

LAKE CHARTER TOWNSHIP
BERRIEN COUNTY, MICHIGAN
ORDINANCE NUMBER 73-1

Boardmember Eichler, supported by Boardmember Gonkas,

moved the adoption of the following ordinance:

AN ORDINANCE TO AMEND THE COMPILATION OF
ORDINANCES OF LAKE CHARTER TOWNSHIP TO
AMEND ORDINANCE NUMBER 73-1, AS AMENDED IN
1999,

THE CHARTER TOWNSHIP OF LAKE HEREBY ORDAINS AS FOLLOWS:

Section 1. Amendment. Ordinance Number 73-1, as amended in 1999 of the
Compilation of Ordinances of Lake Charter Township is hereby as follows:

A. Section 4.7 is hereby amended in its entirety as follows:

4.7 Service pipes beyond the meter pit or property line shall be the responsibility of a licensed plumber, or a homeowner exercising his constitutional privilege as provided in the State Plumbing Code, and all the fixtures and attachments put in on the premises in connection therewith, must conform to character, design and quality to the laws of the State of Michigan and the State Plumbing Code, and their subsequent updates, as adopted by the Lake Township Board.

B. Section 4.11 is hereby amended in its entirety as follows:

4.11 The charges for installation of the service stub shall be as set by the Township Board.

Where the service stub exceeds 60 feet in length, additional charges shall be made for time and material.

For larger sizes than listed above, the charge shall be the actual cost of installation plus 15% thereof. Upon receipt of the application of service requiring larger sizes, the Water Department will make or cause to be made an inspection of the premises and, unless service is rejected for cause, the applicant will be required to deposit with the Township an amount which, in the judgment of the Township is sufficient to cover the charge thereof. The Water Department will then make the installation and will keep or cause

to be kept a detailed record of the costs including machine rental, labor and materials, and will add thereto the 15% surcharge to cover the administrative costs. If the deposit exceeds such total charge, the excess will be refunded, but if the total charge exceeds the deposit, the balance shall be paid by the applicant within 30 days of notification.

Larger sizes must also pass pressure and bacteriological testing before the water is turned on for use.

C. Section 6.2 is hereby amended in its entirety as follows:

6.2 No person, firm or corporation shall open or cause to be opened any fire hydrant without first securing permission from the Water Department Office. A fee set by the Township Board will be required and a hydrant meter will be temporarily installed. Such person, firm or corporation must report to the Water Department when such use is terminated, at which time a hydrant inspection will be made and the cost of the water used shall be added to the fee. An inspection charge and the cost of repairing the hydrant shall be added to the fee if there are any damages. Unauthorized use of any fire hydrant of the township is prohibited and the unauthorized user shall pay the township a use fee, an inspection fee and any damages associated with the repair, replacement or maintenance of the system, or part(s) thereof, deemed necessary by the water superintendent.

D. Section 6.7 is hereby amended in its entirety as follows:

6.7 Premises to or for which a separate unmetered fire line connection is provided for sprinkler or hydrant service shall pay therefor a quarterly charge as set by the Township Board.

No free water shall be supplied to any person, business or governmental agency.

E. Section 7.7 is hereby amended in its entirety as follows:

7.7 If a meter fails to function or register, the consumer will be charged at the average quarterly consumption, as shown by the meter when in order. The accuracy of any meter installed in any premises will be tested by the Water Department upon request of the customer, who shall pay in advance a fee as set by the Township Board to cover the cost of the test. If, on such test, the meter shall be found to register over five per cent more water than

actually passes through it, another meter will be installed and the fee will be refunded to the customer, and the water bill may be adjusted as hereinafter provided.

F. Section 9.1 is hereby amended in its entirety as follows:

9.1 A minimum quarterly water consumption charge shall be made for water furnished to each premises connected to the system.

(a) The minimum quarterly charge shall be computed on the basis of meter size as set by the Township Board.

(b) In cases of multiple dwellings or multiple commercial premises served by only one service line and meter, such minimum quarterly charge shall be based on meter size.

