

ORDINANCE NO. 2017 - 12

(SUBSTITUTE)

AN ORDINANCE REVISING AND RESTATING VARIOUS SECTIONS IN CHAPTERS 921, 925, AND 927 OF THE CODIFIED ORDINANCES RELATIVE TO WATER, SEWERS, AND UTILITY RULES

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF NEW LONDON, HURON COUNTY, OHIO, AS FOLLOWS

Section 1. That various sections in Chapter 921 of the Codified Ordinances of the Village of New London, as it heretofore existed, be, and hereby they are, repealed; and the sections of the Chapter so designated are replaced, to hereafter read as follows:

CHAPTER 921

Water

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| 921.01 Billing procedures; meters. | 921.08 Subdivisions. |
| 921.02 Connections; tampering. | 921.09 Line extensions. |
| 921.03 Liability. | 921.10 Water rates.[Existing language continues in effect] |
| 921.04 Multiple occupancy building. | 921.11 Deposit. |
| 921.05 Swimming pools. | 921.12 Miscellaneous charges. |
| 921.06 Payment extensions. | 921.13 Backflow protection. |
| 921.07 Fire protection. | |

921.01 BILLING PROCEDURES; METERS.

(a) It is the duty of the ~~Clerk-Treasurer~~ **FISCAL OFFICER** to render bills for water service and all other charges in connection therewith and to collect all moneys due therefrom.

(b) All revenues and moneys derived from the operation of the water system shall be paid to and held by the ~~Clerk-Treasurer~~ **FISCAL OFFICER** separate and apart from all other funds of the municipality and all of said sums and all other funds and moneys incident to the operation of said system, as may be delivered to the ~~Clerk-Treasurer~~ **FISCAL OFFICER**, shall be deposited in a separate fund designated the "Waterworks Fund Account" and said ~~Clerk-Treasurer~~ **FISCAL OFFICER** shall administer said fund in every respect in a manner provided by the Ohio Revised Code and all other laws pertaining thereto.

(c) The ~~Clerk-Treasurer~~ **FISCAL OFFICER** shall establish a proper system of accounts and shall keep proper records, books, and accounts in which complete and correct entries shall be made of all transactions relative to the water system and at regular intervals Council shall cause to be made an independent audit of the books to show the receipts and disbursements of the water system.

(d) Monthly bills will be rendered by the ~~Clerk-Treasurer~~ **FISCAL OFFICER**. Meter readings will be taken monthly, normally on or about the 20th of each month or as close thereto as is practical.

(e) If the meter reader is unable to obtain a reading by reason of the meter being out of order, it will be replaced and an estimated charge will be made. If the meter reader is unable to gain entrance to the premises on a second call, the current bill be estimated. Estimates will be based on the two previous readings. Water consumption will not be estimated two ~~quarterly~~ **MONTHLY** billing periods in succession. Water service will be shut off if meter reader cannot gain entrance after proper notification.

(f) Meters shall remain the property of the Village of New London and the Village. Its employees shall have access thereto at all reasonable times for the purpose of reading, removing or replacing any that may become defective.

921.02 CONNECTIONS; TAMPERING.

(a) No person or firm shall make or maintain physical connection between any other source of water or liquid and the public supply piping. No spigot or outlet shall be physically connected to a drain or sewer, nor shall such be below a free over-flow or submerged.

(b) No person, other than an authorized agent of the water department, may connect to any public waterline, tamper with or remove any meter, or parts thereof, or any seal, or insert a meter by-pass without the permission of the superintendent of water. In addition to any criminal penalty the violator may have his service discontinued.

921.03 LIABILITY.

The water department does not guarantee any fixed pressure or continuous supply, but it will, in case of any emergency or accident that will cause a shortage, or water to be shut off, endeavor to notify consumers affected thereby. Those using steam boilers and receiving their supply directly from the Village mains should have a storage tank of sufficient gallonage to hold an ample supply for any emergency, as no claims will be considered for damage of any nature whatsoever arising from such action.

