



City of Gahanna

200 South Hamilton
Road
Gahanna, Ohio 43230

Signature

Ordinance: ORD-110-2020

File Number: ORD-110-2020

**ORDINANCE TO AMEND THE CODE OF ORDINANCES OF GAHANNA OHIO:
Amending Section 921.11 Sewer Rental Rates of CHAPTER 921 SANITARY
SEWER CONNECTIONS AND RENTAL RATES; WAIVING SECOND READING.**

WHEREAS, the amendment in Chapter 921.11, Sewer Rental Rates, changes rates to reflect changes with the City of Columbus.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GAHANNA, COUNTY OF FRANKLIN, STATE OF OHIO:

Section 1. That Section 921.11 Sewer Rental Rates of Chapter 921 Sanitary Sewer Connections and Rental Rates, of the Codified Ordinances of the City of Gahanna is hereby amended as set forth in EXHIBIT A, attached hereto.

Section 2. That existing Section 921.11 of Chapter 921, Sanitary Sewer Connections and Rental Rates, or any Ordinances or parts of Ordinances in conflict herewith, are hereby repealed.

Section 3. That the second reading is hereby waived.

Section 4. That this Ordinance shall be in full force and effect after passage by this Council and 30 days after date of signature approval by the Mayor.

President _____
Jamie Leeseberg

Date _____

Attest by April Beggerow
April Beggerow, MPA, CMC
Clerk

Date 11/18/20

Approved by the Mayor Laurie A. Jadwin
Laurie A. Jadwin

Date 11.17.2020

Approved as to Form Raymond J. Mularski
Raymond J. Mularski
City Attorney

Date 11-18-2020

EXHIBIT A

TITLE THREE - Public Utilities

CHAPTER 919 - Water and Sewer Internal Review Board^(a)

919.03 - APPEAL REVIEW PROCEDURE.

- (a) In order to have an appeal or complaint reviewed by the Water and Sewer Internal Review Board, a request shall be submitted to the Board stating the name, address, account number, the nature of the appeal and the reason. Such request shall be submitted on a form furnished by the Department of Public Service and Engineering. Forms for appeals or complaints can be acquired from the Utility Billing office.
- (b) Each appeal or complaint received by the Water and Sewer Internal Review Board shall be acted upon by the Board within 90 days of receipt of the request or at the next meeting of the Board-whichever comes first. The Board may reach a decision by reviewing the appeal and the data provided by the Utility Billing Division. The Board may require the applicant to attend the hearing in person or telephonically. Person or persons making such appeal or complaint shall ~~may~~ attend, either in-person or telephonically, the meeting of the Water and Sewer Internal Review Board, upon written request. If the Board requires the applicant to attend, ~~The~~ the applicant's failure to attend without reasonable prior notification will result in a waiver of their claim.
- (c) Meetings of the Water and Sewer Internal Review Board shall be held at the call of the Chairman and at such other times the Board may determine.
- (d) Notifications shall be made to person or persons making such appeal or complaint at least five days prior to Board review, when the applicant requests to appear, or when required to appear in person or telephonically.

(Ord. 0157-2014. Passed 11-17-14; Ord. No. 0114-2016, Exh. A, 11-21-16)

921.11 - SEWER RENTAL RATES.

- (a) All lots and land served by the sanitary sewer system shall be charged rental at the following rate, as recommended by the sewer rate study, with the table modified to include the surcharge in the basic rates as shown in the following tables:

SEWER RENTAL TABLE (IN USD)

Effective Date	Base Rate Charge Per 1,000 Gallons Water	Capital Improvement Fund Per 1,000 Gallons	Total Base Charge Per 1,000 Gallons	Sewer Surcharge for City of Columbus Consent Order Projects Per Equivalent Residential Unit (ERU)	Total Charge Calculation Formula
JANUARY 1, 2019 <u>2020</u>	<u>\$7,617.68</u>	<u>\$0,650.66</u>	<u>\$8,268.34</u>	<u>\$2,872.97/MONTH/ERU</u>	TOTAL BASE CHARGE PER 1,000 GALLONS PLUS <u>\$2,872.97/MONTH/ERU</u> FOR COLUMBUS SURCHARGE
JANUARY 1, 2020 <u>2021</u>	<u>\$7,687.95</u>	<u>\$0,660.84</u>	<u>\$8,348.79</u>	<u>\$2,973.03/MONTH/ERU</u>	TOTAL BASE CHARGE PER 1,000 GALLONS PLUS <u>\$2,973.03/MONTH/ERU</u> FOR COLUMBUS SURCHARGE

(1) Minimum base rate sewer rental charges per quarter (in USD).

