

**BARTON HILLS VILLAGE
WASHTENAW COUNTY, MICHIGAN**

ORDINANCE NO. 6

[AN ORDINANCE TO ESTABLISH WATER RATES FOR VILLAGE WATER SERVICE AND TO PRESCRIBE A BILLING AND COLLECTION PROCEDURE]

BARTON HILLS VILLAGE ORDAINS:

SECTION 1. DEFINITIONS.

Unless the context indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

- (1) "Premises" shall mean each lot or parcel of land, building or premises having any connection to the Water Distribution System of Barton Hills Village.
- (2) "Person" shall mean any individual, firm, association, public or private corporation or public agency or instrumentality.
- (3) "Department" shall mean Village Department of Water.
- (4) "Superintendent" shall mean Superintendent of the Department.

SECTION 2. FIXING RATES.

The rates to be charged for water service furnished by the System shall be the rates and shall be collected as prescribed in this Ordinance.

SECTION 3. WATER RATES.

The rates to be charged for water service shall be as follows:

<u>Quantity</u>	<u>Rate (Each six months)</u>
	(per 100 cubic feet)
First 15, 000 cubic feet	\$0.33
Next 185, 000 cubic feet	\$0.30
Over 200, 000 cubic feet	\$0.27
Minimum semi-annual charge	\$6.00.

SECTION 4. SERVICE TO VILLAGE.

The Village shall pay the same water rates for service to it as would be payable by a private customer for the same service.

All such charges for service shall be payable from the current funds of the Village, or from the proceeds of taxes which the Village, within constitutional limits, is hereby authorized and required to levy in amounts sufficient for that purpose.

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SECTION 5. RATE REVISION.

The water rates prescribed in this Ordinance may be altered by resolution of the Village Board of Trustees and when so changed shall be published at least once in a newspaper of general circulation in the Village.

SECTION 6. BILLING.

All meters shall be read at least semi-annually. Bills for water service shall be due and payable when rendered. There shall be added to all bills not paid on or before the 10th day of the month following the billing a penalty of five per cent (5%) of the amount of the bill, and a penalty of one per cent (1%) per month shall thereafter be added to the bill until paid or placed on the Village tax roll as provided in Section 7. The Superintendent shall have charge of the reading of all meters. He shall keep a record of all meter readings and shall keep accounts of the charges for water service furnished to all premises. All water service charges shall be collected by the Village Treasurer, who shall credit the same to the proper account.

SECTION 7. COLLECTION.

The Department is hereby authorized to enforce the payment of charges for water service to any premises by discontinuing the water service to such premises, and an action of assumpsit may be instituted by the Village against the customer. The charges for water service, which, under the provisions of Act 94, Public Acts of 1933 of the State of Michigan, as amended, are made a lien on the premises to which furnished, are hereby recognized to constitute such lien; and the Village shall, annually, on May 1, certify all unpaid charges for such services furnished to any premises which, on the 30th day of April preceding, have remained unpaid for a period of six (6) months, to the Village Treasurer who shall place the same on the next tax roll of the Village. Such charges so assessed shall be collected in the same manner as general Village taxes. In cases where the Village is properly notified in accordance with said Act 94 of 1933, that a tenant is responsible for water charges, no such service shall be commenced or continued to such premises until there has been deposited with the Treasurer a sum sufficient to cover two times the average semi-annual bill for such premises as estimated by the Treasurer, such deposit to be in no case less than fifteen (\$15.00) dollars. Where the water service to any premises is turned off to enforce the payment of water service charges, the water service shall not be recommenced until all delinquent charges have been paid and a deposit as in the case of tenants is made, and there shall be a water turn-on charge of ten (\$10.00) dollars. In any other case where, in the discretion of the Superintendent, the collection of charges for water service may be difficult or uncertain, the Village may require a similar deposit. Such deposits may be applied against any delinquent water service charges of the depositor, and the application thereof shall not affect the right of the Department to turn off the water service to any

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premises for any delinquency thereby satisfied. No such deposit shall bear interest and such deposit, or any remaining balance thereof, shall be returned to the customer making the same when he shall discontinue receiving water service or when the Superintendent shall determine that the reason for requiring the deposit no longer exists.

SECTION 8. EFFECTIVE DATE.

This Ordinance will be effective in Barton Hills Village after publication of this Ordinance in accordance with the charter of the Village.

Adopted: June 16, 1975
Published: August 13, 1975
Effective: August 13, 1975

Carroll T. Sanders, Clerk
Elizabeth Langford, President