

Thetford Township

Harold Brady - Supervisor

Myra J. Hobson - Clerk

Ed Benning - Trustee

Eileen Kerr - Trustee

Duane B. Hammond - Treasurer

Cecil Garl - Trustee

Henry Jacobi - Trustee

ORDINANCE NO: 96 2015-06-96
APPROVED: 9-14-98

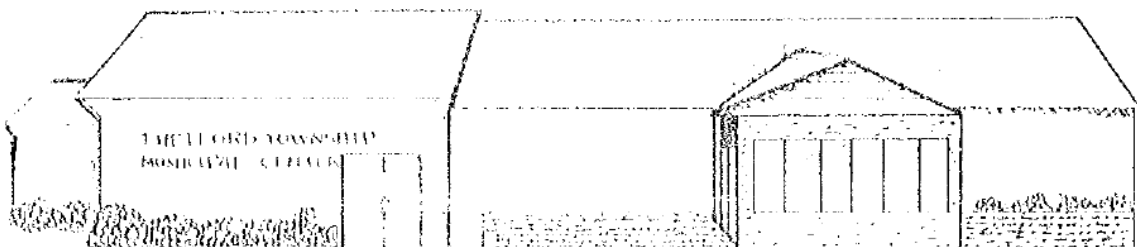
An Ordinance to provide for the connection of premises to the Genesee County Water Supply System in the Township of Thetford, Genesee County Michigan; to provide for the imposition, collection and enforcement of charges for connection fees, meter fees & water usage fees and providing penalties for the violation thereof.

The Ordinance takes effect the 31st day following the publication.

There will be a quarterly billing.

The Ordinance in its entirety can be viewed at the Clerk's Office, 4014 E. Vienna Rd., Clio, Michigan

Myra J. Hobson, Clerk
Thetford Township



4014 E. Vienna Road • Clio, Michigan 48420 • (810) 686-5200 • FAX (810) 686-9394

(Approved 9-14-98)

An ordinance to provide for the connection of premises to the Genesee County Water Supply System in the Township of Thetford, Genesee County, Michigan; to provide for the imposition, collection and enforcement of charges for connection fees, meter fees & water usage fees and providing penalties for the violation thereof.

The Township of Thetford ordains:

Section 1.01 Whenever used in this ordinance, except when otherwise indicated by the context:

- A. The term "Township" shall be construed to mean the Township of Thetford and the term "County" shall be construed to mean the County of Genesee, acting through its agent the Genesee County Drain Commissioner.
- B. The term "Board" shall be construed to mean the Township Board of said Township of Thetford, the legislative and governing body thereof.
- C. The term "Water Supply District" or "District" shall be construed to mean the Genesee County Water Supply District in Thetford Township.
- D. The term "Water Supply System" or "System" shall be construed to mean the Genesee County Water Supply System in Thetford Township, established and constructed by the County under Agreement with the Township, and all extensions, enlargements and improvements thereto in Thetford Township.
- E. The term "Water Supply Services" shall be deemed to refer to the transportation, metering, pumping and delivery of potable water to the properties now or hereafter connected directly or indirectly, to the water supply system.
- F. The term "unit" shall be deemed to mean any premises or portion of premises to which there is available or delivered that quantity of water ordinarily used in or needed for the occupancy of a residence building by a single family.
- G. The term "connection fee" or "availability fee" shall be deemed to mean the amount charged at the time and in the amount hereinafter provided, to each premises in the Township for connecting directly or indirectly to the system.
- H. The term "charges for water supply services" or "charges" shall be deemed to mean the amount charged to each premises in the Township for water supply services.
- I. The term "Meter Tapping Inspection and Approval Fee" shall be deemed to mean the amount charged to each applicant by the County Agency at the time an application is made to the County to connect said premises in the Township to the system to cover the cost of the water meter and the cost of installing the line from the main line to the curb box and inspecting and approving the physical connection from the curb box to the meter, the issuance of a connection permit and including \$10.00 for the Township to place the customer on their records.
- J. Owner shall be defined as the property owner.

Section 2.01 The said system shall be used for the transportation and delivery of potable water only. Connections to the system, directly or indirectly, and the use of water therefrom for all purposes shall be only in compliance with this Ordinance and with the standards and regulations of the County and the Township applicable thereto, all of which shall apply.

Section 3.01 Lands that are being subdivided and/or platted such that any portion of a plat is within 1/2 mile or less from a public water supply shall be required to extend the public system to provide service to each platted lot. The extension of the system shall be at the expense of the developer. This provision shall also apply to new apartment complexes or new mobile home parks.