Meter Diameter (inches)	Minimum Gallons Billed	Base Total Fee 2019 2020 January 1	Sewer Surcharge for City of Columbus Consent Order Projects Per Equivalent Residential Unit (ERU) 2019 January 1	Base Total Fee 2020 2021 January 1	Sewer Surcharge for City of Columbus Consent Order Projects Per Equivalent Residential Unit (ERU) 2020 January 1
Less than 3	3,000	\$ 24.78 25.02	\$ 8.62 8.91	\$ 25.02 26.37	\$ 8.91 9.09
3	18,000	\$ 148.68 150.12	\$ 8.62 8.91	\$ 150.12 158.22	\$ 8.91 9.09
4	24,000	\$ 198.24 200.16	\$ 8.62 8.91	\$ 200.16 210.96	\$ 8.91 9.09
6	36,000	\$ 297.36 300.24	\$ 8.62 8.91	\$ 300.24 316.44	\$ 8.91 9.09
8	48,000	\$ 396.48 400.32	\$ 8.62 8.91	\$ 400.32 421.92	\$ 8.91 9.09
10	60,000	\$ 495.60 500.40	\$ 8.62 8.91	\$ 500.40 527.40	\$ 8.91 9.09

Minimum base rate sewer rental charges per month (in USD).

Meter Diameter (inches)	Minimum Gallons Billed	Base Total Fee 2020 2021 January 1	Sewer Surcharge for City of Columbus Consent Order Projects Per Equivalent Residential Unit (ERU) 2020 2021 January 1
Less than 3	1,000	\$ 8.34 8.79	\$ 2.97 3.03
3	6,000	\$ 50.04 52.74	\$ 2.97 3.03
4	8,000	\$ 66.72 70.32	\$ 2.97 3.03
6	12,000	\$ 100.08 105.48	\$ 2.97 3.03
8	16,000	\$ 133.44 140.64	\$ 2.97 3.03
10	20,000	\$ 166.80 175.80	\$ 2.97 3.03

- (b) The City of Gahanna adopts the Columbus Low Income Discount Program and the Director of Public Service and Engineering is authorized to create regulations for administering said program.

So long as the City of Columbus offers the Low Income Discount Program, or similar programs, to master meter communities, the City of Gahanna may offer the program to its qualified users.

- (c) Additional billing charges may be incurred due to industrial use classification changes, which shall be charged to the individual customer(s) affected in accordance with the industrial user class charges established in Columbus City Code, Section 1147.08.
- (d) Quarters shall consist of three-month periods with billings commencing on a schedule to be determined by the Director of Public Service and Engineering. The quarter bill, including all penalties, shall be due and payable 30 days from the date of mailing. A ten percent penalty shall be assessed to all accounts paying after the due date. A delinquent notice granting an additional 21 days before discontinuance of service shall be mailed to those accounts not paid in the 30 day period. Billing periods may also consist of monthly time periods. A ten percent penalty shall be assessed to all accounts paying after the due date. The Director of Public Service and Engineering or the Director's designee has the authority under this chapter to waive the above ten percent penalty after review of the facts presented.
- (e) Final bills shall be due and payable within 14 days from the date of mailing.
- (f) Bills shall be sent on a time schedule to be determined by the Director of Public Service and Engineering, to the address given by the owner. The owner shall be responsible for promptly notifying the City of Gahanna of any change of address and no consideration shall be given for failure to do so.
- (g) Any property owner who uses or intends to use the City of Gahanna sanitary sewer system, but does not use the water system of such City of Gahanna, shall be required to purchase a water meter from the City of Gahanna and install the same on the private water system line, in order to determine the proper sewer rental charges to be assessed. The owner shall permit inspection and testing of this meter at any reasonable time by a duly authorized representative of the City of Gahanna and shall keep the meter and transmitter in good operating condition.
- (h) The Sanitary Sewer Capital Improvement Fund shall be used for the payment of bonds and notes issued for the purpose of financing sewer system capital improvements, and no moneys therein shall be used for any other purpose until and unless the Director of Finance of the City of Gahanna certifies that there are sufficient moneys within the Fund to make all payments necessary to pay the bonds and notes. In the event the Director of Finance so certifies, then the excess funds may be used for capital improvements and maintenance of the sewer system.
- (i) The sewer surcharge for City of Columbus consent order projects is mandated to address wet weather issues caused by rain and snow melt overwhelming the sanitary sewer system through inflow and infiltration.

