

BORO OF MILLVILLE
COLUMBIA COUNTY, PENNSYLVANIA

ORDINANCE NUMBER 122-9310

AN ORDINANCE OF THE BORO OF MILLVILLE ESTABLISHING A RATE STRUCTURE FOR WATER AND SEWER SERVICE; ESTABLISHING MISCELLANEOUS FEES INCIDENT TO THE PROVISION OF WATER AND SEWER SERVICE; SETTING FORTH TERMS CONCERNING COLLECTION OF DELINQUENT ACCOUNTS; AND ESTABLISHING ADDITIONAL RULES, REGULATIONS, AND POLICIES RELATING TO THE PROVISION OF WATER AND SEWER SERVICE BY THE BORO OF MILLVILLE.

BE IT ORDAINED, and it is hereby ordained by the Council of the Boro of Millville as follows:

Section 1. Purpose

This ordinance may be known as the "Millville Water and Sewer Ordinance." The purpose of this ordinance is to restructure the water and sewer rates and related charges, and to establish various rules, regulations and policies relating to the provision of water and sewer service in the Boro of Millville, to become effective November 1, 1993.

Section 2. Authority to Restructure Rates and Fees by Resolution

The Council of the Boro of Millville, hereinafter called the Council, shall have the right, from time to time, to restructure fees not contrary to the provisions of this Ordinance, by written resolution, which shall be filed for public inspection at the Boro office and shall be enforced as part of this Ordinance. Such written resolution may establish water and sewer rates, and permit fees to supplement the provisions of this Ordinance.

Section 3. Water Rates

(a) All water customers shall be charged, and shall pay to the Boro of Millville, a minimum charge for water consumption of \$23.10 per calendar quarter or part thereof, or such rate as Council may from time to time provide in accordance with the terms of this Ordinance. Such minimum charge shall entitle the customer to consumption of 2500 gallons or less of water over the course of a quarterly billing period or part thereof.

(b) For each gallon of water over 2500 gallons which is consumed during a quarterly billing period or part thereof, the customer shall be charged at the rate of \$1.58 per thousand gallons (\$0.00158/gallon), or such rate as Council may from time to time provide in accordance with the terms of this Ordinance.

Section 4. Sewer Rates:

(a) For customers having both municipal water and sewer service:

(1) Such customers shall be charged, and shall pay to the Boro of Millville, a minimum charge for sewer service of \$34.65 per calendar quarter or part thereof, or such rate as Council may from time to time provide in accordance with the terms of this Ordinance.

(2) Sewer charges shall be based upon water consumption as determined from water meter readings. The minimum charge set forth in the subparagraph (a) (1), above, shall entitle the customer to sewer service based upon water consumption of not more than 2500 gallons per quarterly billing. There shall be an additional charge for sewer service at the rate of \$1.62 per thousand gallons (\$0.00162/gallon) of water consumed over the 2500-gallon threshold during any quarterly billing or part thereof, or such rate as Council may from time to time provide in accordance with the terms of this Ordinance.

(b) For customers having municipal sewer service only, there shall be a flat-rate charge of \$55.35 per calendar quarter or part thereof, or such rate as Council may from time to time provide in accordance with the terms of this Ordinance.

Section 5. Broken or Malfunctioning Water Meters

(a) Customers using the standard residential 3/4" meter connections shall be charged at the minimum rate for any broken or malfunctioning water meter.

(b) Customers using other than the standard 3/4" residential meter connections shall be charged an average of the previous three quarters for water service. The same average shall apply to sewer fees when the customer is connected to the Boro sewer system.

Section 6. Meter Reading

(a) Customers' water meters shall be read quarterly, and it shall be the responsibility of the owner of the property on which a meter is installed to provide authorized Boro personnel reasonable access to the meters.

(b) For the convenience of the customer, at his or her option, a remote gauge may be installed at the customer's expense.

(c) In the event reasonable access to a meter is unavailable, the customer shall be charged for both water and sewer service at the rate of one and one-half times the previous quarter's billing.

