

Village of Mantua, Ohio
Ordinance 2011-06
(amended)

**AN ORDINANCE AMENDING VILLAGE OF MANTUA CODIFIED ORDINANCE
SECTION 941.18 RELATING TO WATER AND SEWER ACCOUNTS.**

WHEREAS, the Service Committee has recommended amendment of the Village of Mantua Codified Ordinances Section 941.18 in order to clarify the policies relating to water and sewer accounts; and

WHEREAS, this Council now wishes to amend Section 941.18 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SECTION 1: Existing Section 941.18 of the Village of Mantua Codified Ordinances is hereby repealed.

SECTION 2: Section 941.18 of the Village of Mantua Codified Ordinances as set forth in "Exhibit A", attached hereto and incorporated herein by reference, is hereby enacted.

SECTION 3: All other provisions of the Village of Mantua Codified Ordinances shall remain in full force and effect.

SECTION 4: 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 5: This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this ____ day of _____, 2011.

1st Reading: _____

Mayor

2nd Reading: _____

3rd Reading: _____

ATTEST:

Effective: _____

Clerk

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 _____, 2011.

Clerk

Approved as to Legal Form:

Michele A. Stuck
Solicitor, Village of Mantua

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"EXHIBIT A"
(amended)

941.18 APPLICATION OF THE WATER SERVICE CHARGE.

(a) Water Service Charge Required. Every person, firm or corporation whose premises are served by a water service connection, either directly or indirectly, by facilities under the jurisdiction of the Village will be charged for water service at the rates in effect established by Council.

(b) Water Service Charge. The water service charge will be applied to each and every premises having a water connection as of the beginning of the next regularly scheduled billing period following the completion of the water service connection.

(c) More Than One Meter. When a premises is served by more than one meter a minimum charge will be made for each meter. This includes meters installed to measure the flow of water that does not enter the Village's sanitary sewerage system as per Section 941.14(1) herein.

(d) Master Meter. A single meter serving an individual water connection to a duplex, triplex, apartments, etc., will be classified as a "Master Meter" and the bill be charged accordingly. [Example: Duplex- \$22.00 for the first 1400 cubic feet + 1400-8000, etc., Triplex- \$33.00 for the first 2100 cubic feet + 2100-8000, etc., six unit- \$66.00 for the first 4200 cubic feet + 4200-8000 cubic feet, etc.]

(e) Water and Sewer Accounts.

(1) Water and sewer bills will be made out in the name of the property owner or the tenant/lessee and mailed to the proper address.

(2) A water/sewer account may be held in the name of a tenant/lessee only in instances where the rental unit is served by its own meter, and does not share a meter with any other unit. In all other instances, the water/sewer

- account must be held in the name of the property owner.
- (3) If the owner of any premises elects to have his tenant/lessee pay the water charges as they accrue, such tenant/lessee does so as the agent of the owner. Such owner shall thereby not be relieved from the payment of any delinquencies that might occur.
 - (4) In rendering final bills where customers move out or request service discontinuation at odd times in the month, the full minimum charge for the quarter will be billed providing such use exceeds thirty days of the quarterly period.
 - (5) When any service requires shutting off at the main for non-payment of the bill or for any other reason, the cost of doing so will be charged against the property and must be paid before service is resumed.
 - (6) In the event the curb box has been tampered with, removed or lost, the charge for replacing same will be added to the account.
- (f) Service to be Discontinued.
- (1) Any account holder wishing to have his/her water service discontinued shall notify the Village Administrator.
 - (2) The regular minimum rate will be charged unless such notice is given and must be paid before further service will be given.
 - (3) Any property owner wishing to have water service discontinued in property occupied by a tenant/lessee shall notify the Village Administrator in writing. Such discontinuation shall only be effected upon a showing that the premises have been vacated. The Village will not discontinue service to tenant-occupied premises on the basis that such tenant has defaulted on an obligation to the property owner.
 - (4) When transferring property, the seller shall request a meter reading and shall pay all outstanding water/sewer rents. Unpaid water and sewer charges are debts of the user and/or property owner rather than debts of the property until the charges are made a lien on the property.

(g) Access to Property.

- (1) The authorized employees of the Village shall have access to the premises supplied with water at all reasonable hours for the purpose of reading meters, to see that all rules are observed or to make any necessary examination of plumbing and water fixtures.
- (2) In case a meter cannot be read in reasonable length of time, the service may be shut off until a reading is obtained and the bill paid or an estimated bill may be rendered and adjusted by the reading at the next regular time for the reading.
- (3) In case any authorized inspector, meter reader or employee is refused admittance to any premises or shall be hindered or prevented from making such examination, the water will be turned off and not turned on again until free access is given.

(h) Water for Public Improvements. Water used for public improvements performed under contract must be paid for before receiving final estimate from the Village Administrator. If such water supply is obtained from the fire hydrants, a permit for use of such hydrant must be obtained from the Village Administrator.