

Ordinance Number 2020-09

AN ORDINANCE REPEALING ORDINANCE NUMBER 2018-01 AND PROVIDING FOR WATER RATES AND CHARGES

WHEREAS, it is deemed necessary to revise existing water rates and charges to water customers; and

WHEREAS, in order to accomplish the revision of existing water rates and charges it is desirable and necessary to repeal City Ordinance 2018-01.

WHEREAS, the City desires to revise existing charges pursuant to the City's energy cost savings project and hereby increases water rates charged to customers by Three and One-Half (3.5%) percent each year for the following 20 years.

THEREFORE, BE IT ORDAINED, by the City of Olive Hill as follows:

I. A Schedule of Water Rates is attached:

A surcharge of One Dollar Eleven Cents (\$1.11) will be billed per customer for Kentucky Infrastructure Authority debt service. This surcharge shall be removed upon payoff of the loan.

II. Deposits for Water Service will be as follows:

Consumers applying for water service from the City of Olive Hill shall place with the Utility Clerk a customer deposit to secure payment of their water bill. This deposit may not be transferred from one location to another and water service will not be connected until deposits are paid. Required deposits shall be as follows:

Residential	Landowner	\$ 50.00
	Renter/ Tennant	\$ 100.00
Small Commercial		\$ 200.00
Large Commercial		\$ 500.00
Industrial		\$1,000.00

A. Definitions for the purpose of this section II:

- Residential- Any single or multi family dwelling.
- Small Commercial- Any business activity where it is anticipated to use 50,000 gallons or less in any one-month period.
- Large Commercial- Any business activity utilizing a meter 1" or greater or is anticipated it will use in excess of 50,000 per month.
- Industrial- Any business activity which will engage on the manufacturing of goods.

- B. A customer's deposit refund will be made when the customer requests a discontinuation of the service and all claims due to the city have been paid. Additionally, any residential customer who owns and resides in the residence may request a refund of their deposit if after two (2) years of continuous service they possess a good payment record with the City. Any customer who owns his or her residence and has for two (2) years maintained a good payment record with the City will not be required to make additional customer deposits for other properties owned. All other customers must place additional deposits with the City regardless of prior deposits made. All other customer deposits shall not be refunded until all claims due to the City are paid in full.
- C. Customer deposits shall be refunded plus the amount of interest accrued, less one (1%) percent for administrative costs.

III. Tap- On Fees

- A. Tap-On fees for Water Service provided by the City of Olive Hill will be as follows:

¾ Inch Residential Tap on Fee	\$500.00 In Town
¾ Inch Residential Tap on Fee	\$700.00 Out of Town

Any Tap 1 inch or greater will be billed at actual cost of materials plus labor.

- B. The City will commence at a point on an existing water main, make a tap, furnish, and install ¾ inch water line to the property boundary or 25 feet, whichever is less. Any water line over ¾ inch will be laid to the property boundary or 20 feet, whichever is less.
If it is necessary to crossroads or go through rock, the extra expense will be borne by the customer. The City will furnish and set the meter, tile, and lid at or near the property boundary. The customer is responsible for the line form the meter to the building.
- C. All water lines must be installed and connected to taps in accordance with previously adopted codes and state regulations and will be subject to inspection at any time.

IV. Disconnection of Services

- A. If any utility bill is not paid in full on dates due, (15th of each month) a ten (10%) percent penalty will be added after 10:00 a.m. the following workday and the account or accounts will be deemed delinquent. A cutoff list will be provided for the meter readers or other city workers for disconnection of utility service and delinquent utility accounts shall be disconnected beginning the 26th day of the month during which they become delinquent.
- B. If all past utilities and reconnects are not paid in full by the month following disconnection of the account will be deemed final and all deposits held on the account will be applied. In order to initiate new water service the customer will be required to place new deposits with the Utility Clerk and pay all back bills that the previous deposit did not cover.

V. Reconnection Fees

There will be a Twenty- Five Dollar (\$25.00) reconnect fee if disconnection of service occurs.

VI. Meter Testing

In the event of a customer complaint that the City's metering equipment is not valid the customer shall place with the Utility Clerk a Fifty Dollar (\$50.00) deposit and the City will have the meter tested at the expense of the City. If the meter is found to be functioning properly, there will be no refund of the deposits and all amounts and penalties shall be paid by the due dates. If the meter is found to be defective the City will replace it and refund customer's deposit. The customer is responsible for the payment of current bills during the time of testing and all penalties will accrue on scheduled dates.

VII. Returned Checks & Fees

Returned checks will be assessed a Twenty-Five Dollar (\$25.00) returned check fee. After receiving two (2) returned checks the customer will be notified in writing or by phone that the Utility Department will not accept a personal check for utility payments for a period of one (1) year. All returned checks that are not paid in full within two (2) weeks of the date of issue shall result in the customer's service being disconnected for non- payment.

VIII. Theft of Services

Any person or persons found attempting to bypass or tamper with any utility recording instrument will be prosecuted to the fullest extent of the law and shall have all services disconnected until the Utility Department approves reinstatement.

IX. Additional Information

- A.** All water metering devices shall be accessible to the meter reader. If the meter is concealed, covered up, or has a structure built over it in such a way as to prevent proper reading or maintenance of meter then customer shall be in violation of concealment of metering device. It shall be the responsibility of the meter reader to notify customer by door hanger or letter of notification that such device should be made accessible by the next month's reading or the customer's service may be disconnected until such time that the meter can be placed in a location accessible to meter reader. If it is required that the City move the meter or make a new tap the cost shall be borne by the customer.
- B.** Under no circumstances shall the City Council, City Clerk, or the Mayor interfere in the payment of these bills when due. Also, there shall be no guarantee of payment from Council Members, City Clerk, or Mayor unless full payment is made at the time by check, cash, or money order, to the utility office. The utility department office shall enforce the ordinance and shall not deviate from the ordinance under any circumstances.
- C.** City Ordinance 2018-01 hereby repealed and any other ordinance or portion thereof in conflict or adverse to the provisions contained herein or hereby repealed and shall be rendered null and void upon the adoption of this ordinance. Any provision contained herein

which is found to be contrary to Kentucky Revised Statutes or other applicable law shall be null and void without affecting the remaining provisions contained herein.

This ordinance shall take effect upon adoption and publication as required by law.

Adopted and enacted this 27 day of August 2020.



Mayor, Jerry Callihan

ATTEST: 

City Clerk, Chimila Hargett

1st Reading: 7/21/2020

2nd Reading: 8/27/2020

Publication: _____