avoid the loss of significant revenue, which the Village would otherwise collect. Therefore, this Ordinance shall take effect immediately upon passage.

Vote on Suspension of Readings:

Motion by: _____ 2nd _____

Roll Call:

___ Bruce Moore ___ Aaron Grassel ___ Scott O'Neil
___ Laura Wolfe ___ Jason Thompson ___ Ben Townsend

Vote on Passage of the Ordinance and declaring it an emergency:

Motion by: Ben Townsend 2nd Bruce Moore

Roll Call:

Yes Bruce Moore Yes Aaron Grassel Yes Scott O'Neil
Yes Laura Wolfe Yes Jason Thompson Yes Ben Townsend

Adopted this 17th day of June, 2019.



Gary Joiner, Mayor



Wendy Hastings, Fiscal Officer

Approved as to Form:



Frost Brown Todd, LLC Law Director

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Exhibit A – Water Tap Fees

Section 1. The water tap fees of the Village of Commercial Point shall be as follows:

<u>Tap Diameter (Inches)</u>	<u>Tap Fee</u>
3/4	\$ 8,000.00
1	\$ 14,222.00
1 1/2	\$ 32,000.00
2	\$ 56,888.00
3	\$ 128,000.00
4	\$227,555.00
6	\$512,000.00
8	\$910,222.00

Section 2. The Village shall not allow any master meter arrangements for residential purposes.

Section 3. When a service line is used for fire protection only, the water tap fees shall be reduced to thirty (30) percent of the above rate. The service line for fire protection shall be separate from all other service lines. There shall not be any connection between a fire protection system and water system for domestic use.

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Exhibit B – Sewer Tap Fees

Section 1. The sewer tap fee shall be \$10,200.00 or \$25.50 per gallon of standard strength sewage discharged in one average day, whichever is greater. The average daily gallonage shall be determined by the following schedule:

SCHEDULE OF AVERAGE DAILY GALLONAGE:

Table listing various categories and their corresponding sewer tap fees. Categories include Apartments (250 one bedroom, 400 two bedroom, 400 three bedroom or more), Assembly halls (2 per seat), Bowling alleys (75 per lane), Churches (3-5 per sanctuary seat), County clubs (50 per member or 35 per seat at 400 ppm BOD), Dance halls (2 per person), Drive-in theaters (5 per car space), Factories and Warehouses (25 per employee with showers, 35 per employee without), Food service operations (35 per seat at 400 ppm BOD), Hospitals (300 per bed), Motels (100 per unit), Schools (15 per pupil), and many others.

*Note (a) - Connection fees for 400 ppm BOD sewage shall be doubled.

*Note (b) - Truck parking areas will require consideration for treatment of run-off at large truck stops.

*Note (c) - The gallons per day that requires the largest treatment capacity shall be used to compute the connection fee.