921.04 MULTIPLE OCCUPANCY BUILDINGS.

(a) Differently owned or differently occupied buildings shall not be supplied from a single tap, except apartment complexes. Owners or tenants are not permitted to supply others with water from their lines, except with written permission from the superintendent of water.

(b) Apartment complexes so desiring to have a second meter or more, each meter will cost two hundred dollars (\$200.00). Installation of meter is to be done according to Village specifications by the owner. After installation is complete, the Village will make an inspection and hook up the meter and/or remote.

921.05 SWIMMING POOLS.

(a) Any water used for a swimming pool will be billed sewer rates unless metered separately. An additional meter expressly and only to service a swimming pool may be installed at the property owner's expense, subject to rules and inspection of the Water Department. For purposes of this section, an eligible "swimming pool" means any indoor or outdoor structure, chamber or tank containing a body of water for swimming, diving or bathing which has a diameter of at least twelve feet, surface area of at least 100 square feet, and a regularly maintained water depth of at least eighteen inches of water.

(b) Pool meters as described in Section 921.05(a) will be available at a cost of two hundred dollars (\$200.00). This fee must be paid in advance to the ~~Clerk-Treasurer~~ **FISCAL OFFICER**. The Village will provide a meter and two couplings. Installation of the meter is to be done according to Village specifications by the homeowner. After installation the Village will make an inspection and hook up the remote where applicable. At all times, the pool meter shall be and remain the property of the Village.

(c) Pool meters will be read monthly. There will be no estimated bills. Charges will be based on actual usage to service a swimming pool and will be payable monthly. The first 2,000 gallons/month will be charged at the existing water rates, prorated per 1,000 gallons of water used. Any additional usage will be billed at existing rates. There will be no sewer charges for water running through pool meters which water is being used exclusively to service a swimming pool. Regardless of the presence of a pool meter, sewer charges will be assessed in those cases where there is no pool being actively serviced on the site or the water is being used for purposes other than servicing a pool.

921.06 PAYMENT EXTENSIONS.

When the last day for payment of the net bill falls on a Saturday, Sunday, or legal holiday, the time for payment of the net bill will be automatically extended to include the first full business day following.

921.07 FIRE PROTECTION.

The installation of fire protection service connections to supply water to standpipes and sprinkler systems for fire protection only, shall be permitted when application and **STATE-APPROVED** plans for such services have been submitted and approved and the classification of such service determined by the Superintendent of the Water Distribution System. Pipes intended for fire protection shall not be tapped or used for the general water supply of any building, structure or premises unless, so authorized by the Superintendent of the Water Distribution System.

921.08 SUBDIVISIONS.

The developer of any new subdivision, or parts thereof, shall install all water mains, fire hydrants, valves and fittings at his expenses. Lines from main line to curb box, also designated as taps, will be installed by the Superintendent of Water **UPON PAYMENT OF THE APPLICABLE TAP FEES** ~~on a labor plus materials basis at the developer's expense~~. Fire hydrants with watch valves must be approved by the **SUPERINTENDENT OF Water Department Director**. Only standard hydrants and valves used by the New London Water Department will be approved. All work performed shall be in accordance with **STATE-APPROVED** plans and specifications approved by the Water Department. All lines after completion shall become the property of the water department.

921.09 LINE EXTENSIONS.

(a) Line extensions in previously established subdivisions having no water service must be petitioned for by the adjoining lot owners and will be installed on an assessment basis. Main line to curb box service lines must be paid in advance by the property owners.

(b) No extension of any water main will be approved for less than the entire frontage of properties involved in the petition.

(c) Six inches is the established minimum size water line. Where the Superintendent of the Water Department specifies a large size pipe the water department will pay the difference in cost of the larger size pipe specified than six inch pipe.

(d) Materials to be used by the customer from the curb box to the structure main shut off shall be Type K copper or copper tubing size polyethylene. If a leak is discovered by the property owner or the water department between the curb stop and the structure, the owner has 72 hours to repair or replace the service line or service will be disconnected.