Section 4.01 Owners of premises within the district in which water is used and for which connection to the system is available, shall pay a meter, tapping, inspection and approval fee to the County Agency in the amounts as follows, at the time application is made for a permit to connect said premises to the system. The County shall transmit to the Township an amount of \$10.00 from the amount collected for each permit issued.

1. \$570.00 for a 5/8" meter
2. \$645.00 for a 1" meter
3. \$1,510.00 for a 1-1/2" meter
4. \$1,810.00 for a 2" meter
5. For taps larger than 2", the property owner shall be responsible for constructing the water line from the public water main thru the shut-off valve at the property line and into the building. The meter, installation pieces, remote reader and labor is to be supplied by the County Agency. Contact the County Agency for current pricing structure (1-810--732-7870).

Section 4.02 Owners of premises within the district in which the corporation, service line to the property line, shut-off valve and box has been installed as a part of the development, shall pay a meter and remote reader fee in accordance with the following schedule. In all cases, the County Agency shall refund \$10.00 from the amount collected to the Township.

1. \$95.00 for a 5/8 meter
2. \$160.00 for a 1" meter
3. \$310.00 for a 1-1/2" meter
4. \$360.00 for a 2" meter
5. For larger than 2" meter, See #5 above.

Section 5.01 Owners of premises within the district in which water is used or who hereafter improve the same by the erection of a water using building thereon shall pay, at the time a tap-in permit is issued, a connection or tap-in fee computed on the basis of unit factors as follows:

- A. Where the premises are connected directly to a public water main which has been installed at the expense of the owner, or by special assessment or at the expense of a subdivider or developer and not at the expense of the Township or County, and where the water main has easements dedicated for municipal maintenance, then the tap-in fee for each user shall be \$800.00 per unit for the first two units per connection to the public water main and an additional \$600.00 for each additional unit or fraction thereof.
- B. Apartments and/or mobile home parks which service 12 or more units and which are directly connected to a public water main which has been installed at the expense of the owner and which on-site water main is not dedicated to or not accepted for maintenance by the Township, and where a master metering facility is constructed at the property line by the property owner, the tap-in fee for each user shall be \$500.00 per unit connection to the public main for each unit or fraction thereof.
- C. In all other cases, the connection charge shall be \$1,200.00 per unit for the first two units per connection to the public water main and an additional \$900.00 for each additional unit or fraction thereof.

Section 5.02 Every connection shall be charged on the basis of a minimum of 1 unit and shall pay for an additional unit for any fraction thereof.

Section 5.03 The Owner of premises in which water is used as of the effective date of this ordinance may elect to pay said connection fee on time payments by paying 20% of the total computed connection fee when the connection permit is issued and the balance shall be paid in 8 equal annual payments together with interest at 8% per annum on the declining balance from the date of permit issuance. The first installment and accrued interest shall be due and payable on the next December 1, which is more than three months after the date when the connection permit is issued, and subsequent installments with accrued interest shall be due and payable on December 1 annually thereafter and all installments with accrued interest shall be subject to the same interest and penalties as the Township taxes on such premises at time of delinquency. The balance of any connection charge from time to time remaining unpaid may nevertheless be paid in cash at any time before due together with accrued interest to the date of payment. The balance due on a connection charge for a given premises shall be paid in full at the time said premises shall undergo a change of ownership due to a voluntary transfer thereof. The foregoing charges shall be in addition to any other obligations due from owner to Township or Genesee County which may be due and payable at such time, provided such obligations shall have arisen out of connection to the water system or use thereof.

Section 6.01 The number of units to be assigned to any particular premises used for any purpose or purposes shall be determined on the basis of the Table of Unit Factors, attached hereto. If subsequent changes in use of premises increase or decrease the unit classification of any premises, the number of units assigned to said premises may be increased or decreased. No change in subsequent use of any premises shall result in a decrease of unit assignment to less than one. Paid tap-in fees will not be refunded on a decrease, but shall be carried as a credit to the property. Any unpaid balance on a tap-in permit shall be full by the property owner selling the parcel.

