

VILLAGE OF GEORGETOWN, OHIO

ORDINANCE NO. 1117

AN ORDINANCE AMENDING SUBSECTIONS 52.02 AND 52.03 OF THE  
CODIFIED ORDINANCES OF THE VILLAGE OF GEORGETOWN TO  
PROVIDE FOR A REVISION OF SEWER RATES AND  
DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the Village of Georgetown, Brown County, Ohio, two-thirds (2/3) or more of all members thereof concurring as follows:

SECTION 1. That existing subsection 52.02 of the Codified Ordinances of the Village of Georgetown, as amended by Ordinance No. 1049 and Ordinance No. 1106 of the Ordinances of the Village of Georgetown be and the same is hereby repealed.

SECTION 10. That new subsection 52.02 of the Codified Ordinances of the Village of Georgetown be and hereby is enacted as a part of Title V, Public Works, Chapter 52, Utilities, Water & Sewer as follows:

52.02 SEWER RATES

(A) Except as provided in subparagraphs (B) or (H) of this subsection, Georgetown utilities customers shall pay for sewer service based on the following monthly rates and charges for all billings issued by the Georgetown Utilities Department due on or after January 1, 2012:

Water Consumption	Sewer Rate
Gallons/Month	Dollars/thousand gal
First 2,000 gal or less (minimum) .....	flat charge of \$14.52
Over 2,000 gal .....	\$5.63/thousand gal

(B) Sewer customers outside the corporation limit of the village shall have a fifty percent (50%) surcharge added to the applicable rate provided by subsection 52.02(A). In the event that the Georgetown Utilities Department does not furnish water to a nonresident sewer customer, the sewer bill shall be calculated by the Georgetown Utilities Department in such a manner as to most accurately and fairly bill the customer from all available evidence. If such customer is served by another water company and if access to the water meter is available to the Georgetown Utilities Department, actual meter readings shall be used; otherwise, the sewer bill may be estimated.

(1) In the event the owner or owners of a parcel of land which is outside of the corporate limits of the Village of Georgetown but which said parcel of land is connected to the Village of Georgetown sewer collection system refuses or fails to annex or refuses or fails to join

in an annexation petition to have such parcel of land annexed to the Village of Georgetown, the sewer rents and charges for sewerage collected from such parcel of land by the Village of Georgetown shall have an additional fifty percent (50%) surcharge added to the applicable rate provided by subsection 52.02(A) over and above the fifty percent (50%) surcharge imposed by subsection 52.02(B).

(a) In the event that the owner or owners of a parcel of land described in subsection 52.02(B)(1) of the Codified Ordinances of the Village of Georgetown is able to demonstrate to the satisfaction of the Village Administrator of the Village of Georgetown that such parcel of land cannot lawfully be annexed to the Village of Georgetown through no fault of such owner or owners, the Village Administrator shall be authorized to relieve the surcharge imposed by subsection 52.02(B)(1) but shall not relieve the surcharge imposed by subsection 52.02(B).

(2) In the event the legal impediment to annexation contemplated by the provisions of subsection 52.02(B)(1)(a) is removed such that said parcel of land could lawfully be annexed to the Village of Georgetown but such owner or owners of a parcel of land which is outside of the corporate limits of the Village of Georgetown but which said parcel of land is connected to the Village of Georgetown water distribution system still refuses or fails to annex or refuses or fails to join in an annexation petition to have such parcel of land annexed to the Village of Georgetown, the Village Administrator of the Village of Georgetown shall re-impose the fifty percent (50%) surcharge provided for in subsection 52.02(B)(1).

(C) High Strength Surcharge. In addition to the minimum charge and the commodity charge, any user discharging wastewater containing BOD in excess of 200 mg/l, SS in excess of 250 mg/l, shall pay the following additional charge:

BOD: \$0.20 per pound of excess over 200 mg/l

SS: \$0.30 per pound of excess over 250 mg/l

(D) Annual Notification. Each user shall be notified, annually, the portion of the sewer service charge which is attributable to operation, maintenance, and replacement. Notification shall be a notice sent with a regular bill which shows the percentage of the rate for operation, maintenance and replacement paid by the user the previous year.

