

ORDINANCE NO. 0-2009-12

AN ORDINANCE AMENDING SECTION 921.01 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF WINDHAM TO INCREASE THE MINIMUM MONTHLY CHARGE FOR DISCHARGE OF SANITARY SEWER, EFFECTIVE MAY 1, 2009 (TO BE FIRST BILLED JUNE 1, 2009), REPEALING PRIOR OTHER INCONSISTENT LAW AND DECLARING AN EMERGENCY.

WHEREAS, Utility Committee of the Village of Windham and the Council of the Village of Windham have previously, in Ordinance 0-2008-4, recognized that a 12% increase in the rate then charged for discharge of sanitary sewer was necessary in order to pay for mandated improvements; and

WHEREAS, while the Council of the Village of Windham has previously determined an appropriate rate in anticipation of the enactment of Ordinance 0-2008-4, Ordinance O-2008-4 contains a typographical error such that it does not reflect the actual cost of operating the sanitary sewer system owned by the Village of Windham, and does not reflect the rate intended to be set by the Council of the Village of Windham; and

WHEREAS, the Council of the Village of Windham has determined that it is essential to correct the typographical error contained in Ordinance O-2008-04, so as to bill an amount necessary to pay for the service expected by sanitary sewer customers of Village of Windham.

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

Section 1: That Sections 921.01(a)(1) and (2) of the Codified Ordinances of the Village of Windham are hereby repealed

Section 2: The following sections of 921.01(a)(1) and (2) are hereby enacted:

(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 \$48.12 per month.
- (2) Each unit shall be billed for wastewater volumes in excess of 2,000 gallons per month. An additional \$3.49 per each 1,000 gallons per month shall be charged.

Section 3: This Ordinance is hereby declared to be an emergency measure, effective immediately upon its passage and approval by the Mayor, to ensure the health, safety and