(Ord. 0158-2014, Passed 11-17-14; Ord. No. 0124-2015, § 1(Exh. A), 12-7-15; Ord. No. 0115-2016, Exh. A, 11-21-16; Ord. No. 0080-2017, § 1(Exh. A), 11-20-17; Ord. No. 0096-2018, § 1(Exh. A), 12-3-18; Ord. No. 0109-2019, § 1(Exh. A), 11-18-19)

CHAPTER 929 - Water Connections and Rates¹⁴¹

Sections:

929.10 - GENERAL PROVISIONS.

- (a) It shall be the responsibility of the owner to properly install the water service connection. Inspection shall not, in any way, relieve the owner of maintaining, operating and repairing the connection, nor shall the City of Gahanna or its agents or employees be liable for any damage arising from the installation or use of the water service connection.

- (b) The owner shall maintain in good condition, at owner's expense, the water service connection and all appurtenances from the curb stop to the meter, the meter, ~~the wire to the transmitter~~ and the transmitter, and shall permit inspection and testing of the same at any reasonable time by a duly authorized representative of the Division of Water. In the event such service pipe is determined to be defective and leaking, service may be discontinued immediately until repair or replacement of such pipe is made.
- (c) Within five calendar days after inspection by the agent of the City of Gahanna, the stone, brick, earth, concrete, asphalt or other material which may have been excavated or disturbed, shall be replaced by the water installer as nearly as possible to the same condition in which it was found. All rubbish and excess material shall be immediately removed, and the restored area shall be maintained by the water installer until all possible trench settlement has taken place.
- (d) The water installer shall use care not to damage or break any other pipe, drain tile or conduit encountered during construction. In case any such pipes, conduit or tiles are damaged, they shall be restored or replaced in as good condition as originally found, at the expense of the water installer.
- (e) The owner and the water installer shall at all times have the sole responsibility of protecting each opening or excavation made by the installer in the public streets, roads or alleys, with sufficient barriers and caution lights to effectually guard the public from accidents and damages.
- (f) Plumbing for all buildings having water service connections to the water system shall be installed strictly in accordance with the City of Gahanna and State Building and Plumbing Codes.

(Ord. 0159-2014. Passed 11-17-14; Ord. No. 0083, § 1(Exh. A), 11-20-17.)

929.12 - WATER RATES (IN USD).

- (a) The following rates (in USD) shall apply to water service within the City of Gahanna:

Effective Date	Base Rate Per Thousand Gallons	Plus Capital Improvement Per Thousand Gallons	Billing Rate Per Thousand Gallons
JANUARY 1, 2019 <u>2020</u>	\$ 7.85 <u>\$ 8.43</u>	\$ 0.310 <u>\$ 0.30</u>	\$ 8.168 <u>\$ 7.3</u>
JANUARY 1, 2020 <u>2021</u>	\$ 8.43 <u>\$ 8.79</u>	\$ 0.300 <u>\$ 0.33</u>	\$ 8.739 <u>\$ 9.12</u>

- (1) The "billing rate per thousand gallons" in the above table shall be applied to the first nine million gallons of water purchased per user per quarter. Quantities beyond nine million gallons purchased per user per quarter shall be charged an amount equal to the supply cost.

- (2) Minimum base rate domestic water charges per quarter (in USD).