(E) Annual Audit. The rates and charges for the use of the sewer treatment system shall be reviewed annually by the Village in order to determine whether or not they are sufficient to defray the fixed charges, debt service costs, and annual cost of operation as determined from sewer treatment plant records. If the difference between the revenue derived from the rates and the total annual cost is sufficient to justify an increase or decrease in rates, the Village shall make the appropriate change.

(F) Billing Practices.

(1) Billing Periods - User charges provided for in this Ordinance shall be billed by the Village and shall be payable in monthly payments.

(2) Payment - The user charge levied shall take effect and shall thereafter be billed once each calendar month as billing data becomes available and shall be payable to the Georgetown Utility Department within 30 days after billing. In case of failure to pay the bill when the bill becomes due, a 10% penalty shall be charged to the account.

(G) Definitions: Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

(1) "Debt Services" shall mean that portion of the annual treatment costs attributable to debts incurred for improvements to the sewage works.

(2) "Normal Domestic Sewage" shall mean wastes which are characterized by pollutant concentrations of 200 mg/l BOD, and 200 mg/l SS.

(3) "Operation and Maintenance" shall mean labor, material, supplies, equipment, accessories, and appurtenances required to operate the sewage works, keep the sewage works in operating condition, and maintain the capacity and performance during the useful life of the sewage works for which such works were designed and constructed.

(4) "User Charge" shall mean that amount paid by each premises connected to the sewage treatment works, proportionate to the service provided. Such charge shall cover all operation, maintenance and replacement costs and any debt service for the facilities.

(5) "User Class" shall mean the division of users within the Village's service area, by the origin of the sewage discharged and by the similarity of the function of such users. Stated in four (4) general classes, they are:

(a) "Industrial User" shall mean a user who discharges to the Village's sewer treatment works industrial wastes as defined in the Sewer Use Ordinance.

(b) "Residential User" shall mean any premises used only for human residency.

(c) "Commercial User" shall mean any establishment whose principal activity is to provide merchandise or services.

(d) "Institutional/Governmental User" shall mean any establishment whose primary purpose is education and/or operation of a governmental entity.

(6) "Inside User" shall mean any user of the sewage treatment works located within the limits of the Village of Georgetown.

(7) "Outside User" shall mean any user of the sewage treatment works located outside the limits of the Village of Georgetown.

(8) "Sewer Service Charge" shall mean the amount paid by each premises connected to the sewer system, proportionate to services provided.

(9) "Replacement" shall mean the act of restoring the materials, supplies, equipment, accessories and appurtenances to operate the sewage works.

(H) Cooling Towers/water Chillers. Industrial, Commercial and Institutional/Governmental Users shall not be assessed a sewer service charge based on water which is actually used in connection with cooling tower or water chiller purposes and which is evaporated into the atmosphere and is not discharged into the wastewater collection system, provided that any such Industrial, Commercial or Institutional/Governmental User supplies metering which establishes the rate of consumption of water for such purposes.

(I) Sewer Surcharge for Improvement and Replacement. In addition to the monthly rates and charges for sewer service set forth at subparagraph (B) of this subsection, all Georgetown utilities sewer customers shall pay a sewer surcharge for the improvement and replacement of the Georgetown wastewater collection and treatment system in an amount of \$3.00 per month. All funds collected by the Georgetown Utilities Department pursuant to this subparagraph (I) of this subsection 52.02 shall be deposited in the Sewer I&R Fund of the Village of Georgetown and shall be used only for such purposes as are authorized for expenditures from said Sewer I&R Fund. The intent of this subparagraph is provide a source of funds for current and future improvements and replacement to the Village of Georgetown wastewater collection and treatment system separate and apart from funds collected and used for the current operations of said wastewater collection and treatment system.

SECTION 2. That existing subsection 52.03 of the Codified Ordinances of the Village of Georgetown, as amended by Ordinance No. 814, 874, 1049 and 1087 of the Ordinances of the Village of Georgetown be and the same is hereby repealed.

