

(c) Water supply through the City's water mains may be shut off without notice to consumers if breaks in mains, pumping equipment breakdowns, reservoir failures or the construction, reconstruction, repair, replacement, cleaning, extending or tapping of mains requires, and no claims for damages of any nature whatsoever arising from such action will be paid.

(d) The City shall hold any consumer or other person responsible for damage to the water system. No person shall obstruct the water system or make any cross connection between the water system and any other source of water. No person shall make any connection tap or draw water from the water system without first having received the permits to do so as required in this chapter.

(e) No person shall operate any corporation cock or stop except in the performance of a test by a licensed plumber with the permission and supervision of the Service Superintendent.

(Ord. 86-14. Passed 11-24-86)

1042.02 CONNECTIONS; FEES.

(a) Water connection fees shall be as follows:

<u>Meter Size (in.)</u>	<u>Connection Charge</u>
3/4 or less	\$200.00
1	400.00
1-1/2	600.00
2	800.00
Above 2	meter size X 500.00

(b) Connections shall be made in a manner and of a size approved by the Director of Service. The cost, size and manner of connection for manufacturing plants, commercial structures and other large buildings shall be determined by negotiation and contract with the Manager.

(Ord. 86-14. Passed 11-24-86)

1042.03 SERVICE CHARGES.

(a) Each customer connected to the City water system within District A using a meter smaller than three-quarters of an inch shall pay a monthly service charge of eight dollars and sixty cents (\$8.60) for the first 1,000 gallons or part thereof, three dollars and seventy cents (\$3.70) for each 1,000 gallons thereafter. (Motion of Council. Passed 2-9-09)

(b) Each customer connected to the City water system within District B using a meter smaller than three-quarters of an inch shall pay a monthly service charge of eight dollars and sixty cents (\$8.60) for the first 1,000 gallons or part thereof, and three dollars and seventy cents (\$3.70) for each 1,000 gallons thereafter. (Motion of Council. Passed 2-9-09)

(c) For water meter sizes three-quarters of an inch or larger, the following monthly rates shall apply:

<u>Meter Size (in.)</u>	<u>Monthly Minimum Charge for 1,000 Gallons</u>
3/4 *	\$ 70.00 (Residential \$35.00)
1 *	100.00
1-1/2 *	130.00
2 *	160.00
3	370.00
4	620.00
6	1,040.00
8	1,770.00
10 or more	3,520.00

*The charge for this meter size (when the meter is used for irrigation purposes) will vary according to the provisions in 1042.04 BILLING.

(Motion of Council. Passed 2-9-09.)

(d) Each customer of District A who is connected to the City water system outside the City shall pay, in addition to the regular water charge, a surcharge of not more than fifty percent of the regular water charge.

(e) Publicly and privately owned water systems may be supplied water. The water service charge for such facilities shall be negotiated by the Manager on a contract basis and approved by Council. Charges for the sale of bulk water shall be set by the Manager based upon competition from other areas and requirements of the coin-operated mechanisms currently in use.

(Ord. 86-14. Passed 11-24-86)

(f) Beginning in 1998, the service charges set forth in subsections (a), (b) and (c) hereof and in Section 1042.08 may be increased annually, by four motions of Council (one for each subsection and section), at a percentage obtained by averaging the national inflation rate from the U.S. Labor Department for the previous three years as reported by the Dayton Area Chamber of Commerce. When increases in the charges are approved, the resulting monthly minimums and rates per thousand for meters smaller than three-quarters of an inch shall be rounded up to the next ten cents (\$.10); monthly minimums for meters three-quarters of an inch or larger shall be rounded up to the next ten dollars (\$10.00); and tap-in fees shall be rounded up to the next one hundred dollars (\$100.00) without requiring an amendment to this section.

(Ord. No. 2002-4, Adopted 4-22-02)

(g) In 1995, this section shall take effect for water usage which is reflected on third quarter bills. For future years, the rate changes set forth in this section shall take effect for water usage which is reflected on second quarter bills in the applicable year.

(Ord. 95-8. Passed 5-22-95.)

1042.04 BILLING

The water service billing procedure shall be established by the Director of Finance and may be changed from time to time to conform with good business practice. The billing procedures shall be approved by the Manager.

Statements of the charges for water service shall be rendered once each quarter on or about the first day of the billing month for the customers due to receive bills that month. The amount of all such charges shall be paid to the City on or before the due date listed on the bill. If the unpaid charges are not paid on or before the due date listed on the bill, an additional charge of ten percent of the unpaid charges shall be added thereto and become part of such unpaid charges, and notice of such unpaid charges, including any additional charges, shall be given on the bill for the next quarterly billing. Customers with unpaid charges from the previous quarter (in an amount exceeding a limit set by the Director of Finance) shall be sent a shut-off notice with the next quarterly billing with a due date for unpaid charges. If full payment is not received by such date, service will be terminated without further notice. Restoring water service or maintaining service once a Water Department employee has already arrived at the customer's property to disconnect service shall require an additional nonpayment shut-off fee to restore or maintain service.

