

MOTION BY Janet Vance

SECONDED BY Jan Dillaha

ORDINANCE 28

TO AMEND THE CODE OF ORDINANCES FOR TUSCARORA TOWNSHIP TO EXTEND THE DATE SEWER BILLS ARE DUE AND PAYABLE BEFORE INTEREST OR LATE FEES ARE ASSESSED

TUSCARORA TOWNSHIP HEREBY ORDAINS:

THAT SECTION 50.112 OF THE TUSCARORA TOWNSHIP CODE, IS HEREBY AMENDED TO READ AS FOLLOWS:

TITLE V: PUBLIC WORKS

CHAPTER 50-SANITARY SEWER USE-Administration and Enforcement

Sec. 50.112 BILLING AND COLLECTION

(A) When system rates, fees and charges are not timely paid, it is necessary to re-bill, to undertake other procedures required by this subchapter, to prepare separate notices and accountings and undertake other tasks that are not needed if they are timely paid. In addition, the other system users essentially subsidize the non-paying or late paying user's use of the system. The system is not established, operated or well-adapted to provide financing services for its users. Accordingly, charges are made to compensate the system for the costs incurred due to untimely payments.

(B) Bills will be rendered at such intervals as are determined by resolution of the Township Board, but not less frequently than quarterly.

(C) Bills shall be due and payable without interest or late fee at such time after billing as is stated on the bill, provided not less than ~~15~~ 30 days shall be given for such payment after the billing date.

(D) Bills not paid by the due date shall bear interest at such rate and be subject to a rebilling fee as determined by the Township Board.

(E) Service, installation, inspection, use and material rates, fees and charges, including late fees and interest due thereon, shall constitute a lien on the premises served from the date of such service unless the township is served with written notice that a tenant is responsible for such charges. The township official or officials in charge of the collection shall annually, not later than September 1 of each year, certify to the Tax Assessing Officer of the township the fact and the amount of the delinquency in payment for sewer services to the property. Such lien shall have the same priority and shall be collectible in the same manner as delinquent ad valorem

real property taxes. If the township is provided with notice in writing, including a copy of the lease of the affected premises, that a tenant is responsible for the sewer charge, the Township Board may require as a condition to rendering sewer services to such premises a cash deposit equal to service charges at current rates for three months (one quarter) as security for the payment of service charges.

(F) In addition to the other methods of collection and enforcement provided in this rule or in law or at equity, the township may, after notice of its intention to do so and of the opportunity for a hearing to show cause why it should not occur, have the right to shut-off sewer service to any premises for which rates, fees and charges for sewer service are not paid by the due date, and such service shall not be re-established until all delinquent charges, interest, penalties and a turn-on charges, to be specified by the township, have been paid.


(G) In addition to the other methods of collection and enforcement provided in this rule or in law or at equity, the township shall have the option of collecting all rates, fees, charges, interest and late fees due pursuant to this chapter by legal proceedings in a court of competent jurisdiction.

EFFECTIVE DATE: Pursuant to MCL 41.184(1) and (2)(b), this ordinance shall take effect the day following the date of publication.

PUBLICATION DATE: Pursuant to MCL 41.184(3), publication of this ordinance shall be made within 30 days after passage by inserting either a true copy or a summary of the ordinance once in a newspaper circulating within the township. Said publication shall indicate the location in the township where a true copy of the ordinance can be inspected or obtained.

TUSCARORA TOWNSHIP

Date: February 6, 2024

By: 
Jay Reidsma
Tuscarora Township Clerk

ROLL CALL VOTE:

AYES: Kramer, Reidsma, Vance, Dillaha, Pearson

NAYS: none

ABSENT: none

ABSTAIN: none

ADOPTED: February 6, 2024

PUBLISHED: February 24, 2024

EFFECTIVE: with March 2024 billing

LOCALiQ

Petoskey News-Review | The Monroe News
Holland Sentinel | Gaylord Herald Times
Daily Telegram | Hillsdale Daily News
The Daily Reporter | Sturgis Journal
The Sault News | Cheboygan Daily Tribune

PO Box 630491 Cincinnati, OH 45263-0491 -

PROOF OF PUBLICATION

Clerk Tuscarora
Tuscarora Township
Po Box 220
Indian River MI 49749-0220


STATE OF WISCONSIN, COUNTY OF BROWN

The Cheboygan Daily Tribune, a daily newspaper of general circulation, printed and published in Cheboygan, Cheboygan County, Michigan; that the publication, a copy of which is attached hereto, was published in said newspaper in the issues dated:

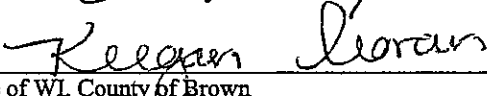
02/24/2024

That said newspaper was regularly issued and circulated on those dates and that the fees charged are legal.

Sworn to and subscribed before on 02/24/2024



Legal Clerk



Notary, State of WI, County of Brown
2-14-28

My commission expires

Publication Cost: \$43.33
Order No: 9878282 # of Copies: 1
Customer No: 877485
PO #:

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

KEEGAN MORAN
Notary Public
State of Wisconsin

Tuscarora Township Ordinance Amendment- Public Notice

ORDINANCE 28 - TO
AMEND THE CODE OF
ORDINANCES FOR
TUSCARORA TOWNSHIP
TO EXTEND THE DATE
SEWER BILLS ARE DUE
AND PAYABLE BEFORE
INTEREST OR LATE FEES
ARE ASSESSED

On Feb. 6, 2024, the Tuscarora Township Board of Trustees adopted an ordinance to amend Title V: Public Works, Chapter 50-Sanitary Sewer Use-Rates, Fees and Charges, Sec. 50.112 Billing and Collection, Subsection C of the Code of Ordinances to provide that sanitary sewer bills "shall be due and payable without interest or late fee at such time after billing as is stated on the bill, provided not less than 30 days shall be given for such payment after the billing date." This amendment allows 30 days to pay a sewer bill instead of 15 days.

A true copy of the complete ordinance can be inspected or obtained during regular business hours at the township office, 3546 S Straits Highway, Indian River, MI 49749.