

AMENDMENT TO TOWNSHIP OF POWELL
WATER RATE ORDINANCE

ADOPTED: 9-25-2012
PUBLISHED 9-17-2012
EFFECTIVE: 9-25-2012

AMENDMENT TO TOWNSHIP OF POWELL, MARQUETTE COUNTY, MICHIGAN
WATER RATE

The Board of Powell Township, Marquette County, Michigan, ORDAINS:

That the Powell Township Water Rate Ordinance. Designated as Ordinance No. 3, adopted March 13, 2001, shall be, and the same hereby is amended as follows:

REPEALER

That portion of Section 1, under the heading Water Rates of Ordinance No.3 the Powell Township Water Rates Ordinance, as adopted September 1, 2012, and any other Ordinance, Resolutions, Order, or parts thereof in conflict with the provisions of this Amendment, it is, to the extent such conflict, hereby repealed. This repeal shall be effective as of the effective date of the following Amendment.

AMENDMENT

That portion of Section 1, Ordinance No. 3, the Powell Township Water Rate Ordinance under the heading Water Rates, as adopted September 1, 2012; shall be, in the same hereby is amended to read as follows:

WATER RATES

Residents

Water rates will be \$ 35.00 per month per residence,
Non-service water fee will be \$ 35.00 per month per residence.

Business

Monthly water rates for users of the Township's Water Supply System, based upon the meter readings of the amount of water consumed per month, as follows:

Water rates will be \$ 35.00 per 10,000 gallons or any portion thereof
An additional \$ 3.50 will be charged per 1,000 gallons or any portion thereof
Non-service water fees of \$ 35.00 per month per business.
Minimum Monthly Bill: \$ 35.00

Late Fee

A monthly late fee of \$ 5% will be charged to any user who, hereof, is 30 days past due.

SPECIAL RATES

For miscellaneous services for which a special shall rate shall be established such rates shall be fixed by the Township Board.

Turn On / Off Charges

There will be imposed a charge of:

Summer Rate (May 1st thru October 31st) \$20.00
Winter Rate (November 1st thru April 30th) \$40.00

Whenever the township is requested to turn on or turn off water services; provided, however, when the Township is requested to provide turn on or turn off service at times other than the regular business hours of the township, there will be imposed an additional charge of time and material plus 10%.

Fire Hydrant Rate

For water used through the Township's hydrants, the Township shall pay a charge of Two Hundred Ninety Five dollars (\$295.00) a month, which charges shall be payable monthly from funds of the Township, or from the proceeds of taxes which the Township is hereby authorized and required to levy within constitutional and statutory limits in an amount sufficient for that purpose.

Enforcement

The charges for water service which are under the provisions of Section 21, Act 94 Public Acts of Michigan, 1933, as amended, made a lien on all premises served thereby, unless notice is given that a tenant is responsible, are hereby recognized to constitute such lien and whenever such charge against any piece of property shall be delinquent for six (6) months the township official or officials in charge of the collection thereof shall certify annually, on September 1st of each year, to the tax assessing officer of the township, the fact of such delinquency, where upon such charge shall be by him entered upon the next tax roll as a charge against such premises and shall be collected and the lien thereof enforced in the same manner as general township taxes against such premises are collected, and the lien thereof enforced; provided, however, where notice is given that a tenant is responsible for such charges and service as provided by said Section 21, no premises until cash deposit of not less than \$ \$35.00 shall have been made a security for payment of charges and service.

In addition to other remedies provided, the Township shall have the right to shut off and discontinue the supply of water to any premises for the nonpayment of water rates when due. If such charges are not paid within sixty (60) days after due date thereof, then water services to such premises shall be discontinued. Water services so discontinued shall not be restored until all sums then due and owing shall be paid plus a turn on and off charge.

Section 2: All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed in so far as the conflicting portions thereof are concerned.

Section 3: This Ordinance shall be published in full in the *Marquette Mining Journal*, a newspaper of general circulation in the township, promptly after its adoption, and shall be recorded in the Ordinance Book of the Township, and such recording authenticated by the signatures of the Township Supervisor and Township Clerk.

Section 4: This Ordinance is hereby determined by the Township Board to be immediately necessary for the preservation of the peace, health and safety of the Township and is therefore declared to have immediate effect.

Passed and adopted by the Township of Powell, County of Marquette, Michigan, on the 25 day of September 2012, and approved by me as Township Supervisor on this _____ day of _____, 2012.

Daryl Wilcox, Supervisor

Attest: 
Sara Drury, Clerk

Yeas: Joe Stanley
Arlene Erickson
Sara Dewey
Darlene Turner

Nays: _____

Absent: Daryl Wilcox