

ORDINANCE NO. 111 B

AN ORDINANCE TO AMEND ORDINANCE NO. 111 ADOPTED MAY 21, 1951 AS AMENDED, FOR THE PURPOSE OF AUTHORIZING THE VILLAGE OF CONCORD TO CONSTRUCT AND EXTEND ITS WATER SUPPLY SYSTEM OUTSIDE THE LIMITS OF THE VILLAGE OF CONCORD; TO FURNISH WATER TO USERS WITHOUT ITS CORPORATE LIMITS AT CERTAIN RATES; AND AUTHORIZING THE VILLAGE COUNCIL TO ENTER INTO CONTRACTS ~~TO CONTRACTS~~ TO CONSTRUCT, ENLARGE AND EXTEND ITS WATER SUPPLY SYSTEM UNDER THE PROVISIONS OF ACT 94, PUBLIC ACTS OF MICHIGAN, 1933, AS AMENDED.

THE VILLAGE OF CONCORD ORDAINS:

Section 1. The Village Council of the Village of Concord, Jackson, County, Michigan, hereby determines it to be necessary for and to secure the public health, safety, convenience and welfare of the Village of Concord, to construct, improve, enlarge, repair and extend its present Water Supply System without its corporate limits, by purchase or acquisition, and to furnish water facilities and service by such Water Supply System to users outside the corporate limits of the Village.

Section 2. The Village Council may enter into contract or contracts to construct, purchase, acquire, improve, enlarge and extend the present Water Supply System, outside the corporate limits of the Village of Concord, upon such terms and conditions as the Village Council shall deem fair, just and reasonable, provided the construction, extending and enlarging of the present Village Water Supply System, including the acquisition of land or easement, shall be at the sole cost and expense of the party or parties requesting the same, except that the cost and expense of operating, repairing and maintaining said system shall be the obligation of the Village, in accordance with Ordinance No. 111 duly adopted May 21, 1951, as amended, as if Section 2 of this Ordinance had been enacted as part of said Ordinance No. 111. The revenues and moneys received from supplying water to those users residing outside the Village limits shall be used and expended as

set forth in said Ordinance No. 111.

Section 3. ^{Amend} Charges for water service to each user or premise outside the Village limits connected to and with the system shall be by water meter only, at the following rates:

| | <u>Service</u> |
|-----------------------------|--|
| For first 2,500 gallons | (which shall be a minimum \$3.45 per month |
| For next 17,500 gallons | \$0.40 per 1,000 gallons |
| For next 30,000 gallons | .30 p34 1,000 gallons |
| For all over 50,000 gallons | 120 per 1,000 gallons |

Billing

Billing for water charges shall be made monthly, and water bills shall be sent to consumers and/or users monthly, and shall become due and payable ten (10) days after date of such bill. For all bills not paid when due, a penalty of ten (10% percent of the amount of such bill shall be added.

Special Rates

For miscellaneous services for which a special rate shall be established, such rates shall be fixed by the Village Council.

Enforcement

No service shall be rendered to any customer until a cash deposit of not less than Ten (\$10.00) Dollars shall have been made as security for the payment of such charges and service.

In addition to all other remedies provided for non-payment of service charges, the Village shall have the right to shut off and discontinue the supply of water to any premises or user and/or customer for the non-payment of water rates when due. If such charges are not paid within thirty (30) days from the due date thereof, the water service to such premises shall be discontinued. Water services so discontinued shall not be restored until all sums due and owing shall be paid, plus a turn-on charge of \$1.00.

All water furnished customers without the Village limits shall be sold by meter, except as to those customers who are now being furnished water outside of the Village limits prior to the adoption of this ordinance, and as to such customers the rates shall be twenty-five (25%) percent higher than the rates charged to users within the Village limits. If any present user or premise, outside the Village limits, is now being furnished water service without meter and said service is discontinued for any reason whatsoever, then in the event said water service is again furnished to said user or premise it shall be sold only by water meter.

Section 4. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not effect any of the other provisions of this ordinance.

Section 5. All ordinances, resolutions or orders, or parts thereof in conflict with the applicable provisions of this ordinance are to the extent of such conflict hereby repealed and all other provisions of Ordinances No. 111 adopted May 21, 1951 as amended, not in conflict herewith shall be applicable to extending the Water Supply System and the furnishing of services outside the Village limits.

Section 6. This Ordinance shall be published in full in the Concord News, a newspaper of general circulation in the Village of Concord qualified under State law to publish legal notices, within two weeks of its adoption.

Section 7. This Ordinance shall become effective immediately upon adoption.
Oct. 6, 1958