

**VILLAGE OF YELLOW SPRINGS, OHIO
ORDINANCE 2023-03**

**REPEALING OLD SECTION 1046.02 SERVICE CHARGES; EXEMPTION OF
CHAPTER 1046 WATER OF TITLE FOUR PUBLIC UTILITIES OF PART TEN
STREETS, UTILITIES AND PUBLIC SERVICES OF THE CODIFIED ORDINANCES
OF THE VILLAGE OF YELLOW SPRINGS, OHIO AND ENACTING NEW SECTION
1046.02 SERVICE CHARGES; EXEMPTION**

WHEREAS, the Village of Yellow Springs, Ohio owns and operates, as a public utility, a municipal water distribution system, the services of which are to be supplied to users located both within and without the corporate limits of the Village; and,

WHEREAS, the Village has retained Courtney & Associates, Public Utility Consultants, Findlay, Ohio to prepare an Water System Rate and Cost of Service Study; and,

WHEREAS, Courtney & Associates has concluded that the Village's existing water rates do not properly reflect the Village's cost of providing this service; and,

WHEREAS, the Village Manager and Courtney & Associates recommend that the Village adopt an water rate escalator which will move rates over a five-year period to properly reflect the Village's cost of providing water service; and,

WHEREAS, this Council concurs with the Village Manager and Courtney & Associates' recommendation; and,

WHEREAS, this Council desires by this Ordinance to establish such new rates and charges,

**NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO
HEREBY ORDAINS THAT:**

Section 1. Section 1046.02 *Service Charges; Exemption* of Chapter 1046 *Water* of Title Four *Public Utilities* of Part Ten *Streets, Utilities and Public Services* of the Codified Ordinances of the Village of Yellow Springs, Ohio be repealed.

Section 2. A new Section 1046.02 *Service Charges; Exemption* of Chapter 1046 *Water* of Title Four *Public Utilities* of Part Ten *Streets, Utilities and Public Services* of the Codified Ordinances of the Village of Yellow Springs, Ohio be enacted to read as follows with new language in **bold** and text to be deleted in ~~strikeout~~:

1046.02 SERVICE CHARGES; EXEMPTION.

(a) Each customer connected to the Municipal water system within the Village shall pay a monthly water service charge, which includes a readiness for service (RFS) charge, based upon the customer's water meter size, and a water consumption charge for each 1,000 gallons or portion thereof used, according to the schedule below:

<i>Effective Date</i>	<i>RFS Rate per month</i>	<i>Consumption charge per 1,000 gallons</i>
April 1, 2010	\$6.80	\$3.80
April 1, 2011	\$6.80	\$4.20
April 1, 2012	\$6.80	\$4.40
April 1, 2013	\$6.80	\$4.55
April 1, 2014	\$6.80	\$5.25
May 1, 2015	\$6.80	\$5.77
January 1, 2016	\$6.80	\$7.50
January 1, 2017	\$6.80	\$9.75
January 1, 2018	\$6.80	\$12.68
January 1, 2019	\$6.80	\$12.97
January 1, 2020	\$6.80	\$13.26
April 1, 2023	\$7.34	\$14.32
January 1, 2024	\$7.93	\$15.47
January 1, 2025	\$8.57	\$16.70
January 1, 2026	\$9.25	\$18.04
January 1, 2027	\$9.99	\$19.48

(b) Each customer's actual monthly RFS charge shall be calculated by multiplying the effective RFS rate shown above by the appropriate RFS factor as identified below:

Water meter size (inches):	3/4	1	1-1/2	2	3	4
RFS factor:	1	2	4	7	16	28

(c) Each customer connected to the Municipal water system outside the Village shall pay, in addition to the regular monthly charges, a surcharge equal to 50% of the regular monthly charge. The surcharge shall be uniform, both as to amount and application, to all customers connected to the Municipal water system outside the Village. However, if customers have a pre-existing contractual arrangement with the Village, the Village will continue to honor that contract as required by law.

(d) Water service charges shall be due and payable on or before the fifteenth day of the month in which payment is due and a penalty of 5% shall be added to any bill paid after the due date.

Section 3. This ordinance shall take effect and be in full force at the earliest date permitted by law.

Signed: _____
Kevin Stokes, Vice President of Council

Passed: 2-21-2023

Attest: _____
Judy Kintner, Clerk of Council

Roll Call: Housh _Absent___ Stokes __Y_ MacQueen _Y__
 Brown _Y_ Devore Leonard __Y_