

ORDINANCE NO. 99-3

AN ORDINANCE TO ESTABLISH RATES AND CHARGES AND PROVIDE FOR THE ENFORCEMENT THEREOF FOR THE USE AND SERVICE OF THE SANITARY SEWER SYSTEM OF THE VILLAGE OF LAKEVIEW, MICHIGAN.

THE VILLAGE OF LAKEVIEW ORDAINS:

Section 1: Section 1 of Ordinance No. 28 is hereby amended to read in its entirety as follows:

“Section 1: Rates to be charged for service furnished by the Village Sanitary Sewer System, effective immediately following meter reading in February, 2000 shall be as follows:

BASE RATE SERVICE CHARGES

Metered Systems:

A service charge of \$12.00 per metered user per month or any portion thereof.

Non-Metered Systems:

A service charge of \$29.00 per month or any portion thereof.

Additional Units:

Residential (owner occupied) \$6.00 per month.

Other/Commercial (including non-owner occupied residential) \$9.00 per month.

BASE RATE COMMODITY USE CHARGES

Residential:

A monthly Commodity Charge of \$2.30 per thousand gallons used based on weighted one (1) month average of metered water gallonage used by the customer during the previous three (3) month period ending with the November meter reading; OR,

If customer had not received service for the entire three (3) month period mentioned above, the monthly average of metered water gallonage used during the remainder of the said period will be charged at \$2.30 per thousand gallons used; OR,

A new customer with no water usage history, will pay for actual gallonage used until such time as the customer has been on the service for the entire three (3) months ending with the meter reading in November.

Other/Commercial:

All other/commercial customers will pay for all gallonage used each month at \$2.30 per thousand gallons used.

ADJUSTMENT OF SERVICE AND COMMODITY CHARGES

Beginning on March 1, 2000, and annually on March 1 thereafter, the base rate service charges and the base rate commodity use charge (the “base rate charges”) shall be increased by the greater amount of two percent (2%) or the “consumer general price level.” The adjustments to the base rate charges referenced herein shall become effective on March 1 of the year of the adjustment and shall thereafter constitute the base rate charges for purpose of administering this Ordinance. For purpose of this Ordinance, “consumer general price level” shall mean the annual averages of the 12 monthly values for

the preceding calendar year for the United States consumer price index for all urban consumers as defined and officially reported by the United States Department of Labor, Bureau of Labor Statistics.

TURN-ON/TURN-OFF CHARGES

A turn-on/turn-off charge of \$30.00 will be imposed whenever the Village is required to turn-off the sewer service (non-metered and/or metered only) due to non-payment of sewer fee.

SPECIAL RATES

Rates for miscellaneous or special services, as defined by the Village Council, shall be established from time to time by resolution of the Village Council.

Section 2: If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provisions shall not affect any of the other provisions of this Ordinance or of Ordinance No. 28.

Section 3: All ordinances and parts of ordinances in conflict with the provisions of the Ordinances are hereby repealed insofar as the conflicting portions thereof are concerned including, but not necessarily limited to, Village Ordinance No.'s 55, 57, 66, 66A, 92-5.

Section 4: This ordinance shall be published in a newspaper of general circulation within the boundary of the Village of Lakeview, Michigan and qualified under state law to publish legal notices, promptly after its adoption, and the same shall be recorded in the Ordinance Book of the Village and such recording authenticated by the Village President and the Village Clerk.

Section 5: This ordinance shall is hereby determined to be immediately necessary for the preservation of the peace, health and safety of the Village and shall become effective immediately upon its adoption.

Yeas: 6

Nays: None

Absent: 1

We hereby certify that the foregoing ordinance was adopted by the Village Council during a regular session at 7:30 P.M. on September 13, 1999.

Lee Burlison, Village President

L. John Kehl, Village Clerk