921.10 WATER RATES. [Existing Language Unchanged and Remains in Effect]

921.11 DEPOSIT.

(A) The owner of the premises served and the occupant and/or user of the water service shall be jointly and severally liable for the water service provided said premises. Water rent shall be a lien on the property supplied, and if not paid as herein provided, the same shall be collected as other taxes and assessments are collected, and the ~~Clerk-Treasurer~~ **FISCAL OFFICER** is hereby directed to certify to the Auditor of Huron County such delinquent water rents with a description of the premises, and the Auditor shall place the same on the duplicate and collect according to law and certify to the Solicitor such delinquent water rents for collection in a Court of Law in the name of the Village. A deposit shall be required from all tenants. Such deposit may be applied to any final water rent bill, and any balance shall be returned to the applicant. Any person who rents a property and leaves without paying the final bill with a balance due or more than the deposit will not be able to have water turned on in their name until the balance is paid. **THE PROVISIONS OF THIS PARAGRAPH (A) SHALL GOVERN ANY ACCOUNTS ESTABLISHED IN THE NAME OF A TENANT PRIOR TO THE EFFECTIVE DATE OF PARAGRAPH (B), BELOW. ONCE AN EXISTING TENANT ACCOUNT HAS BEEN CLOSED, NO RENEWAL, SUBSTITUTE, OR REPLACEMENT ACCOUNT IN THE NAME OF A TENANT SHALL BE OPENED.**

(B) **NOTWITHSTANDING THE FOREGOING, EFFECTIVE FROM AND AFTER _____, 2017, WATER ACCOUNTS WILL BE OPENED ONLY IN THE NAME OF THE OWNER OF PROPERTY; AND** The owner of the premises served and the occupant and/or user of the water service shall be jointly and severally liable for the water service provided said premises. Water rent shall be a lien on the property supplied, and if not paid as herein provided, the same shall be collected as other taxes and assessments are collected, and the ~~Clerk-Treasurer~~ **FISCAL OFFICER** is hereby directed to certify to the Auditor of Huron County such delinquent water rents with a description of the premises, and the Auditor shall place the same on the duplicate and collect according to law and certify to the Solicitor such delinquent water rents for collection in a Court of Law in the name of the Village. A deposit shall be required **TO OPEN ALL NEW ACCOUNTS.** ~~from all tenants.~~ Such deposit may be applied to any final water rent bill, and any balance shall be returned to the applicant. Any person who rents a property and leaves **TERMINATES SERVICE** without paying the final bill with a balance due or more than the deposit will not be able to have water turned on in their name until the balance is paid.

921.12 MISCELLANEOUS CHARGES.

(a) ~~Meter Test.~~ Any meter will be tested at the request of the patron served thereby, with the provision that a charge of ~~FORTYten dollars (\$40.0010.00)~~ will be made for such test if meter is found to be measuring correctly within three percent (3%). If registering incorrectly, no charge will be made, but an adjustment with the patron on the basis of error found will be made for the period of three months prior to such test, and said meter will be replaced. Meter tests shall be performed by the Village employees with the customer present. This service is for 5/8, 3/4 and one inch meters only. Larger meters will have to be tested by an independent testing company at their rate of charge.

(b) ~~Frozen Meter.~~ Any person, firm or corporation having a connection to the public water supply system who permits public water to be wasted from such connection either by unnecessary use or to **NEGLIGENTLY** prevent **A METER WITHIN THAT PERSON'S CONTROL FROM** freezing, or fails to prevent such wastage shall have, after notification, such water connection turned off. All water wasted shall be paid for by the party causing, or failing to prevent, such waste, and a ~~FIFTYtwenty-five dollar (\$50.0025.00)~~ charge will be levied for 3/4, 5/8, or one inch frozen meters. Larger meters will be charged time and material for the repair.

(c) ~~Service Charges.~~ A fee of five dollars (\$5.00) shall be levied to initiate service and set up an account.

(d) An additional charge of twenty-five percent (25%) of regular water rates shall be made for water service outside the Village corporation limits.