SECTION 3. That new subsection 52.03 of the Codified Ordinances of the Village of Georgetown be and hereby is enacted as a part of Title V, Public Works, Chapter 52, Utilities, Water & Sewer as follows:

#### 52.03 MINIMUM WATER AND SEWER CHARGES

(A) For all billings issued by the Georgetown Utilities Department due on or after January 1, 2012 Georgetown utilities customers shall pay the following minimum monthly rates and charges based on meter size:

(1) One (1) Inch Meter (Minimum charge entitles customer to 6500 gallons of water):

(a) Water Minimum: \$33.40

(b) Sewer Minimum: \$28.05

(2) One and one-fourth (1-1/4) Inch Meter (Minimum charge entitles customer to 10,000 gallons of water):

(a) Water Minimum: \$48.45

(b) Sewer Minimum: \$41.39

(3) One and one-half (1-1/2) Inch Meter (Minimum charge entitles customer to 14,000 gallons of water):

(a) Water Minimum: \$65.74

(b) Sewer Minimum: \$56.63

(4) Two (2) Inch Meter (Minimum charge entitles customer to 21,000 gallons of water):

(a) Water Minimum: \$96.00

(b) Sewer Minimum: \$83.31

(5) Three (3) Inch Meter (Minimum charge entitles customer to 32,000 gallons of water):

(a) Water Minimum: \$139.77

(b) Sewer Minimum: \$125.24

(6) Four (4) Inch Meter (Minimum charge entitles customer to 44,000 gallons of water):

(a) Water Minimum: \$184.62

(b) Sewer Minimum: \$170.97

(7) Six (6) Inch Meter (Minimum charge entitles customer to 55,500 gallons of water):

(a) Water Minimum: \$226.86

(b) Sewer Minimum: \$214.82

SECTION 4. That all other Subsections of Chapter 52 of the Codified Ordinances of the Village of Georgetown not specifically repealed or amended herein shall be and remain in full force and effect.

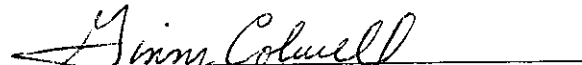
SECTION 5. That this Ordinance is hereby declared to be an emergency ordinance necessary for the welfare of the inhabitants of the Village of Georgetown, Brown County, Ohio and more particularly to enable the Village of Georgetown to pass through increased costs in connection with the improvement and operation of the wastewater treatment facilities of Georgetown Utilities Department and this Ordinance shall be in full force and effect immediately upon its passage.

PASSED: December 19, 2011



Dale E. Cahall, Mayor

ATTEST:

  
Ginny Colwell, Clerk/Fiscal Officer

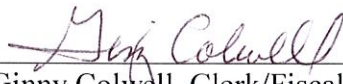
NOTICE OF PASSAGE OF ORDINANCE

Notice is hereby given that the Council of the Village of Georgetown, Brown County, Ohio did, on the 19th day of December, 2011, pass Ordinance No. 1117 entitled:

AN ORDINANCE AMENDING SUBSECTIONS 52.02 AND 52.03 OF THE  
CODIFIED ORDINANCES OF THE VILLAGE OF GEORGETOWN TO  
PROVIDE FOR A REVISION OF SEWER RATES AND  
DECLARING AN EMERGENCY

In summary, said ordinance revises sewer rates to be charged by the Georgetown Utilities Department for billings due on or after January 1, 2012.

Notice is further given that the complete text of such ordinance may be obtained or viewed at the office of the Fiscal Officer of the Village of Georgetown, 301 South Main Street, Georgetown, Ohio 45121.

  
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Ginny Colwell, Clerk/Fiscal Officer

to be published once per week  
for two consecutive weeks

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Reviewed and Approved:

  
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Jay D. Cutrell, Solicitor

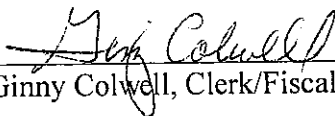
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