G. Section 9.2 is hereby amended in its entirety as follows:

9.2 Should more water be consumed by any premises in any quarter than the quantity permitted for the minimum charge, then an additional water consumption charge shall be made for all water consumed in excess of those specified quantities. The charge per one thousand gallons of water for Township Residents and Non-Township Residents shall be as set by the Township Board. A separate rate structure shall be enacted for water line extensions outside Lake Charter Township. Out of Township bulk customers shall be charged as set by the Township Board.

H. Section 11.5 is hereby amended in its entirety as follows:

11.5 Premises now connected to water lines which are to be taken over by the Lake Township Water System shall pay a charge equal to the service stub charge specified in Section 4.11 which will include the cost of an approved meter. If the premises has an acceptable meter, the charge may be reduced.

I. Section 12.1 is hereby amended in its entirety as follows:

12.1 Rates and charges shall be billed and collected quarterly or oftener as determined by resolution of the Township Board. Failure to receive a bill shall not excuse failure to pay the bill when due. Bills shall be due and payable, without discount, at such times as the Township Board shall determine, but not more than 20 days after rendered, and such due date shall be indicated on the face of each bill. If any bill is not paid when due, then a penalty of 10% shall be added thereto. If such bill is not paid within 30 days after

due, a shut-off notice shall be sent to the customer, and if the bill is not paid within the time stated in the notice (which shall be not more than an additional 30 days), then all water service to the premises shall be discontinued. An additional penalty, as set by the Township Board, shall then be charged and shall be paid together with all unpaid charges before service shall be restored.

J. Section 13.5 is hereby amended in its entirety as follows:

13.5 This ordinance, or a summary thereof as permitted by law, shall be published by insertion of the same in some newspaper having general circulation within said Township once within one week from the date of passage. An affidavit setting forth the fact and manner of such publication shall be filed with and made a part of the record of the Township Clerk.

Section 2. Publication. After its adoption, this Ordinance or a summary thereof, as required by law, shall be published by the Township Clerk in a newspaper of general circulation in the Township.

Section 3. Effective Date. This Ordinance shall become effective on September 1, 2006.

Approved this 1st day of September 2006.

YEAS: Boardmembers Gost, Payne, Kerck,
Eichler, Genkes, Stine + Carson

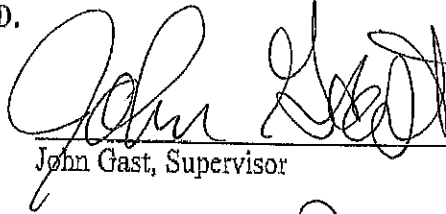
NAYS: Boardmembers None

ABSTAIN: Boardmembers None

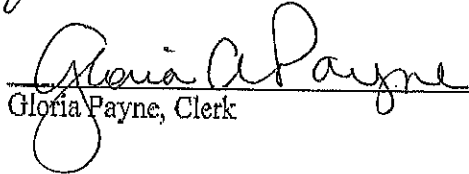
ABSENT: Boardmembers None

ORDINANCE DECLARED ADOPTED.

Dated: September 1, 2006



John Gast, Supervisor

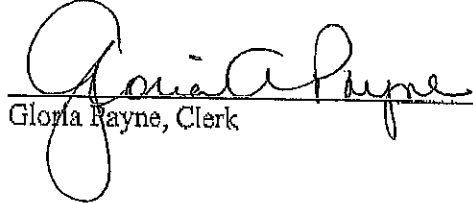


Gloria Payne, Clerk

CERTIFICATION

I, the undersigned Clerk of Lake Charter Township, certify that the above Ordinance is a true and complete copy of an Ordinance adopted at a regular meeting of the Township Board of Trustees held on September 1, 2006, pursuant to notice given in compliance with Act 267 of the Public Acts of Michigan of 1976, as amended, and notice of its adoption, including a summary of its contents, was published in *The Herald-Palladium* on September 1, 2006, or as otherwise provided by law as follows _____ . I further certify that the above Ordinance was entered into the Ordinance Book of the Township on September 1, 2006, and was effective September 1, 2006, the date of its publication.

Dated: September 1, 2006



Gloria Payne, Clerk