

Village of Mantua, Ohio
ORDINANCE 2018-58

**AN ORDINANCE AMENDING CHAPTER 941 OF THE VILLAGE OF MANTUA
CODIFIED ORDINANCES RELATING TO BILLING, AND DECLARING AN
EMERGENCY.**

WHEREAS, the Service Committee has recommended amendment of the Village of Mantua Codified Ordinances Chapter 941 in order to clarify policies relating to collection of undercharges and billing where one meter serves multiple accounts; and

WHEREAS, this Council now wishes to amend Chapter 941 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, two-thirds or more of the members elected thereto concurring, that:

SECTION 1: Existing Section 941.18(d) of the Village of Mantua Codified Ordinances is hereby repealed.

SECTION 2: Section 941.22 of the Village of Mantua Codified Ordinances is hereby enacted as follows:

941.22 Master Meter. Where one meter serves multiple industrial, commercial or residential units, charges shall be as follows: the monthly minimum charges shall be multiplied by the number of units served by the meter for consumption up to the base rate threshold multiplied by the number of units on the meter, and the tiered rates shall be charged for the tiered rate volumes multiplied by the number of units on the meter.

SECTION 3: Section 941.23 of the Village of Mantua Codified Ordinances is hereby enacted as follows:

941.23 Collection of Undercharges. If a customer is undercharged due to equipment malfunction, clerical error or other reason, the Village reserves the right to collect the undercharged amount, once it has been determined, by including it on the customer's next regular bill. Upon customer request and Village Administrator approval, the undercharged amount may be spread across multiple billings. Unpaid amounts shall be collected as otherwise provided herein.

SECTION 4: All other provisions of the Village of Mantua Codified Ordinances shall remain in full force and effect, including the remaining provisions of Section 941.18.

SECTION 5: 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.

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SECTION 6: This Ordinance is hereby declared an emergency measure in order to clarify this Council's policies regarding collection of undercharges and billing where one meter serves multiple accounts, and shall be immediately effective upon passage by at least two-thirds of the members elected to the Mantua Village Council.

PASSED IN COUNCIL this 20th day of November, 2018.

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 November, 2018.

Jenny August, Clerk-Treasurer

Approved as to Legal Form:

Michele Stuck, Solicitor