Section 7.01 Charges for water supply services to each premises within the Township connected with the water supply system shall be determined as follows:

Rates for monthly billings:

5/8"	Meter	400 cubic feet or less	\$ 10.50
1"	Meter	1,200 cubic feet or less	\$ 27.60
1-1/2"	Meter	2,600 cubic feet or less	\$ 58.50
2"	Meter	4,600 cubic feet or less	\$ 98.70
3"	Meter	10,500 cubic feet or less	\$ 211.50
4"	Meter	19,000 cubic feet or less	\$ 372.30
6"	Meter	44,000 cubic feet or less	\$ 833.75
8"	Meter	75,000 cubic feet or less	\$ 1,445.20
10"	Meter	120,000 cubic feet or less	\$ 2,101.80

In the case of 5/8", 1" and 1-1/2 inch meters, all water used in excess of the amounts set out above for such meters shall be charged as follows:

For the difference between the amounts set out above and 3,500 cubic feet at the rate of \$1.685 per hundred cubic feet. For the next 31,500 cubic feet, at the rate of \$1.510 per hundred cubic feet. For all water used in excess of 35,000 cubic feet at the rate of \$1.305 per hundred cubic feet.

In the case of 2", 3" or 4" meters, all water used in excess of the amounts set out above for such meters shall be charged as follows:

For the difference between the amounts set out above and 35,000 cubic feet, at the rate of \$1.510 per hundred cubic feet. For all water in excess of 35,000 cubic feet at the rate of \$1.305 per hundred cubic feet.

In the case of 6" meters or larger, all water used in excess of the amounts set out above for each meter shall be charged at the rate of \$1.305 per hundred cubic feet.

Rates for Quarterly Billings:

All billing rates & cubic feet of consumption shall be 3 times the monthly quantity.

In case of 5/8", 1" and 1-1/2" meters, all water used in excess of the amounts set out above for such meters shall be charged as follows:

For the difference between the amounts set out above and 10,500 cubic feet at the rate of \$1,685 per hundred cubic feet. For the next 94,500 cubic feet at the rate of \$1.510 per hundred cubic feet. For all water used in excess of 105,000 cubic feet at the rate of \$1.295 per hundred cubic feet.

In the case of 2", 3" or 4" meters, all water used in excess of the amounts set out above for such meters shall be charged as follows:

For the difference between the amounts set out above and 105,000 cubic feet, at the rate of \$1.510 per hundred cubic feet. For all water used in excess of 105,000 cubic feet at the rate of \$1.305 per hundred cubic feet.

In the case of 6" meters or larger, all water used in excess of the amounts set out above for such meters shall be charged at the rate of \$1.305 per hundred cubic feet.

No free service shall be furnished by the system to the Township or to any person, firm or corporation, public or private, or to any public agency or instrumentality. The Township shall pay for all water used by it at the foregoing rates, except for fire hydrant service the charge shall be \$5.00 per year for each fire hydrant. Charges for services furnished by the system to any premises shall be billed and collected quarterly, or residential users and monthly for commercial of multiple unit connections. The first such charges for each premises to be due and payable on the first day of the calendar quarter following by at least one month, the date such premises are connected to the system and successive charges to be due and payable on the first day of the calendar quarter following by at least one month, the date such premises are connected to the system and successive charges to be due and payable on the first day of each quarter annual period thereafter. Charges shall be due by the 15th day of month billing.

Section 8.01 If any charges are not paid on or before the due date then a penalty of 10 percent shall be added thereto, and commencing ninety (90) days after said due date such charges and penalty shall draw interest at the rate of six percent (6%) per annum. Interest charges are at the option of the municipality and will be enforced by separate township billings. In the event that the charges for any such services furnished to any premises shall not be paid within 120 days after the due date thereof, then all services furnished by the water supply system shall be discontinued. Service so discontinued shall not be restored until all sums then due and owing, including penalties and interest, shall be paid, plus a shut-off charge of \$25.00 and a turn-on charge of \$25.00 respectively. The fees shall be assigned to the governmental agency responsible for operations.

Section 9.01 Charges for services furnished by the system to any premises shall be lien thereon as of the due date thereof and on August 1st of each year the Township Treasurer shall certify any such charges which have been delinquent ninety (90) days or more, plus penalties and interest accrued, to the Supervisor who shall enter the same upon the next tax roll against the premises to which such services shall have been rendered and said charges, with penalties and interest accrued thereon, shall be collected and said lien shall be enforced in the same manner as provided in respect to taxes assessed upon such roll. In addition to such lien, the Township may order the County to discontinue further service to the premises and may, at the option of the Township, direct the County to refuse recommencement of service until all past bills have been paid plus a reasonable deposit for its future service.

Section 10.01 The system shall be operated upon the basis of a fiscal year beginning on January 1, of each year and ending on December 31, of the same year.

Section 11.01 The operation, maintenance and management of the County Water Supply System in the Township shall be under the immediate supervision and control of the County as agent for the Township and the County as such agent, acting through its duly designated agency shall collect the connection fee or availability fee payable pursuant hereto.

Section 12.01 The provision of this ordinance shall be enforceable through the bringing of appropriate action for injunction, mandamus, or otherwise, in any Court having jurisdiction.