(e) Bills for the rates and charges as herein established by the Municipality shall be sent monthly. All bills shall be payable on the first day of the month and shall be paid at the office of the **FISCAL OFFICER**. If any charge for the services of the system is not paid by the ~~FIFTEENTH~~ tenth day of the month in which it shall become due and payable, a delayed payment charge of ten percent (10%) of the amount of the bill shall be added thereto and collected therewith. A final notice will be sent on the due date or soon thereafter. Water may be shut off ten days after the due date.

(f) Customers with sprinkler systems will be charged twenty five dollars (\$25.00) per month per system.

(g) Whenever water/sewer service has been disconnected by the village for non-payment, a reconnect fee shall be charged before service may be reinstated. The fee shall be ~~\$50.0030.00~~, and the proceeds shall be applied ~~\$25.0015.00~~ to the water fund and ~~\$25.0015.00~~ to the sewer fund.

921.13 BACKFLOW PROTECTION.

(a) If, in the judgment of the Superintendent of Water, an approved backflow prevention device is necessary for the safety of the public water system, the Superintendent of Water will give notice to the water consumer to install such an approved device immediately. The water consumer shall, at his own expense, install such an approved device at a location and in a manner approved by the Superintendent of Water and shall have inspections and tests made of such approved devices as required by the Superintendent of Water.

(b) No person, firm or corporation shall establish or permit to be established or

maintain or permit to be maintained any connection whereby a private, auxiliary or emergency water supply other than the regular public water supply of New London may enter the supply or distributing system of said Municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Superintendent of Water of New London and by the Ohio Environmental Protection Agency.

(c) It shall be the duty of the Superintendent of Water to cause surveys and investigations to be made of industrial and other properties served by the public water supply where actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be done by a certified technician, and shall be made at a minimum annually or as often as the Superintendent of Water shall deem necessary. These surveys and investigations must be sent to the Superintendent of Water to be kept on file as a matter of public record.

(d) The Superintendent of Water or his or its duly authorized representative shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of New London for the purpose of inspecting the piping system or systems thereof. On demand the owner, lessees or occupants of any property so served shall furnish to the Superintendent of Water any information which he may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Superintendent of Water, be deemed evidence of the presence of improper connections as provided in this section.

(e) The Superintendent of Water is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this section is known to exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions shall have been eliminated or corrected in compliance with the provisions of this section.

Section 2. That Chapter 925 of the Codified Ordinances of the Village of New London, as it heretofore existed, be, and hereby it is, repealed; and the Chapter is replaced in its entirety, to hereafter read as follows:

CHAPTER 925

Sewers

925.01	Definitions.	925.06	Violations, penalties and right of appeal.
925.02	Nonacceptable wastewater and industrial pretreatment.	925.07	User charges and sewer
925.03	Use of public sewers. service charges.	925.08	Sewer tap-in fees.
925.04	Wastewater monitoring and inspection.	925.09	Discharge of storm water.
925.05	Protection from accidental discharge.	925.99	Penalty.

925.01 DEFINITIONS.

(a) "Building drain" means that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of a building and conveys it to the building sewer beginning three feet outside the building wall.

(b) "Building sewer" means the extension from the building drain to the public sewer or other place of disposal.

(c) "Combined sewer" means a sewer intended to receive both wastewater and storm or surface water.

(d) "Commercial" means retail or wholesale business establishments that discharge wastewater, as defined in (wastewater definition), into the public wastewater treatment system, works, and facility.

(e) "Foundation drains" means subsurface drains laid around the foundation of a building, either within or outside the building foundation for the purpose of carrying ground or subsurface water to some point of disposal.

(f) "Garbage" means solid wastes from the domestic and commercial preparation, cooking, and dispensing of food and from the commercial handling, storage and sale of produce.

(g) "Industrial" includes users discharging waste resulting from manufacturing activities involving the mechanical or chemical transformation of materials or substance into other products. These activities occur in establishments usually described as plants, factories, or mills and characteristically use power-driven machines and materials handling equipment.

(h) "Industrial waste" means any solid, liquid, or gaseous waste discharge resulting from manufacturing activities involving the mechanical or chemical transformation of materials or substance into other products.

