

**AN ORDINANCE AMENDING ORDINANCE 11-2008 TO PROVIDE A
MODIFICATION TO THE VILLAGE WATER RATES AND CHARGES, AMENDING
ORDINANCE 19-2003 TO MODIFY WATER TAP FEES, AMENDING ORDINANCE
10-2008 TO MODIFY PURCHASED BULK WATER CHARGES, AND AMENDING
ORDINANCE 33-2013 TO CREATE ADDITIONAL DEDICATED WATER FUNDS**

WHEREAS, Brewster Village Council has determined that the current Water Rates and Charges, Tap Fees and Bulk Water charges are no longer sufficient to operate the Village Water treatment and distribution systems, nor to provide for future water treatment and distribution systems improvements; and

WHEREAS, Brewster Village Council has determined that the rates, charges, and fees should be adjusted to more equitably allocate the cost of the water system between residential and commercial users; and

WHEREAS, Brewster Village Council has further determined that additional water funds should be created to better allocate moneys for the operation of the Village Water Utility.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BREWSTER, THAT:

SECTION 1: Usage Rate, Capital Charge, & Monthly Minimum

A. It is required that every customer’s water connection be metered, and that the components of each Village Water customer’s account will be based on that metering. The consumption component of the monthly Billing for those metered accounts shall be increased by 2.75 % beginning with the customer’s bill on their January 2017 usage and reflected on the customers’ February 2017 Bill, and the rates shall be as follows:

First 2000 Gallons	\$ 3.56 per 1000 gallons or part thereof
2001 to 30,000 gallons	\$ 2.65 per 1000 gallons or part thereof
Above 30,000 gallons	\$ 1.87 per 1000 gallons or part thereof

In addition, beginning on the above date, a Capital Charge of \$ 13.66 per month for each account shall be levied. The monthly Minimum for each account including the Capital Charge and the fee for 1000 gallons of usage shall be \$ 17.22

B. Water usage rates for the water customers of the Brewster Water Utility shall be increased by 2.75% in each of the following five years beginning with the customer’s bill on their January usage and reflected on the customers’ February Bills in each of the years listed and are as follows:

	2018	2019	2020	2021	2022
First 2000 Gallons	\$ 3.65	\$ 3.75	\$ 3.86	\$ 3.96	\$ 4.07
2001 to 30,000 gallons	\$ 2.72	\$ 2.80	\$ 2.87	\$ 2.95	\$ 3.04
Above 30,000 gallons	\$ 1.92	\$ 1.97	\$ 2.03	\$ 2.08	\$ 2.14

The rates above are per 1000 gallons or part thereof

In addition, beginning on the above date, a Capital Charge per month for each account shall be levied as listed next, as well as a monthly Minimum for each account including the Capital Charge shall be in effect as shown.

	2018	2019	2020	2021	2022
Capital Charge/month	\$ 18.44	\$ 23.40	\$ 23.99	\$ 24.59	\$ 25.20
Monthly Minimum/account	\$ 22.09	\$ 27.15	\$ 27.85	\$ 28.55	\$ 29.27

The Monthly Minimum consists of the Capital Charge and the fee for 1000 gallons

SECTION 2: An Automatic Increase

A. Village Council hereby authorizes automatic increases of all water charges once per year, every year, beginning on January 1, 2023 and every year thereafter by a Fixed Percentage. **This automatic increase shall apply to the Water Usage Fee, the Capital Charge, the Tap Fee, and the Bulk Purchase Fee, and any other service charges.**

B. The Fixed Percentage shall be 2.75 % unless Council approves an action to adjust this amount prior to the Automatic Increase Date.

C. The Automatic Increase shall be effective on January 1st of each year and be reflected on the customers' February Bills and be effective throughout that twelve-month period

SECTION 3: Water Service Tap Fee

The Village shall require a deposit of \$ 1500.00 for the tapping of a water main. The Village shall perform the tapping of the water main, and furnish and install the piping, corporation stop, curb stop, curb box, and other appropriate materials. The cost to the Village shall be applied against the \$ 1500.00 deposit, and any funds remaining shall be refunded. Should the cost for the tap exceed the \$ 1500.00 deposit, the applicant shall pay the difference before the water service is turned on.

SECTION 4: Bulk Water Purchase Fee

A fee for bulk water taken by tanker truck or similar conveyance for non-emergency use will be based on the Village of Brewster's normal water rates for 10,000 gallons per load as follows:

2017	2018	2019	2020	2021	2022
\$ 28.32	\$ 29.06	\$ 29.90	\$ 30.68	\$ 31.52	\$ 32.46

SECTION 5: Surcharge Levied on Non-resident Water Customers

Any water customer that is outside of the corporation limits of the Village shall pay an additional surcharge of 15% on the Water Usage Rates, Capital Charges, and Monthly Minimums specified in Section 1A, Section 1B and Section 2.

SECTION 6:

A. Under the guidelines of the Ohio State Auditor Village Ordinance 33-2013 created a Water Replacement Fund that designated moneys solely for the maintenance and replacement of water utility infrastructure.

In like manner Village Council desires to create four additional funds designating moneys for specific purposes within the Water Utility. Those funds are: an Operating Account, an Emergency Fund, a Debt Service Fund, and a Debt Service Reserve Fund. The Village Clerk Treasurer is hereby directed and authorized to take all steps necessary or appropriate with the Ohio Revised Code and the Ohio State Auditor's Office to create the four Funds

B. The Operating Account shall maintain a minimum balance of 12.5% of annual operating expenses excluding Debt Service. This amount represents 45 days of operating expenditures.

C. The Emergency Fund shall maintain a minimum balance of 12.5% of annual operating expenses excluding Debt Service. This amount represents 45 days of operating expenditures. The Emergency Fund shall only be utilized to resolve an operational emergency or financial crisis, and be replenished as soon as financially feasible.

D. The Debt Service Account shall be a sufficient percentage of monthly water revenue set aside to provide moneys dedicated to any Debt established for the Water Utility.

E. The Debt Service Reserve Fund shall be a monthly set aside at 10% of the annual debt service payment each year until one year's annual payment on all debt has been accumulated. If this fund is utilized, any amount expended will be replenished at the 10% of the annual debt service payment until one year's annual payment on all debt has been accumulated.

SECTION 6: Any ordinance inconsistent with the terms and provisions of this legislation is hereby repealed and declared void.

SECTION 7: This ordinance shall be in full force and effect as established by law.

Mayor Michael E. Schwab

ATTEST:

Village Clerk Treasurer K. Kris King

CERTIFICATE

I, K. Kris King, hereby certify that the above is a true copy of an ordinance passed at a regular meeting of the Brewster Village Council held on August 15, 2016

Clerk K. Kris King

I, K. Kris King, Clerk of the Council of the Village of Brewster, State of Ohio, do hereby certify that there is no newspaper printed in said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by Council as follows: Office of Brewster Utilities, Belloni's IGA, Brewster Federal Credit Union, Post Office and Brewster Laundromat.

Clerk K. Kris King