

ORDINANCE #79 - 1988

AN ORDINANCE ESTABLISHING RATE AND PROVIDING RULES
AND REGULATIONS FOR THE USE OF CITY WATER AND SEWER AND
PROVIDING FOR THE COLLECTION OF UNPAID SERVICES CHARGE
THEREOF.

SECTION 1. The rates, rules and regulations hereinafter set forth, shall be a part of the contract with every person, firm or corporation which is supplied with water or sewer through the water and sewer systems of the City and every such water and or sewer user shall be considered as having consented to be bound hereby.

SECTION 11. The following net rates for the use of City water and sewer are hereby adopted and shall take effect as of January 1, 1989.

1. Water: Minimum charge per quarter for the first 1,000 gallons will be \$5.00. 50¢ charged for every 1,000 gallons used after the first 1,000 gallons.

2. Sewer: Minimum charge per quarter for the first 1,000 gallons of water used will be \$5.00. 50¢ charged for every 1,000 gallons of water used after the first 1,000 gallons.

SECTION 111. On or about the 25th day of the months of March, June, September, and December, the City or homeowner shall read the utility meters. Statements of water and sewer charges shall be computed and rendered as soon as possible. Charges will be due the last day of January, April, July and October. Charges are considered delinquent 10 days after the due date. A \$3.00 late charge will be added if not paid by the 10th day of February, May, August, and November.

SECTION IV. If an account shall be, or remains delinquent as of September 1st of each year, the City Clerk shall notify the said user that this account is payable forthwith. Upon failure to pay said delinquent account in full as aforesaid by October 1st following, the City Clerk shall add 20% of amount due as penalty.

SECTION V. The City of Rose Creek reserves the right to discontinue service of water without notice by reason of non-payment of water service charges. The City further reserves the right to discontinue sewage service without notice when the discontinuation is necessary in the repair of the sewage or any part thereof.

SECTION VI. The City Clerk, when making the annual certification to the County Auditor for tax levy for the ensuing year shall certify all delinquent charges to the said County Auditor as a special assessment on the property to which such utility Service as rendered, and County Auditor shall extend said charge on the tax rolls against said premises in the same manner as other taxes; whereupon, said delinquent charge shall be collected by the County Treasurer and paid to the City Treasurer along with the other taxes. Upon receipt thereof, the City Treasurer shall remit said charges so collected to the City Clerk.

SECTION VII. No discount or credit shall be given for water lost because of faulty plumbing or other cause.

SECTION VIII. There shall be but one bill or statement for each water meter and the City Clerk shall not split bills between or among multiple users.

SECTION IX. It shall be the duty of the landlord to inform the City Clerk's office on any change in tenants and to whom the water and sewer bills are to be sent.

SECTION X. The owner of any premises in the City of Rose Creek and receiving supply of water from the City shall be liable for any unpaid water bill by the tenant of said premises not paid by the 10th day of the month following the month in which the bill was due.

SECTION XI. Failure by the owner of the premises to pay such delinquent water bills shall result in termination of the water supply by the City of Rose Creek.

SECTION XII. The owners of any premises having water or a sewer connection shall at all times be liable for water or sewage charges levied as herein provided, whether such owner is actually occupying the premises or not; unless the city is notified to discontinue the service by the owner.

SECTION XIII. Any charges made for water and sewer may be adjusted at any time by resolution of the City Council.

SECTION XIV. In the event that it is not possible to meter the water, it shall be the duty of the City Clerk to estimate the amount of sewage usage charge; however, in no event shall the statement be less than the minimum sewer charge.

SECTION XV. Anyone building a home or business in the city of Rose Creek after January 1, 1989; will be responsible for purchasing the water meter and having it installed, per city standard. No building permits will be issued without following the rules and regulations of this ordinance.

SECTION XVI. After January 1, 1989 any home, business, school or church in the City of Rose Creek whose water meter needs repair or replacement will be the responsibility of the property owner. ~~The city owns the meter and shall and shall inspect yearly.~~ (Amended/1989)

SECTION XVII. This ordinance shall be in force and effect from and after its passage and publication and all other ordinances or parts thereof inconsistent herewith are hereby repealed.

Passed by the City Council on 6th day of December, 1988.



Fred Lickteig, Mayor

ATTEST:



Janet Nelsen, City Clerk