

VILLAGE COUNCIL
VILLAGE OF NASHVILLE
ORDINANCE 1-12-2006-A

Council Member Kenyon, supported by Council Member Coll, moved the adoption of the following ordinance:

AN ORDINANCE TO AMEND ORDINANCE NO. 2-14-80-B, ENTITLED " AN ORDINANCE ESTABLISHING AND PROVIDING FOR THE COLLECTION OF RATES AND CHARGES FOR SEWAGE DISPOSAL SERVICE AND PROVIDING PENALTIES FOR VIOLATION OF SECTIONS THEREOF, IN THE VILLAGE OF NASHVILLE, BARRY COUNTY, MICHIGAN, AS FOLLOWS:

THE VILLAGE OF NASHVILLE ORDAINS:

SECTION 1. Amendment of Article III, Section 2, Ordinance No. 2-14-1980-B. That Article III, Section 2, Ordinance No. 2-14-1980-B is amended to read in its entirety as follows:

ARTICLE III - SEWER USER CHARGE SYSTEM

SECTION 2. Rates to be charged for service furnished by the system shall be as described below and shown in Exhibit A to this Ordinance.

- (a) Debt Retirement Charge: Each user of the System shall pay a monthly debt retirement charge. Users that are also metered customers of the Village water supply system shall be charged in accordance to the nominal size of the user's water meter, as shown in Exhibit A. Multiple family units on a single master water meter shall be charged the debt retirement charge shown for the 5/8 inch water meter, per family dwelling unit. Users that are not metered water customers of the Village shall be charged an amount in proportion to the number of residential equivalent units assigned to the user's premises, as reflected in Exhibit B and shown in Exhibit A.
- (b) Customer Service Charge: Each customer of the System shall pay a monthly service demand charge for customer costs associated with the System as shown in Exhibit A.
- (c) O, M & R: Each user of the system shall pay a monthly O, M & R charge in proportion to the user's wastewater contributions to the System. Users that are also metered customers of the Village water system shall be charged as shown in Exhibit A. Users that are not metered water customers shall be charged a flat amount per residential equivalent unit assigned to the user's premise, as reflected in Exhibit B and as shown in Exhibit A.
- (d) Surcharges: Each user that discharges wastewater strengths, exceeding "normal strength sewage", as defined, shall pay appropriate surcharges for treatment of excess waste strengths as shown in Exhibit A.

(e) Sewer Capital Improvement Fund Charge: Each user of the system shall pay a monthly Capital Improvement Charge for the repair, replacement, or extension of the sewer system as shown in Exhibit A.

SECTION 2. Amendment of Article VI, Section 1, Ordinance No. 2-14-1980-B. That Article VI, Section 1, Ordinance No. 2-14-1980-B is amended to read in its entirety as follows:

ARTICLE VI - PAYMENTS AND COLLECTIONS

SECTION 1. Bills for sewage disposal service are due and payable at the business office of the Village or to any designated agent on their date of issue and, if not paid by the 10th day thereafter, shall be deemed delinquent and shall be subject to a delayed payment charge of 10 percent thereof. Bills shall be dated and mailed monthly and shall cover one month's service. The Village may discontinue sewer service to the premises and take such other measures as are permitted by state law if it is not paid within Thirty days (30) after date of issuance.

SECTION 3. Effective Date. This Ordinance shall be published in accordance with state law and shall become effective twenty (20) days after its adoption or upon its publication, whichever occurs later.

PASSED and adopted by the Village of Nashville, Michigan on January 13, 2006.

YEAS: Rodriguez, Coll, Kenyon, F Dunham, Shotts, & J Dunham

NAYS: none

ABSENT: Bracy

Ordinance No. 1-12-2006-A adopted.

Frank Dunham, President

Cathy Lentz, Village Clerk

I, Cathy Lentz, the Clerk for the Village of Nashville, Barry County, Michigan, hereby certify that the forgoing is a true and accurate copy of an ordinance adopted by the village Council of the Village of Nashville at a regular meeting held on January 13, 2006.

Cathy Lentz, Village Clerk

Adopted: 1-12-2006

Published: 1-17-2006

Effective: 2-1-2006