

Village of Mantua, Ohio
ORDINANCE 2018-60

**AN ORDINANCE AMENDING SECTION 941.14 OF THE VILLAGE OF MANTUA
CODIFIED ORDINANCES RELATING SEWER BILL ADJUSTMENTS FOR WATER
LEAKS.**

WHEREAS, the Service Committee has recommended amendment of the Village of Mantua Codified Ordinances Section 941.14 in order to clarify policies relating to reduction of sewer bills in events of water leaks; and

WHEREAS, this Council now wishes to amend Section 941.14 of the Codified Ordinances of the Village of Mantua in order to address this recommendation.

NOW THEREFORE, be it Ordained by the Council of the Village of Mantua, Portage County, Ohio, a majority or more of the members elected thereto concurring, that:

SECTION 1: Section 941.14(l)(3) of the Village of Mantua Codified Ordinances is hereby enacted as follows:

941.14(l)(3) Leak Adjustment: If a residential customer experiences a leak or other situation resulting in higher than normal water consumption, and the customer can establish that the water did not enter the sanitary sewer system, the customer may petition the Village Council in writing, and the Council may, in its discretion, adjust the sewer billing to the customer's average usage, or may make some other adjustment deemed appropriate. No allowance will be made for water consumption. The customer retains responsibility for awareness of the condition of his plumbing system, and this adjustment will only be allowed for one month's billing in any two-year time period. The types of leaks that would be eligible for an adjustment may include service line leaks or leaks inside walls. This adjustment does not apply to other types of leaks such as toilet leaks, malfunctioning appliances or leaky faucets where water enters the sanitary system.

SECTION 2: Existing Section 941.14(m) of the Village of Mantua Codified Ordinances is hereby repealed.

SECTION 3: Section 941.14(m) of the Village of Mantua Codified Ordinances is hereby enacted as follows:

941.14(m) Reduction of Sewerage Service Charge. When a person, firm or corporation has reason to believe that a reduction in or exemption from the sewerage service charge is justified, pursuant to subsection (l)(1) or (l)(2) hereof, that person, firm or corporation shall submit a written application to the Village Administrator and shall furnish such information as is required in support of the request. The Village Administrator shall have the authority to approve or deny or adjust the application.

SECTION 4: Section 941.14(s) of the Village of Mantua Codified Ordinances is hereby enacted as follows:

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941.14(s) Sewer Bill Adjustment for Clean Water Entering Sanitary System: If a residential water customer has experienced a leak, water softener running, toilet running, etc., which caused excessive clean water to enter the sanitary sewerage system, the customer may petition the Village Council in writing, and the Council may, in its discretion, adjust the sewer billing to the customer's average usage, or may make some other adjustment deemed appropriate. No allowance will be made for water consumption. The customer retains responsibility for awareness of the condition of his plumbing system, and this adjustment will only be allowed for one month's billing in any two-year time period.

SECTION 5: All other provisions of the Village of Mantua Codified Ordinances shall remain in full force and effect, including the remaining provisions of Section 941.14.

SECTION 6: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 7: This Ordinance shall be effective after proper passage by the Mantua Village Council at the earliest time allowed by law.

PASSED IN COUNCIL this 15th day of January, 2019.

ATTEST:

Linda Clark, Mayor

Jenny August, Clerk-Treasurer

I hereby certify the above Ordinance was posted at the five (5) public notice locations in the Village of Mantua, Ohio, on the ____ day of _____, 201__.

Jenny August, Clerk-Treasurer

Approved as to Legal Form:

Michele Stuck, Solicitor