

## **1046.05 WATER RATES**

- (a) In order to pay the expense of conducting and managing the City waterworks system and to make adequate provision for payment of the interest, principal and other fund requirements of mortgage revenue bonds and general obligation bonds and notes heretofore or hereafter issued to finance the construction of improvements of and extensions to the system, the rates and charges for the product and services of the City waterworks system are hereby established.
- (b) The funds received from the collection of the rates and charges hereinafter provided for shall be deposited as received with the Treasurer, who shall keep the same in a separate fund designated the Water Revenue Fund. Subject to the provisions of any ordinance or indenture of mortgage authorizing the issuance of and securing mortgage revenue bonds for the system, moneys in such Fund shall be used for the payment of the cost and expense of operation, maintenance, repair and management of the system and for the payment of debt and other charges on bonds issued for improvements of, and extensions to, the system, and any surplus in such Fund over and above the requirements hereinbefore mentioned may be used for any lawful utility purposes, including, without implied limitation, payment of principal and interest on general obligation bonds and notes heretofore or hereafter issued for improvements to the system, and the retirement of outstanding bonds by call or by purchase for cancellation. (Ord. 1314-77. Passed 6-20-77.)
- (c) For the purposes provided in subsection (b) hereof, the following rates for the product and services of the system are hereby established:

### Metered Service

The rates for metered service for public and private use of premises located inside the corporate limits of the City, except for mobile home parks and apartment buildings, shall be as follows:

<b>Cubic Feet Per Month</b>	<b>Rate</b>
0 - 400	\$
500 - 1,000	\$
Over 1,000	\$

The rates for metered service for mobile home parks and apartment buildings shall be **four dollars and seventy-seven cents (\$4.77)** for each one hundred cubic feet.

The rates for metered service, per 100 cubic feet, for the use of water for the North Ridgeville Board of Education and for farm purposes, including the irrigation of farm lands, greenhouses or truck farming uses, or other such use as is deemed appropriate by the Safety-Service Director, shall be as follows:

<b>Cubic Feet Per Month</b>	<b>Rate</b>
0 - 400	\$
500 - 1,000	\$
1,100 - 1,700	\$
Over 1,700	\$

The monthly minimum billings for this service of premises located inside the corporate limits of the City shall be based upon the size of the meter installed as follows:

Size of Meter (In.)	Cubic Feet Per Month	Rate
5/8	400 = 3,000 gallons	\$
3/4	666 = 5,000 gallons	\$
1	1,333 = 10,000 gallons	\$
1 1/2	4,000 = 30,000 gallons	\$
2	6,666 = 50,000 gallons	\$
3	15,000 = 112,000 gallons	\$
4	25,000 = 187,500 gallons	\$
6	51,666 = 387,500 gallons	\$

Monthly minimum billings for mobile home parks and apartment buildings shall be as follows:

Size of Meter (In.)	Cubic Feet Per Month	Rate
5/8	400 = 3,000 gallons	\$
3/4	666 = 5,000 gallons	\$
1	1,333 = 10,000 gallons	\$
1 1/2	4,000 = 30,000 gallons	\$
2	6,666 = 50,000 gallons	\$
3	15,000 = 112,000 gallons	\$
4	25,000 = 187,500 gallons	\$
6	51,666 = 387,500 gallons	\$

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1 1/2	4,000 = 30,000 gallons	\$
2	6,666 = 50,000 gallons	\$
3	15,000 = 112,000 gallons	\$
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6	51,666 = 387,500 gallons	\$

- (d) For the purpose of providing for adequate rates necessary to operate and maintain the Municipal water distribution system, including the purchase of potable water and the replacement and/or upgrade of facilities, rates as provided in subsection (c) hereof shall increase January 1, 1994, and annually thereafter, based on the following formula:

#### Water Rate Formula

$$NR = (PW1/TCPW) * I1 + (PW2/TCPW) * I2 + (PWx/TCPW) * Ix + \dots$$

PW1 = Previous year's total cost of purchased water from source 1 (currently the City of Elyria)

PW2 = Previous year's total cost of purchased water from source 2 (currently the Lorain County Rural Water Authority)

PWx = Previous year's total cost of purchased water from source x (future sources, the City of Cleveland, the second Lorain County Rural Water Authority Source, etc.)

I1 = Total rate increase, in percent, from water source 1 charged to the City in the previous year, as per contract or ordinance.

I2 = Total rate increase, in percent, from water source 2 charged to the City in the previous year, as per contract or ordinance.

Ix = Total rate increase, in percent, from water source x charged to the City in the previous year, as per contract or ordinance.

NR = New rate increase for the current year.

In December of each year, the City Engineer shall complete the water rate formula, based on invoices from January through December, and submit the results and supporting information to the Auditor by December 31 of each year.

