

ORDINANCE NO. 0-2008-4

AN ORDINANCE AMENDING SECTION 921.01 OF THE CODIFIED ORDINANCE OF THE VILLAGE OF WINDHAM TO INCREASE THE MINIMUM MONTHLY CHARGE SET FORTH THEREIN EFFECTIVE APRIL 1, 2008 (FOR THE MAY 1 BILLING) AND REFLECTING THE 5% INCREASE TO DATE DECLARING AN EMERGENCY AND REPEALING ALL PRIOR OTHER INCONSISTENT ORDINANCES.

WHEREAS, Section 921.01 of the Codified Ordinance of the Village of Windham should reflect the 5% increases to date; and

WHEREAS, the Utility Committee and Council of the Village of Windham recognizes that additional 12% increase is necessary in order to pay for the mandated improvements; and

WHEREAS, the Council of the Village of Windham declares this an emergency measure for the health, welfare and safety of the residents of the Village of Windham;

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Windham three-fourths or more of the members elected thereto concurring that:

Section 1: That Section 921.01 of the Codified Ordinance of the Village of Windham is hereby amended to read as follows:

921.01 SEWER RATES.

(a) Sewer rates are hereby established as follows:

- (1) Each consumer unit shall be billed monthly and shall be subject to a Minimum Charge corresponding to a wastewater volume of 2,000 gallons. The minimum charge shall be \$47.96 per month.
- (2) Each unit shall be billed for wastewater volumes in excess of 2,000 gallons per month. An additional \$3.35 per each 1,000 gallons per month shall be charged.
- (3) A flat rate of \$56.82 shall be billed on each unmetered consumer unit.
- (4) In the event of a water meter serving more than one consumer, each consumer unit shall be subject to a Minimum Charge and be allowed a discharge of 2,000 gallons per consumer unit before additional volume charges

shall apply.

- (5) On January 1, 2009, the Minimum Charge, the excess rate charge and the flat rate shall be increased by five (5%) per cent.
- (6) And a rate increase of five (5%) per cent on January 1 of each succession year until this Ordinance is amended or repealed.

(b) Users residing outside of the Village corporation limits shall be assessed an additional twenty percent (20%) surcharge of the current rate for usage. (Ord. 1562. Passed 9-25-02)

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were accepted in an open meeting of this Council, and that deliberations of this Council and any of its committees that resulted in such formal actions were in meeting open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Section 3: This Ordinance be declared an emergency measure and become effective upon its passage by Council and approved by the Mayor, and to further insure the health, safety and welfare of the residents of the Village of Windham.

PASSED IN COUNCIL this 20th day of March, 2008.

Vote of Council: Ayes: R. Barrett, S. Garrett, M. McManus, L. Rininger, P. Snyder
Nays: J. Minotti

APPROVED: _____ ATTEST: _____
Mayor Robert Donham Village Fiscal Officer

I hereby certify that the above ordinance was duly published by public posting at predesignated posting places.

Village Fiscal Officer

Date: _____

Date: _____

Date: _____

Date: _____

Date: _____