

BY: MR. LAWRENCE

Amending Section 941.08 (Water Charges) of the Mansfield Codified Ordinance of 1997, as amended, to revise water user rates by measurement and to increase rates, and declaring an emergency.

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MANSFIELD, STATE OF OHIO:**

SECTION 1. That Section 941.08 of Chapter 941 (Water Charges) of the Mansfield Codified Ordinance of 1997, as amended, be, and the same is hereby amended to provide as follows:

**941.08 WATER CHARGES**

(a) Water Rates Within the City. Notwithstanding any other provisions of these regulations, ~~the following provisions of this section shall take effect and be in force for water bills rendered on and after July 1, 2002, January 1, 2003 and January 1, 2004, according to the schedule contained herein.~~ **the following water rates shall be placed in effect, as forth below:**

(Rate volumes in cubic feet per monthly billing period)

	<u>Net Rate Per 100 Cubic Feet</u>		
	<u>Effective Dates</u>		
	July 1, 2002	Jan. 1, 2003	Jan. 1, 2004
First 200 cu. Ft. (minimum)	\$2.23	\$2.46	\$2.70
Next 4,800 cu. Ft.	2.35	2.59	2.85
Next 95,000	2.57	2.83	3.11
Next 900,000	2.26	2.48	2.73
Balance	2.12	2.34	2.57

	<u>Effective</u>	<u>Effective</u>	<u>Effective</u>	<u>Effective</u>	<u>Effective</u>	<u>Effective</u>
	<u>1/1/2021</u>	<u>1/1/2022</u>	<u>1/1/2023</u>	<u>1/1/2024</u>	<u>1/1/2025</u>	<u>1/1/2026</u>
<b>First 400 cubic feet</b>	<b>\$2.78</b>	<b>\$2.86</b>	<b>\$2.95</b>	<b>\$3.04</b>	<b>\$3.13</b>	<b>\$3.22</b>
<b>Next 4,600 cubic feet</b>	<b>\$3.14</b>	<b>\$3.61</b>	<b>\$4.15</b>	<b>\$4.57</b>	<b>\$4.71</b>	<b>\$4.85</b>
<b>Next 95,000 cubic feet</b>	<b>\$3.42</b>	<b>\$3.93</b>	<b>\$4.52</b>	<b>\$4.97</b>	<b>\$5.12</b>	<b>\$5.27</b>
<b>Balance</b>	<b>\$3.00</b>	<b>\$3.45</b>	<b>\$3.97</b>	<b>\$4.37</b>	<b>\$4.50</b>	<b>\$4.64</b>

**[Note: When a customer’s water meter has been replaced with a meter that reads in gallons, the above rate schedule shall not be applicable and the gallons usage chart shall be the sole method of calculating and billing for water usage. When all the City’s water customer’s meter have been replaced with a meter that reads in gallons, the above chart shall become null and void.]**

**(Rate volumes in gallons per monthly billing period)**  
**Net Rate Per One (1) Gallon**

	Effective	Effective	Effective	Effective	Effective	Effective
	1/1/2021	1/1/2022	1/1/2023	1/1/2024	1/1/2025	1/1/2026
<b>First 3,000 gallons</b>	<b>\$0.003717</b>	<b>\$0.003829</b>	<b>\$0.003944</b>	<b>\$0.004062</b>	<b>\$0.004184</b>	<b>\$0.004310</b>
<b>Next 34,500 gallons</b>	\$0.004191	\$0.004820	\$0.005543	\$0.006097	\$0.006280	\$0.006468
Next 711,000 gallons	\$0.004573	\$0.005259	\$0.006048	\$0.006653	\$0.006853	\$0.007059
Balance	\$0.004014	\$0.004616	\$0.005308	\$0.005839	\$0.006014	\$0.006194

Each year after 2026, on the first of the year, the total rates shall increase by 3% from the previous year, rounded to the nearest cent if usage charges are in CCF units and rounded to the nearest ten thousandth of a cent if usage charges are in Gallon units.

The water rates shall be reviewed at least biennially and shall be revised periodically, as required, to reflect actual water works costs. The Public Works Director, or a delegate, shall be responsible for reviewing, retaining of documentation and making recommendations to Council for revising the rates set forth in this chapter.

(b) Minimum Water Service Charges Per Month.

