

SPECIAL CIRCUMSTANCE NEW POLICY ADOPTION  
CREDIT FOR COMMERCIAL USERS

ADOPTED: Feb 18, 2014

PUBLISHED: \_\_\_\_\_

EFFECTIVE: Feb 18, 2014

**POLICY FOR COMMERCIAL WATER USERS  
CREDIT FOR CONTINUOUS RUNNING TO PREVENT FREEZING WATER LINES**

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

REPEALING

That portion of Section 1, under the heading water Rates of Ordinance No. 3 the Powell Township Water Rates Ordinance, as adopted July 8, 2014, and any other Ordinance, Resolutions, Order, or parts thereof in conflict with the provisions of this policy, it is, to the extent such conflict, hereby repealed.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 Feb 18, 2014, shall be, in the same hereby is amended to read as follows;

SPECIAL CIRCUMSTANCES

To prevent the water lines from freezing up, the Board of Powell Township has asked every consumer to have a continuous trickle of water, until the Board has deemed it safe to stop.

Because of this request, for commercial users that go over their average monthly usage, the Board has approved that they will be credited the difference between the average usage and the current usage during this time. The credit to commercial accounts will be different based on usage.

Rates will continue as;

*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.

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 \$\_\_\_\_\_ 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 special 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 amendment are hereby repealed in so far as the conflicting portions thereof are concerned.

Section 3: This policy 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 policy 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

18<sup>th</sup> day of Feb 18, 2014 and approved by Township Supervisor on this 18<sup>th</sup> day of Feb, 2014.



Darlene Turner, Supervisor

Attest:



~~Linda Gamble, Clerk~~

Samantha Morin, Deputy Clerk

Yeas: Arlene Erickson

Darlene Turner

Denise Hudson

Joe Stanley

Gamble - Absent

Nays: - 0 -

Absent: 1 - (Gamble)