

NOTICE

At a Regular Rochester Hills City Council Meeting held at the City of Rochester Hills Municipal Offices, 1000 Rochester Hills Drive, Oakland County, Michigan on Monday, June 29, 2009:

Present: President Gregory Hooper, Members Erik Ambrozaitis, J. Martin Brennan, Vern Pixley, James Rosen, Michael Webber
Absent: Ravi Yalamanchi

QUORUM PRESENT

MOTION BY Brennan, seconded by Pixley, **Resolved that Ordinance No. 535**, an ordinance to amend Sections 54-741 through 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify water and sewer rates and fees, repeal conflicting ordinances, and prescribe a penalty for violations, **BE AND IS HEREBY ADOPTED** and shall become effective on Friday, July 3, 2009 the day following its publication in the *Rochester Post*.

Ayes: Brennan, Hooper, Pixley, Rosen and Webber
Nays: Ambrozaitis
Absent: Yalamanchi

MOTION CARRIED

ORDINANCE NO. 535

AN ORDINANCE TO AMEND SECTIONS 54-741 THROUGH 54-745 OF ARTICLE XII, UTILITIES, OF CHAPTER 54, FEES, OF THE CODE OF ORDINANCES OF THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, TO MODIFY WATER AND SEWER RATES AND FEES, REPEAL CONFLICTING ORDINANCES, AND PRESCRIBE A PENALTY FOR VIOLATIONS.

THE CITY OF ROCHESTER HILLS ORDAINS:

Section 1. Sections 54-741 through 54-745 of Article XII, Utilities, of Chapter 54, Fees, of the Code of Ordinances shall be amended, as follows:

DIVISION 2. MUNICIPAL WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM

Sec. 54-741. Monthly water charges.

Monthly water supply charges, as provided in section 102-122, shall be as follows:

- (1) Customer charge \$ 2.35
- (2) Capacity charge:

CODIFIED ORDINANCE NO. 535

<i>Meter Size (inches)</i>	<i>Capacity Charge</i>
5/8	\$ 1.84
1	2.93
1 ½	8.98
2	31.17
3	42.15
4	71.48
6	164.98
8	339.10

- (3) Commodity charge, for each 100 cubic feet of water..... 3.68
- (4) Fire line availability charge. There shall be a monthly charge for each unmetered fire line connection for fire sprinklers and hydrant service, depending on size of the fire line, as follows:

<i>Line Size (inches)</i>	<i>Monthly Charge</i>
1	\$ 11.34
1 ½	15.59
2	19.85
3	24.09
4	28.36
6	36.85
8	45.36
10	53.87
12	62.37

Sec. 54-742. Temporary use of public hydrants.

The fees for temporary use of public hydrants, as provided in section 102-126, shall be as follows:

- (1) Minimum charge \$ 65.00
- (2) Hydrant adapter charge:
 - 5/8-inch by 3/4-inch meter 183.00
 - 1-inch meter 404.00
 - 1 1/2-inch meter 639.00
 - 2-inch meter 1,222.00
 - 3-inch meter 3,075.00

Sec. 54-743. Sewage treatment monthly charges.

CODIFIED ORDINANCE NO. 535

Sewage treatment monthly charges, as provided in section 102-156, shall be as follows:

- (1) Customer charge \$ 2.35
- (2) Capacity charge, per residential unit or unit factor 1.16
- (3) Commodity charge:
 - a. Metered, for each 100 cubic feet 3.69
 - b. Nonmetered, flat rate per residential unit or unit factor 22.14

Sec. 54-744. Nonresidential surcharge.

The nonresidential surcharge for the water supply, as provided in section 102-157, shall be as follows:

<i>Meter Size (inches)</i>	<i>Monthly Nonresidential Surcharge</i>
5/8	\$ 6.25
3/4	9.38
1	15.63
1 1/2	34.38
2	50.00
3	90.63
4	125.00
6	187.50
8	312.50

Sec. 54-745. High strength surcharge.

The high strength surcharge, as provided in section 102-160, shall be as follows:

<i>Type of High Strength Surcharge</i>	<i>Total Charge Per Pound of Excess Pollutants</i>
Biochemical oxygen demand (BOD)	\$ 0.285
Total suspended solids (TSS)	0.341
Phosphorous (P)	3.862
Fats, oils, and grease (FOG)	0.255

Section 2. Severability. This ordinance and each article, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for any reason

CODIFIED ORDINANCE NO. 535

by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 3. Penalty. All violations of this ordinance shall be misdemeanors and upon conviction thereof shall be punishable by a sentence of not more than ninety (90) days of confinement to jail or by a fine of not more than \$500, or both, in the court's discretion.

Section 4. Repeal, Effective Date, Adoption.

(1) Repeal. All regulatory provisions contained in other City ordinances, which are inconsistent with the provisions of this ordinance, are hereby repealed.

(2) Effective Date. This ordinance shall become effective on July 3, 2009, following its publication in the *Rochester Post* on July 2, 2009.

(3) Adoption. This ordinance was adopted by the City Council of the City of Rochester Hills at a meeting thereof held on Monday, June 29, 2009.

Bryan K. Barnett, Mayor
City of Rochester Hills

CERTIFICATE

I hereby certify the foregoing ordinance was adopted by the City Council of the City of Rochester Hills at a meeting thereof on June 29, 2009.

Jane Leslie, Clerk
City of Rochester Hills

Accepted for First Reading: 06/22/09
CW: 7/02/09