

**AN ORDINANCE TO AMEND
TITLE 13
OF THE CODE OF EMMITSBURG
ENTITLED
PUBLIC SERVICES**

BE IT RESOLVED, ENACTED AND ORDAINED, this 5th day of March 2012, by the Mayor and Board of Commissioners of the Town of Emmitsburg, Maryland, pursuant to the authority granted to them by the laws of Maryland and the Charter of the Town of Emmitsburg, that Title 13; Section 13.08.110 of the Emmitsburg Municipal Code, be amended as follows:

The amended section of this regulation read as follows with new wording indicated in **BOLD** letters and deleted words in ~~strike-out~~.

13.08.110 Sewer rates.

A. Minimum Charge.

1. **From the period April 1, 2012 through June 30, 2014**, ~~The~~ **the** minimum charge for all sewer customers for the first six thousand (6,000) gallons used within a quarter shall be:

3/4 inch meter	\$ 65.00	\$ 89.00
1 inch meter	70.00	96.00
2 inch meter	100.00	137.50
4 inch meter	400.00	550.00
6 inch meter	800.00	1,100.00

Beginning July 1, 2014, the minimum charge for all sewer customers for the first six thousand (6,000) gallons used within a quarter shall be:

3/4 inch meter	\$ 113.00
1 inch meter	122.00
2 inch meter	175.00
4 inch meter	700.00
6 inch meter	1,400.00

2. Unmetered users of the sewer will be billed a minimum of twelve thousand (12,000) gallons per quarter.

3. When installation of a fire service meter is required to service a sprinkler system where otherwise a smaller line would be sufficient to service the facility, then an

alternate minimum charge may be assessed as recommended by staff and approved by the mayor and council.

B. Overage Charge.

1. **From the period April 1, 2012 through June 30, 2014, All all sewer customers shall be billed quarterly for the excess usage over six thousand (6,000) gallons of water based on the following rates:**

6,001--10,000 gallons	\$ 2.40	per 1,000 gallons
10,001--20,000 gallons	3.00 4.50	per 1,000 gallons
20,001--100,000 gallons	5.00 7.50	per 1,000 gallons
100,001--1,000,000 gallons	7.00 10.50	per 1,000 gallons
1,000,001--2,000,000 gallons	9.25 13.88	per 1,000 gallons
2,000,000 gallons and up	11.50 17.25	per 1,000 gallons

Beginning July 1, 2014, all sewer customers shall be billed quarterly for the excess usage over six thousand (6,000) gallons of water based on the following rates:

6,001--10,000 gallons	\$ 2.40	per 1,000 gallons
10,001--20,000 gallons	6.00	per 1,000 gallons
20,001--100,000 gallons	10.00	per 1,000 gallons
100,001--1,000,000 gallons	14.00	per 1,000 gallons
1,000,001--2,000,000 gallons	18.50	per 1,000 gallons
2,000,000 gallons and up	23.00	per 1,000 gallons

2. Sewer rates shall be reviewed annually by the town council and revised as necessary to reflect actual costs for the operation, maintenance and replacement of the sewerage system. The cost for treating extraneous flows (infiltration and inflow) shall be distributed among users in the same manner as the cost for operations, maintenance and replacement of the sewerage system. Each user will be notified annually in conjunction with their regular bill of the rate and that portion of the user charge which **that** is attributed to wastewater treatment services.

3. Upon application, the water tariff rate only shall apply to any user who proves that such water is being used for cooling, use in product manufacture, or other use, and is not being returned to the town for processing the wastewater treatment system. No sewer charge shall be imposed for water purchased pursuant to this subsection. The user shall consent in writing to inspection of his/her property at any time by the town to ensure compliance with the terms in this chapter. The cost of installation of equipment necessary to meter the water used shall be paid by the user.

C. Collection of Charges.

Sewer charges are payable by the owner of the property served in full upon mailing of the quarterly bill. These bills are mailed by the first of January, April, July and October. If any bill remains unpaid after thirty (30) days from the date the bill is sent, the town clerk shall give the owner of the property served written notice of such delinquency by mail. The same collection and service disconnection procedures established for water charges will apply. The sewer and service charges shall then be a first lien on the property served. (Ord. 06-11 § 1; Ord. 05-11; Ord. 03-08 (part); Ord. 02-16 (part); Ord. 02-06 (part); Ord. 01-09; Ord. 99-09; Ord. 98-10; Ord. 98-09; Ord. 97-05; Ord. 95-7 § 1; prior code Art. IX § 11)

BE IT FURTHER RESOLVED, ENACTED AND ORDAINED, that this Ordinance shall take effect on the 5th day of ~~February~~ ^{MARCH} 2012 and the Town Clerk shall post a copy thereof at the Town Office and one other public place within the Town.

PASSED this 5th day of March, 2012, by a vote of 4 for, 0 against, 1 absent, and 0 abstain.

ATTEST:

Vickie Felix
Vickie Felix, Recording Secretary

Christopher Staiger
Christopher Staiger, President
Board of Commissioners

4 APPROVED 0 VETOED
this 5th day of March, 2012.
Donald N. Briggs
Donald N. Briggs, Mayor

I hereby certify that the foregoing Ordinance has been posted as required by Chapter 2.04 of the Emmitsburg Municipal Code, and as directed by the provisions of this Ordinance.

Date: _____

Donna DesPres, Town Clerk