Meter Diameter (inches)	Minimum Gallons Billed	2019-2020 January 1	2020-2021 January 1
Less than 3	3,000	\$ 24.48 <u>\$ 26.19</u>	\$ 26.19 <u>\$ 27.36</u>
3	18,000	\$ 146.88 <u>\$ 157.14</u>	\$ 157.14 <u>\$ 164.16</u>

4	24,000	\$ 195.84 <u>209.52</u>	\$ 209.52 <u>218.88</u>
6	36,000	\$ 293.76 <u>314.28</u>	\$ 314.28 <u>328.32</u>
8	48,000	\$ 391.68 <u>419.04</u>	\$ 419.04 <u>437.76</u>
10	60,000	\$ 489.60 <u>523.80</u>	\$ 523.80 <u>547.20</u>

(3) Minimum base rate domestic water charges per month (in USD).

Meter Diameter (inches)	Minimum Gallons Billed	2020-2021 January 1
Less than 3	1,000	\$ 8.73 <u>9.12</u>
3	6,000	\$ 52.38 <u>54.72</u>
4	8,000	\$ 69.84 <u>72.96</u>
6	12,000	\$ 104.76 <u>109.44</u>
8	16,000	\$ 139.68 <u>145.92</u>
10	20,000	\$ 174.60 <u>182.40</u>

- (b) The City of Gahanna adopts the Columbus Low Income Discount Program and the Director of Public Service and Engineering is authorized to create regulations for administering said program. So long as the City of Columbus offers the Low Income Discount Program, or similar programs, to master meter communities, the City of Gahanna may offer the program to its qualified users.
- (c) The Water Capital Improvement Fund shall be used for the payment of bonds and notes issued for the purpose of financing water system capital improvements, and no moneys therein shall be used for any other purpose until and unless the Finance Director of the City of Gahanna certifies that there are sufficient moneys within the fund to make all payments necessary to pay the bonds and notes. In the event the Finance Director so certifies, then the excess funds may be used for capital improvements and maintenance of the water system.
- (d) Quarters shall consist of three-month periods with billings commencing on a schedule to be determined by the Director of Public Service and Engineering. The quarter bill, including all penalties, shall be due and payable 30 days from the date of mailing. A ten percent penalty shall be assessed to all accounts paying after the due date. A delinquent notice granting an additional 21 days before discontinuance of service shall be mailed to those accounts not paid in the 30 day period. Billing periods may also consist of monthly time periods. A ten percent penalty shall be assessed to all accounts paying after the due date. The Director of Public Service and Engineering or the Director's

designee has the authority under this chapter to waive the above ten percent penalty after review of the facts presented.

- (e) Final bills shall be due and payable within 14 days from the date of mailing.
- (f) Bills shall be sent on a time schedule to be determined by the Director of Public Service and Engineering to the address given by the owner, who shall be responsible for promptly notifying the Division of Water of any change of address, and no consideration shall be given for failure to so do.
- (g) The Director of Public Service and Engineering shall review these water rates annually and shall submit a written report to Council, recommending either that this rate schedule be maintained or modified.

(Ord. 0159-2014, Passed 11-17-14; Ord. No. 0125-2015, § 1(Exh. A), 12-7-15; Ord. No. 0116-2016, Exh. A, 11-21-16; Ord. No. 0083, § 1(Exh. A), 11-20-17; Ord. No. 0096-2018, § 1(Exh. A), 12-3-18; Ord. No. 0109-2019, § 1(Exh. A), 11-18-19)

929.14 - SYSTEM CAPACITY CHARGE.

- (a) The following rates shall be charged for each water service connection made to any property and shall be paid at the time a permit is issued for the water service connection. No person shall make a water service connection or any part thereof, unless they have been issued a permit by the Director of Public Service and Engineering. In the event a tap is subsequently enlarged, the difference between the charges for the two sizes shall be paid at current system capacity charges.

In the event that an existing tap is reduced or eliminated, a credit for the reduced size and/or eliminated tap will be applied to offset current capacity charges. Credits will be determined by using current system capacity charges. Should the sum total of the credits exceed the system capacity charge for the new tap(s), the system capacity charge shall be zero. In no instance shall a refund be paid due to the reduction in size of an existing tap or the elimination of an existing tap.