Section 7. Water Connection Permit Fees

(a) A water connection permit fee of \$250.00, and a permit fee of \$50.00 for the invasion of a public street or right-of-way if necessary, or such permit fees as Council may from time to time provide in accordance with the terms of this Ordinance and Section 507-A of the Pennsylvania Municipalities Planning Code of 1968 as amended,

shall be charged for connection to the Boro's water line. Such fee or fees shall include installation of the tap in the Boro's water line to which the customer can connect and the provision of a meter for which the customer shall be responsible for installing. The remaining hardware and installation along with the costs thereof shall be the responsibility of the property owner or owners. Said owners or owners may make the installation him or herself or themselves or through a subcontractor in accordance with the "Municipality Authorities Act of 1945."

(b) In all cases, water service shall not be permitted until final inspection and written approval is obtained from the Boro. There shall be no additional charge made for the inspection.

Section 8. Sewer Connection Permit Fees

(a) A permit fee of \$250.00, and a \$50.00 permit fee for the invasion of a public street or right-of-way, or such permit fees as Council may from time to time provide in accordance with the terms of this Ordinance and Section 507-A of the Pennsylvania Municipalities Planning Code of 1968 as amended, shall be charged for connection to the Boro's sewer line. Such fee or fees shall include installation of the tap in the Boro's sewer line to which the customer can connect. The remaining hardware and installation along with the costs thereof shall be the responsibility of the property owner or owners. Said owner or owners may make the installation him or herself or themselves or through a subcontractor in accordance with the "Municipality Authorities Act of 1945."

(b) In all cases, sewer service shall not be permitted until final inspection and written approval is obtained from the Boro. There shall be no additional charge made for the inspection.

Section 9. Disconnect Fees:

(a) Fees to disconnect from a water line shall be \$60.00, or such rate as Council may from time to time provide in accordance with the terms of this Ordinance in which case both water and sewer, if applicable, billings shall cease. In the case the Boro or its agents deem that the public water supply or any component of the water distribution system is threatened because of a vacancy or lack of heat, disconnection shall be mandatory.

(b) Customers who have sewer service only and who vacate their properties part of the year may apply to the Boro for relief from sewer billings for the period in which the property is actually vacant, but in no case shall such relief from billings exceed two calendar quarters for each calendar year.

Section 10 Security Deposit

New customers without prior favorable credit experience with the Boro shall be required to place with the Boro a deposit in an amount equivalent to one quarters' minimum billing for both water and sewer service (for customers desiring both water and sewer service), or in an amount equivalent to one quarters' flat rate billing (for sewer service only). Said deposit shall be applied to the first quarter's actual bill.

Section 11. Collection of Delinquent Accounts

(a) All payments shall be due within thirty days after billing. From and after the thirtieth day following a billing, finance charges shall accrue on any unpaid balances at the rate of 18% per annum (1½% per month).

(b) In the event of a bill which has not been paid thirty days after a billing, a reminder shall be sent to the property owner.

(c) In the event of a bill which has not been paid after sixty days, a warning shall be sent to the property owner.

(d) In the event of a bill which has not been paid after ninety days, the account shall be turned in for collection.

Section 12. Responsibility for Payment

In all instances, the record owner of the property to which water and/or sewer service is provided shall be responsible for all fees due the Boro, whether or not the account is established in the property owner's name.

Section 13. Repealer

All prior ordinance, resolutions, or rate structures enacted or promulgated by the Boro of Millville which are inconsistent with the terms of this ordinance are hereby repealed.

Section 14. Severability

In the event that any of the terms of the ordinance are declared unenforceable by a court of competent jurisdiction, such declaration shall not affect any of the remaining terms of the ordinance.

ENACTED as an ordinance of the Boro of Millville by the Council thereof at a meeting of its members duly called and held this _____ day of _____.

ATTEST

BORO OF MILLVILLE:

Murray Holdren, Secretary Millard

C. Ludwig, President of Council
(Seal)

The foregoing ordinance, as thus enacted, is hereby APPROVED by me this _____ day of _____.

Jerre W. Wright, Mayor