In January of each year, the Auditor shall review the results and supporting information from the City Engineer and establish new water rates based solely on the water rate formula. All existing water rates shall be increased by the result of the water rate formula. The Auditor shall submit these new rates to the Clerk of Council for posting prior to January 20. The Clerk of Council shall post the new rates prior to January 31. This posting shall constitute public notification of rate increases. These new rates will become effective with the next received water bills after the new rates have been posted. The results of the water rate formula, supporting information and new water rates shall be available for public inspection at the Clerk of Council's office during regular office hours, beginning with the posting date. (Ord. 2665-92. Passed 7-20-92.)

(EDITOR'S NOTE: Pursuant to Ordinance 5200-2015, passed February 2, 2015, the calculated water rate increase for the year 2015 is eliminated.)

- (e) Meters shall be read not less than annually. Meters for which an electronic read is possible directly from the meter itself and not from an electronic meter reader, meet the requirement of an actual reading of the meter. The charges levied at the rates established by this section shall take effect on February 4, 1981, and be billed on all bills rendered after May 4, 1981. The net amount of the bill shall be payable within sixteen days after the bill is rendered. (Ord. 2454-90. Passed 4-16-90; Ord. 3951-03. Passed 10-6-03.)
- (f) Bills shall be rendered monthly. In the event a meter reading cannot be made for a full month period, an estimated bill shall be mailed at the regular billing time. At any time an estimated bill is rendered, it shall be adjusted in accordance with the next billing based on meter usage.
- (g) Any premises making connection with the system and using the same after the first day of any billing month shall be charged a per diem pro rata amount, based upon the estimated bill from the time such connection is made or water service is received, until the commencement of the next billing period applicable to such premises.
- (h) All bills shall be increased by ten percent, and the amount of the bill as so increased shall constitute the gross bill. If the bill is paid within sixteen days after it is rendered, the net bill,

consisting of the charges without such increase, shall be accepted as payment in full. (Ord. 1793-83. Passed 2-22-83.)

- (i) In the case of leased lots, parcels of land or premises having connection with the system, the lessor and lessee shall both be liable for the payment of the charges herein provided, and the City may proceed to collect such charges from either the lessor or the lessee.
- (j) For the purpose of computing minimum bills, the following shall constitute one single premises:
- (1) One building designed for single-family occupancy as a residence, including any portion thereof used by a resident for professional or business use.
  - (2) A combination of adjacent buildings of the same ownership designed for single-family occupancy as a residence, including any of such buildings and any portion of any such buildings used by a resident for professional or business use.
  - (3) One building designed for single-family occupancy both as a residence and for a professional or business use, when the business or profession is conducted by a resident.
  - (4) A combination of adjacent buildings of the same ownership designed for a single-family occupancy both as a residence and for a professional or business use, when the business or profession is conducted by a resident.
  - (5) One building designed for single occupancy by a person in the conduct of a single enterprise.
  - (6) Adjacent buildings of the same ownership and designed for single occupancy by a person in the conduct of a single enterprise. This shall not include adjacent buildings of the same ownership designed for occupancy as separate residences or dwelling units. In such case, each residence and/or dwelling unit shall constitute a separate, single premise.
  - (7) One dwelling unit designed for single-family occupancy within a double house or within a multiple unit flat or apartment building where the several units are adjacent horizontally but none are adjacent vertically.
  - (8) One room or suite of rooms designed or used for single occupancy by a person in the conduct of a single enterprise within a multiple unit building, where the several units are adjacent horizontally but none are adjacent vertically.
  - (9) Where one building, or part thereof, of the same ownership houses two or more of the following: office rooms, business rooms and/or apartments. If any of such units are adjacent vertically, then each of the following shall constitute a single premises:
    - A. Each room or suite of rooms located on the first floor of the building designed or used for single occupancy by a person in the conduct of a single enterprise; and
    - B. The remainder of the building collectively, except that if the entire first floor is occupied by the owner, then such building will constitute one single premises.
  - (10) One building, or a part thereof, of the same ownership, not included in paragraph (j)(9) hereof, having two or more apartments, where any apartments are adjacent vertically.
  - (11) A single lot, park or playground, without any building thereon. In cases of trailer parks, the number of single premises to be used in computing the minimum bill shall be arrived at by multiplying the number of trailer spaces or similar facilities available for occupancy by seventy-five percent. In case of hotels or motels, the number of single premises to be used in computing the minimum bill shall be arrived at by multiplying the number of rooms available for occupancy by fifty percent.

- (k) For individual home building purposes a minimum rate of twenty-six dollars and eighty-five cents (\$26.85) for three months use is hereby established, chargeable only during the period the construction work is in progress; otherwise, full meter setting and the established rates as set forth herein shall be in effect. (Ord. 1084-75. Passed 9-15-75.)
- (l) The minimum water rate established in subsection (c) hereof shall not apply to senior citizens, but they shall be charged for water actually used, computed at the rate set forth in that subsection, irrespective of the minimum usage amounts. A senior citizen shall establish his or her eligibility for such charge by presenting proof of age, residency and ownership or tenancy to the Department of Older Adult Services, which shall certify that such person meets the qualifications of the ordinances of the City. Where questions arise concerning eligibility, the Safety-Service Director shall have the power and authority to make a decision on that question.

(Ord. 1297-77. Passed 5-16-77.)