

ORDINANCE NO. 57-14

**AN ORDINANCE TO AMEND SECTION 1040.01(a) OF THE CODIFIED
ORDINANCES OF THE CITY OF AVON TO INCREASE THE RATES CHARGED
FOR WATER SERVICE FOR THE CITY OF AVON
AND DECLARING AN EMERGENCY**

WHEREAS, the City's Utility Department has not adjusted its water usage rates for several years;

WHEREAS, before considering any adjustments, the City commissioned a study by Jones & Henry Engineering to evaluate and make recommendations regarding, among other things, these water usage rates; and

WHEREAS, the Finance Committee of Council met on May 5, 2014 to discuss the study and to hear from the Administration officials regarding the need for the rate increases and by a vote of three (3) in favor with none (0) opposed, recommended increases to the City's water usage rates and rate structure to Council; and

WHEREAS, Council, having considered the recommendation of Finance Committee and the recommendation of the Administration, finds that an amendment to Section 1040.01(a) of the Codified Ordinances of the City of Avon to increase water usage rates for all property owners and residents of the City of Avon to be in the best interest of the health, safety and welfare of the community in maintaining a fiscally responsible approach to management of capital improvements for the future benefit of the City and its inhabitants.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That Section 1040.01(a) of the Codified Ordinances of the City of Avon which currently reads as follows:

1040.01(a) Commencing with the billing cycle beginning August 1, 1992, the following quarterly rates for all water users in the City are hereby established:

<u>Gallons Used</u>		<u>Charge Per 1,000 Gallons</u>
First	6,000	\$2.33
Next	24,000	\$1.98
All Over	30,000	\$1.89

The minimum charge per quarter shall be thirteen dollars and ninety-eight cents (\$13.98).

A service charge of one dollar and seventy-four cents (\$1.74) will be charged per quarterly billing cycle.

(Ord. 63-92. Passed 6-22-92.)

Shall be amended to read as follows: (New language in bold print)

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1040.01(a) Commencing with the billing cycle beginning July 1, 2014, the following quarterly rates for all water users in the City are hereby established:

<u>Gallons Used</u>		<u>Charge Per 1,000 Gallons</u>
First	6,000 75,000	\$2.33 \$3.36
Next	24,000	\$1.98
All Over	30,000 75,000	\$1.89 \$2.84

The minimum charge per quarter shall be **twenty** dollars and **sixteen** cents (**\$20.16**).

A service charge of **two** dollars and **one** cents (**\$2.01**) will be charged per quarterly billing cycle.

(Ord. 63-92. Passed 6-22-92.)

Section 2 - That all language contained in Section 1040.01 not specifically amended herein shall remain in full force and effect.

Section 3 - That it is 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 actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to amend Section 1040.01(a) to increase the water usage rates; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

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APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young
Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director