Section 13.01 Any person, partnership, firm or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine not to exceed five hundred (\$500.00) dollars and the cost of prosecution or in default of the payment thereof, by imprisonment in the county jail not to exceed ninety (90) days, or by both such fine and imprisonment in the discretion of the Court. Each day that a violation is permitted to exist shall constitute a separate offense. The imposition of any sentence shall not exempt the offender from compliance with the requirements of this Ordinance.

Section 13.02 Any person, partnership, firm or corporation who obtains water without paying the charges under Section 7.01 shall be charged at twice the monthly minimum. The monthly minimum rate will be based on the meter size established by the issued permit, if any, for the premise. If no permit was issued, the meter size used will be based on other like premises. The charges will be from the permit issue date or proven occupancy date if no permit issued for a new construction. For an existing account for the premise, the charges will be from the last turn-off date. For an exiting premise where a new County Water Supply was constructed, the charges will be from the date that the water line was placed into service. The imposition of charges shall not exempt the offender from compliance with the requirements of this Ordinance.

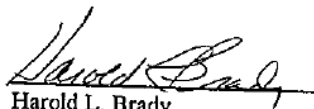
Section 14.01 If any section, paragraph, sentence, clause or phrase of this ordinance shall be held invalid, the same shall not affect any other part of this ordinance.

Section 15.01 All ordinances and resolutions of parts thereof, insofar as the same may be in conflict herewith, are hereby repealed.

Section 16.01 This Ordinance shall become effective the 31st day following publication thereof in a newspaper circulating within said Township.

We, the undersigned, being respectively the Thetford Township Supervisor and Township Clerk of Thetford Township, Genesee County, Michigan, do hereby certify that the above Thetford Township Ordinance was duly adopted by the Township Board of Thetford Township, at which meeting a quorum was present, by yeas and nays as follows:

Yeas: 6
Nays: 0
Absent: 1


Harold L. Brady
Thetford Township Supervisor

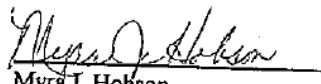

Myra J. Hobson
Thetford Township Clerk

EXHIBIT A

TABLE OF UNIT FACTORS

(To be used in computing water connection fee)

Auto Dealers	0.40 per 1,000 sq. ft.
Barber Shops	0.08 per chair
Bars	0.06 per seat
Beauty Shops	0.30 per booth
Boarding Houses	0.20 per person
Boarding Schools	0.35 per person
Bowling Alleys (No bars, lunch facilities)	0.20 per alley
Car Wash	10.00 single production line
Churches	0.01 per seat
Cleaners (Pick up only)	0.06 per employee
Cleaners (Pressing facilities)	1.25 per press
Clinics (Minimum assignment 1.00 unit per professional)	0.65 per doctor
Convalescent Homes	0.30 per bed
Convents	0.25 per person
Country Clubs	0.10 per member
Drug Stores (With fountain service)	0.10 per seat
Factories (Exclusive of excessive industrial use)	0.50 per 1,000 sq. ft.
Fraternal Organizations (Members only)	1.25 per hall
Fraternal Organizations (Members & rentals)	2.50 per hall
Grocery Stores & Super Markets	1.1 per 1,000 sq. ft.
Hospitals	1.40 per bed
Hotels (Private baths, 2 persons per room)	0.25 per bed
Laundry (Self service)	0.50 per washer
Multiple Family Residence	1.00 per unit
Motels	0.25 per bed
Office Building	0.60 per 1,000 sq. ft.
Public Institutes other than Hospitals	0.40 per employee
Restaurants (Dinner and/or drinks)	0.16 per seat
Rooming Houses (No meals)	0.167 per person
Schools (Cafeteria w/o showers and/or pool)	1.5 per classroom
Schools (Showers and/or pool)	2.0 per classroom
Schools (Showers, gym, cafeteria)	2.5 per classroom
Service Stations	0.30 per pump
Snack Bars, Drive-Ins	0.10 per seat and/or stall
Store (Other than specifically listed)	0.20 per employee
Swimming Pool	3.50 per 1,000 sq. ft.
Theaters (Drive-In)	0.10 per car space
Theaters (Inside with air conditioning)0001 x wk hrs of operation x seats
Tourists Courts (Individual bath units)	0.27 per cubical
Trailer Parks (Central bath houses)	0.35 per trailer
Trailer Parks (Individual baths)	1.00 per unit
Trailer Parks (Individual baths - seasonal only)	0.50 per unit
Warehouses	0.10 per 1,000 sq. ft.