A customer whose payment by check is returned to the City by the bank due to insufficient funds in the customer's account or because the check was written on a closed account shall be charged a returned check fee, as set forth in Section 1042.07. The utility billing office shall also require that the repayment be made in cash and may also require that future payments by that customer be made in cash or by money order.

For service to and inspection of both connected and disconnected domestic and irrigation water meters, the monthly minimum charge for the meter shall continue year-round. The monthly minimum charge for all disconnected meters shall be at the rate set for a standard 5/8 inch by 3/4 inch meter. The monthly minimum charge for all connected single family residential irrigation meters, regardless of size, shall be at the rate set for a standard 5/8 by 3/4 inch meter.

Customers who do not intend to use their irrigation system at any time during the year may notify the Water Department in advance and thereby not be charged the monthly minimum. However, if the system is then used, all monthly minimums that had been waived shall be owed in addition to the actual water usage.

(Ord. 2002-4, Adopted 4-22-02)

1042.05 RESPONSIBILITY FOR UNPAID WATER BILLS

The responsibility for the payment of water bills ultimately lies with the current property owner, both in the case of unpaid bills left by tenants and when bills are left unpaid following the sale of a property to a new owner.

Unpaid water bills are hereby made a lien upon the real property served by the water system of the City. If such bills are not paid in accordance with the billing procedure adopted by the City, they shall be certified to the County Auditor's office by a certification signed by the Director of Finance. The Auditor shall then place the same on the tax duplicate, with interest and penalties allowed by law, and the same shall be collected. (Ord. 86-14, Passed 11-24-86)

1042.06 CONSTRUCTION AND INSPECTION FEES.

Construction and inspection fees are hereby established as follows:

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|-----|--|------|
| (a) | Main line water inspection fee | Cost |
| (b) | Water service installation inspection fee | Cost |
| (c) | Water line tap for one-inch service (Ordinance No. 86-14, Passed 11-24-86) | Cost |

1042.07 OPERATION FEES.

Operation fees are hereby established as follows:

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|-----|--|------------------------|
| (a) | Nonpayment shut-off | \$ 30.00 |
| (b) | Shut-off and turn-on at meter pit during working hours (upon request for maintenance purposes) | 20.00 |
| (c) | Shut-off and turn-on at meter pit during non-working hours (upon request for maintenance purposes) | 60.00 |
| (d) | Visit to install or inspect a new water service following two visits made at no charge to the builder. | 20.00 |
| (e) | “Vacation” shut-off and/or storage of meter (upon customer request) | Monthly Minimum |
| (f) | Damaged meter repair | Cost (including labor) |
| (g) | Damaged fire hydrant | Cost (including labor) |
| (h) | Shut-off at main (upon request for maintenance or violation) | Cost (including labor) |
| (i) | Returned check fee (Ord. 2002-4. Passed 4-22-02)) | 30.00 |

1042.08 TAP-IN FEES.

(a) Tap-in fees are hereby established as follows:

<u>Meter Size (In.)</u>	<u>Tap-In Charge</u>
3/4 or less	2,700.00
1	6,100.00
1-1/2	7,600.00
2	8,800.00
2-1/2	10,000.00
3	11,600.00
4	14,200.00
6	27,800.00
8	41,200.00

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10 55,000.00

12 68,200.00

(Motion of Council. Passed 2-9-09)

(b) A tap-in/connection fee of two thousand seven hundred dollars \$2,700 per unit shall be charged for multifamily dwellings and for multi-unit businesses served by a common entrance regardless of the number and sizes of meters required to provide adequate service to the building. However, in the case of a multi-unit business building in which small offices share common restroom facilities and for which only one meter of one inch or more is required, the tap-in and connection fee shall be based upon the size of the one meter instead of the fee per unit shown above, upon request by the building owner and the approval of the City Manager. The number and sizes of the water meters required shall be commensurate with the usage and load of such establishment, as determined by the City Service Superintendent.

(Motion of Council. Passed 2-9-09)

1042.09 MANDATORY HOOK-UP

Any new residence which is constructed within the City shall be connected to the City water system, unless it is more than 500 feet from the nearest water main and can be served by a well approved by the County Health Department and the owners of the residence provide to the City a notarized guarantee (with a deposit equal to the current applicable tap-in fee) that they will connect to the City water system if and when it is built within 500 feet of their property. Upon connection to the water system, the deposit shall satisfy the tap-in fee requirement in effect at that time.

(Ord. 95-8. Passed 5-22-95.)

1042.10 ESTABLISHMENT OF WATER DISTRICTS.

(a) District A shall comprise the entire City water system as it existed on April 1, 1981, and all extensions thereof, until such time that a high service area is designated and reassigned to District B.

(b) District B shall comprise the water system acquired pursuant to Ordinance 80-13, passed July 28, 1980, and all extensions thereof, including high service areas reassigned from District A.

(Ord. 86-14. Passed 11-24-86.)