

VILLAGE COUNCIL  
VILLAGE OF NASHVILLE  
ORDINANCE 3-10-2016A  
EFFECTIVE 1-1-2017

Council Member Courtney, supported by Council Member Zoerman, 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) Readiness to Serve (RTS): Each user of the System shall pay a monthly readiness to serve 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) 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.

(c) 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.

(d) 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. 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 Sewer Capital Improvement Fund 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.

SECTION 2. Amendment of Article IV, Section 3, Ordinance No. 2-14-1980-B. That Article IV, Section 3, Ordinance No. 2-14-1980-B is amended to read in its entirety as follows:

ARTICLE IV – INDUSTRIAL COST RECOVERY SYSTEM

SECTION 3. Each industrial user which is subject to Industrial Cost Recovery, will be assessed an industrial cost recovery charge for use of Village Sewage Works. The charge will be levied in accordance with Federal Regulations in force after July 1, 1980 and will be based on waste volume, delivery flow rate, and pollutant loadings as they may affect the capacity of eligible Sewage Works. The Village shall reserve the right to adjust said industrial cost recovery charges to any sewer user that significantly alters its waste volume or delivery flow rate. Affected users shall only be required to pay charges for those years that they use the system and only at an annual rate in proportion to the length of the entire recovery period. The industrial cost recovery period is the time period that is provided to allow industrial users to pay their total industrial cost recovery charge and shall be equal to thirty (30) years.

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 March 10, 2016.

YEAS: Felder, Zoerman, Courtney, Hartwell, Kenyon

NAYS: None

ABSENT: Coll, Fisher

Ordinance No. 3-10-2016A adopted.

Mike Kenyon, 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 3-10-2016.

Cathy Lentz, Village Clerk

Adopted: 3-10-2016  
Published: 3-19-2016  
Effective: 1-1-2017