<u>Meter Size (Inches)</u>	<u>Net Rate</u>
Less than 1	Use Volume Minimum
1	\$3.00
1-1/4	6.00
1-1/2	6.00
2	12.00
2-1/2	12.00
3	25.00
4	50.00
6	100.00
8	150.00
10	200.00

	Effective	Effective	Effective	Effective	Effective	Effective
Meter Size (inches)	1/1/2021	1/1/2022	1/1/2023	1/1/2024	1/1/2025	1/1/2026
1 or less	\$3.30	\$3.80	\$4.37	\$4.81	\$4.95	\$5.10
1-1/4	\$6.60	\$7.59	\$8.73	\$9.60	\$9.89	\$10.19
1-1/2	\$6.60	\$7.59	\$8.73	\$9.60	\$9.89	\$10.19
2	\$13.20	\$15.18	\$17.46	\$19.21	\$19.79	\$20.38
2-1/2	\$13.20	\$15.18	\$17.46	\$19.21	\$19.79	\$20.38
3	\$27.50	\$31.63	\$36.37	\$40.01	\$41.21	\$42.45
4	\$55.00	\$63.25	\$72.74	\$80.01	\$82.41	\$84.88
6	\$110.00	\$126.50	\$145.48	\$160.03	\$164.83	\$169.77
8	\$165.00	\$189.75	\$218.21	\$240.03	\$247.23	\$254.65

10	\$220.00	\$253.00	\$290.95	\$320.05	\$329.65	\$339.54
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Each year after 2026, on the first of the year, the minimum water service charge shall increase by 3% from the previous year, rounded to the nearest cent.

(c) Tap Charges.

<u>Diameter of Tap (inches)</u>	<u>Cost Per Tap</u>
3/4	\$310.00
1	\$430.00
1-1/2	\$750.00
2	\$1,870.00
4	\$4,620.00
6	\$7,480.00
8	\$11,000.00
10	\$14,850.00
12	\$18,480.00
Construction Water	\$150.00
Additional shut-off (new construction only)	\$170.00

An additional charge of one hundred thirty five dollars (\$135.00) shall be made for each tap made outside the City limits. Existing properties cannot split service unless the customer purchases a second water tap.

For new construction of a single building or structure serving two or more customers, the owner of any lot or parcel of land may obtain taps or additional shut-offs in accordance with the following schedule:

<u>Number of Customers</u>	<u>Type of Service Permitted</u>
1	1 water tap
2	1 water tap and 1 additional shut-off or 2 water taps
3	2 water taps and 1 additional shut-off or 3 water taps
4	2 water taps and 2 additional shut-offs or 4 water taps
5	3 water taps and 2 additional shut-offs or 6 water taps
6	3 water taps and 3 additional shut-offs or 6 water taps
7 or more	Services subject to approval of Public Works Director.

A shut-off, which must be located and accessible to City employees in the public right of way, includes the cost of the meter, shut-off valve or curb stop and extension of copper or iron service within the public right of way.

The tap charges as listed include the cost of the meter, the removal and replacement of pavement, shut-off valve or curb stop, and the extension of copper or iron service line to a location behind the sidewalk. The service between the shut-off and water meter on the customer's line shall also be copper or iron. All water taps shall be installed within one year from the date of payment of water tap charges. Charges which have been held beyond one year shall be refunded to the applicant. The water tap then may be made only upon payment of current charges.

The tap charges as listed include the cost of the meter, the removal and replacement of pavement, the removal and replacement of sidewalk, the cost of the shut-off valve, and the installation of a water service line from the watermain to the shut-off valve. When feasible, the shut-off valve will be installed within the public right of way near the property line, otherwise the shut-off valve will be installed in the most appropriate location. In all respects, the shut-off valve shall be accessible to City employees.

(d) Tap Charges for Fire Line Application.

<u>Diameter of Tap (inches)</u>	<u>Cost Per Tap</u>
4	\$4,070.00
6	\$6,820.00
8	\$10,010.00
10	\$13,200.00
12	\$16,280.00

~~These tap fees have been reduced by the City's cost for a Detector Type Check Valve with a 5/8 inch by pass meter. The additional charge of one hundred thirty five dollars (\$135.00) for an outside the City tap will be added to these costs, if applicable. The customer will be required to have a double check valves installed on the fire line at the customer's expense. These double check valves must be purchased from a list of Ohio Environmental Protection Agency approve Double Check Valve Assemblies.~~

The tap charges as listed include the removal and replacement of pavement, the removal and replacement of sidewalk, the cost of the shut-off valve, and the installation of a fire service line from the watermain to the shut-off valve. When feasible, the shut-off valve will be installed within the public right of way near the property line, otherwise the shut-off valve will be installed in the most appropriate location. In all respects, the shut-off valve shall be accessible to City employees.

