

RESOLUTION AMENDMENT TO TOWNSHIP OF POWELL  
WATER RATE ORDINANCE

ADOPTED: 9-24-2013  
PUBLISHED: 9-24-2013  
EFFECTIVE: 11-1-2013

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

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:

REPEALING

That portion of Section 1, under the heading water Rates of Ordinance No. 3 the Powell township water Rates Ordinance, as adopted 9/24/13, 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Order, or parts thereof in conflict with the provisions of this Amendment, it is, to the extent such conflict, hereby repealed.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 9/24/13, shall be, in the same hereby is amended to read as follows;

WATER RATES

*Residents*

Water rates will be \$ 40.00 per month, per residence,  
Non-service water fee will be \$ 40.00 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 \$ 40.00 per 10,000 gallons or any portion thereof  
An additional \$ 4.00 will be charged per 1,000 gallons or any portion thereof

Non-service water fees of \$ 40.00 per month per business

Minimum Monthly Bill: \$ 40.00

*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 1<sup>st</sup> thru October 31<sup>st</sup>) \$20.00

Winter Rate (November 1<sup>st</sup> thru April 30<sup>th</sup>) \$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 Three Hundred Sixty dollars (\$ 360 ) 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 official or officials in charge of the collection thereof shall certify annually, on September 1<sup>st</sup> of each year, to the tax assessing officer of the township, the fact of such delinquency, where upon 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 Section 21, no premises until cash deposit of not less than \$ 40.00 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 resolution amendment 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  
24 day of September, 2013 and approved by Township Supervisor on this 24 day of  
September, 2013.

Darlene Turner  
Darlene Turner, Supervisor

Attest: Linda H Gamble  
Linda Gamble, Clerk

Yeas: Hudson  
Turner  
Stanley  
Gamble  
\_\_\_\_\_

Nays: None

Absent: Erickson