Tap Diameter (Inches)	System Capacity Charge (in USD) Effective Date (January 1, 2006)
3/4	\$ 1,593
1	\$ 3,312
1-1/2	\$ 8,568
2	\$ 14,699
3	\$ 30,624
4	\$ 47,775
6	\$ 108,529
8	\$ 191,100

<u>10</u>	<u>\$ 355,446</u>
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- (b) For all taps used to supply fire protection only, the rate shall be one-half the rate specified in this section.
- (c) System Capacity Charge shall be calculated based on the actual size of the tap in nominal diameter.
- (d) The Director of Public Service and Engineering shall review these system capacity rates annually and submit a written report to Council, recommending either that this rate schedule be maintained or modified.

(Ord. 0159-2014. Passed 11-17-14; Ord. No. 0125-2015, § 1(Exh. A), 12-7-15 Ord. No. 0096-2018, § 1(Exh. A), 12-3-18.)

929.15 - PRIVATE FIRE PROTECTION SERVICE.

- (a) For all fire protection service installations made after the effective date of Ordinance 70-73, requiring a separate fire service line, the consumer shall install at their expense, subject to the inspection and approval of the City of Gahanna, all of the piping system necessary to extend from the consumer's system and connect to the City of Gahanna's existing water main.
- (b) All separate fire service lines shall have installed, before service is established, an approved meter installation. Such meter and the installation shall meet the specifications and approval of the City of Gahanna and the entire installation shall be at the expense of the consumer. The applicable rates as prescribed in Section 929.12(a) shall be paid for metered fire service lines.
- (c) The City of Gahanna reserves the right to order the installation of a meter on an existing fire protection line upon violation of applicable ordinances and the rules and regulations of the Director of Public Service and Engineering.
- (d) No charge except the minimum charge will be made for any measured water flow resulting from the use of water for firefighting purposes when such fire has been reported to the fire department serving the area involved.
- (e) Where an unmetered tap for a fire service line exists, the following charge shall be paid per quarter or per month when billed monthly as prescribed below:

Fire Tap Diameter (Inches)	Minimum Gallons Billed	2019-2020 Charge (In USD) Per Quarter	2020-2021 Charge (In USD) Per Quarter
4 or less	24,000	\$ 195.84 <u>209.52</u>	\$ 209.52 <u>218.88</u>
6	36,000	\$ 293.76 <u>314.28</u>	\$ 314.28 <u>328.32</u>
8	48,000	\$ 391.68 <u>419.04</u>	\$ 419.04 <u>437.76</u>
10	60,000	\$ 489.60 <u>523.80</u>	\$ 523.80 <u>547.20</u>

Charges for unmetered fire service when billed monthly.

Fire Tap Diameter (Inches)	Minimum Gallons Billed	2020-2021 Charge (In USD) Per Month
4 or less	8,000	\$ 69.84 <u>72.96</u>
6	12,000	\$ 104.76 <u>109.44</u>
8	16,000	\$ 139.68 <u>145.92</u>
10	20,000	\$ 174.60 <u>182.40</u>

- (f) When a property is served with both an unmetered fire protection service and water service, the amount to be paid for the combined service shall be the charge computed by using the applicable water rate established in Section 929.12 in addition to the table above.
- (g) All outlets, except sprinkler heads, on unmetered fire protection service shall be sealed under the supervision of the Division of Water. No person shall break a seal, or withdraw water from any unmetered fire protection system, except in the case of fire, without prior approval of the Director of Public Service and Engineering.
- (h) The Director of Public Service and Engineering shall review these water rates annually and submit a written report to Council, recommending either that this rate schedule be maintained or modified.

(Ord. 0159-2014, Passed 11-17-14; Ord. No. 0125-2015, § 1(Exh. A), 12-7-15; Ord. No. 0116-2016, Exh. A, 11-21-16; Ord. No. 0083, § 1(Exh. A), 11-20-17 ; Ord. No. 0096-2018, § 1(Exh. A), 12-3-18 ; Ord. No. 0109-2019, § 1(Exh. A), 11-18-19)