~~(e) Upon the written request of the owner of any lot or parcel of land, the tap charge established by subsection (c) for a three fourths inch or one inch tap only, may be prorated over such owner's next twelve consecutive monthly billings. Tap charges so paid shall be increase by a ten percent (10%) late payment penalty.~~

~~(f) (e) The standard charge for turning on or shutting off of a water service shall be twenty-five dollars (\$25.00) for either action.~~

~~(g) (f) Customers will be supplied with one meter for each tap charge pursuant to subsection (c). that they are assessed. Customers who need additional meters on a single tap for sewer deduct purposes, will be charged one-hundred ten dollars (\$110.00) per additional meter. Customers who need additional meters on a single tap for sewer deduct and water only accounts will be charged sixty five dollars (\$65.00). The standard charge for testing of water meters and/or registering devices shall be according to the following schedule:~~

<u>Meter Size (Inches)</u>	<u>Net Rate</u>
5/8	\$15.00
1	25.00
1-1/2	25.00
2	50.00

3	150.00
4	175.00
6	200.00
8	225.00

~~(h)~~ The charge for the installation of a remote reading meter and register shall be thirty dollars (\$30.00) if installation is by the City. A charge of two dollars (\$2.00) a month for a period of fifteen months shall be added to each water bill for service without a remote reading meter after December 1, 1980. All new water services shall install a remote reading meter and register at the owner's expense after the passage of this chapter.

~~(i)~~ **(g)** A flat rate of one hundred fifty dollars (\$150.00) shall be charged for the water used during **structure construction through the issuance of a building permit.** ~~the construction of a single or two-family dwelling from the issuance of a building permit through the installation of the remote meter. This charge shall be payable at the time a tapping permit is issued. It shall be the responsibility of the consumer or owner to protect the meter from freezing.~~ **Depending on the scope of structure construction, the Public Works Director may require a meter to be installed and the use of construction water shall be charged pursuant to the water rates listed in subsection (a). If a meter is required, the flat rate listed in this section shall be waived. It is the responsibility of the consumer to provide and install an approved meter and to protect the meter from freezing.**

~~(j)~~ **(h)** For persons desiring cisterns, swimming pools, storage tanks or tank trucks filled from a fire hydrant or other unmetered connection, a charge shall be levied of five dollars (\$5.00) per one thousand gallons, but in no case less than the minimum of twenty-five dollars (\$25.00). Should it be necessary to disconnect and reconnect meter service for filling a pool, there will be an additional charge of forty dollars (\$40.00).

~~(k)~~ All consumers located outside of the City limits shall have applied to the regular charges for water consumption a one hundred percent (100%) additional charge for the total cubic feet of metered usage.

**(i)** All consumers located outside of the City's corporation limits shall have applied a one hundred percent (100%) surcharge to any and all rates listed in subsection (a).

~~(l)~~ **(j)** Notwithstanding subsection ~~(k)~~ **(i)** hereof, the ~~Director of Public Service~~ **Public Works Director** may enter into contracts, or renew or extend existing contracts, establishing rates other than set forth in subsection (a), as may be specifically authorized by Council.

~~(m)~~ **(k)** All work performed by the Division of Water at the request of a customer or any other person shall be charged at the Division's actual cost unless specific charges are listed elsewhere in this chapter.

~~(n)~~ **(l)** When a meter is removed for repairs **and/or the meter is not functioning as intended and/or miscalculating usage** ~~and no other meter is installed,~~ the service shall be calculated and charged at the average daily usage which occurred for up to the previous twelve months.

(e) (m) A minimum service charge in accordance with subsection (a) (b) hereof will continue to be billed to the water service account even after termination of water service until the meter is removed.

SECTION 2. That the provisions of this Ordinance shall take force and be in effect for water bills in accordance with dates specified in Section 1.

SECTION 3. That existing Section 941.08 of Chapter (Water User Charges) of the Mansfield Codified Ordinance of 1997, as amended, be, and the same is hereby repealed.

SECTION 4. To effectively and properly administer water user charges, this measure is determined to be an emergency Ordinance for the immediate preservation of the public peace, health, safety and welfare of the City of Mansfield and its inhabitants and providing it receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its adoption, otherwise from and after the earliest time allowed by law, after its passage and approval by the Mayor.

Caucus	<u>4 August 2020</u>
1 <sup>st</sup> Reading	<u>18 August 2020</u>
2 <sup>nd</sup> Reading	<u>1 September 2020</u>
PASSED	<u>15 September 2020</u>

SIGNED /s/ Cliff Mears  
President of Council

ATTEST /s/ Amy L. Yockey  
Clerk of Council

APPROVED /s/ Timothy L. Theaker  
Mayor

APPROVED AS TO FORM: John R. Spon  
Law Director  
City of Mansfield, Ohio

\*Publication Required