(i) "Institutional/Governmental" means hospitals, nursing homes, schools, city, county, state or federal buildings or facilities that discharge wastewater into the public wastewater treatment system, works, and facility.

(j) "May" is permissive; "shall" is mandatory.

(k) "Natural outlet" means an outlet, including storm sewers and combined sewer overflows, into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

(l) "NPDES (National Pollutant Discharge Elimination System) Permit" means the same as such as defined in the Code of Federal Regulations, 40 CFR Part 125, and in Public Law 92-500, Section 402.

- (m) "Nonsanitary flow" means storm water originating from downspouts, storm and groundwater drains, and foundation drains.
- (n) "Person" means any individual, firm, company, association, society, corporation, or group.
- (o) "Public sewer" means any sewer owned by the Village, including storm, sanitary, or combined sewer.
- (p) "Residential" means a principal family residence or habitation classified as a single family, multifamily, or apartment dwelling that discharges domestic sanitary wastewater having characteristics of 250 milligrams per liter biochemical oxygen demand and 200 milligrams per liter suspended solids into the public wastewater treatment system, works and facility.
- (q) "Sanitary sewer" means a sewer which carries sanitary and industrial wastes, and to which storm, surface and groundwater are not intentionally admitted.
- (r) "Sewage" means the combination of the liquid and water-carried waste from residences, commercial buildings, industrial plants, and institutions (including polluted cooling water).
- (s) "Sewage system" means the structures, equipment, and process required to collect, transport, and treat domestic and industrial wastes and dispose of the effluent and accumulated residual solids and shall be synonymous with "wastewater treatment systems".
- (t) "Storm sewer" means a pipe or conduit designed for the purpose of carrying storm, surface, cooling, and drainage water from the point of origin to some point of disposal, but which is not intended to carry domestic or industrial sewage.
- (u) "Shall" is mandatory; "may" is permissive.
- (v) "Slug" means any discharge of water or wastewater which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than 15 minutes more than five times the average 24 hours concentration of flows during normal operation.
- (w) "User" means any person who discharges, causes, or permits the discharge of wastewater into the wastewater treatment system.
- (x) "Village" means the Village of New London, Ohio, acting through its duly authorized officials and employees.
- (y) "Wastewater" means the liquid and water-carried waste from dwellings, commercial buildings, industrial facilities, and institutions, together with any groundwater, surface water, or storm water that may be present, whether treated or untreated, which is discharged or permitted to enter the wastewater treatment system.
- (z) "Wastewater treatment system" means the structures, equipment, and process required to collect, transport, and treat domestic and industrial wastes and dispose of the effluent and accumulated residual solids and shall be synonymous with "sewage system".

925.02 NONACCEPTABLE WASTEWATER AND INDUSTRIAL PRETREATMENT.

- (a) The Village shall make and enforce rules and regulations establishing the types and characteristics of sewage, industrial wastes, and other matters which shall be discharged into the sanitary sewerage system, the types and characteristics of sewage and industrial wastes admissible to the system only after pretreatment, requisites for pretreatment, and otherwise governing the discharge of sewage, industrial wastes, and other matters into the system in the interest of safety and efficient operation of the wastewater treatment plant. Applicable industrial pretreatment conditions and industrial pretreatment regulations, as promulgated under Section 307(b) of the Clean Water Act and included in 40 CFR Part 403, are hereby incorporated in this chapter and made a part thereof.
- (b) An industry must, upon application for sewer service, present to the Village a tabulation of the chemical analysis of the wastes to be discharged to sewerage system and the volume of such wastes, or if this is not available, the expected waste analysis based on similar processes now in operation. New industries or industries with significant increases in discharge volume or strength must submit information on wastewater characteristics and obtain prior approval from the Village before discharging to the sanitary sewer system.
- (c) In cases where the character of sewage or industrial waste from any manufacturing or industrial plant, building, or premises is such that it will damage the sewage system or cannot be treated satisfactorily at the wastewater treatment plant, the Village shall compel such users to dispose of such waste and prevent it from entering the sewerage system.
- (d) In cases where the character of the sewage or industrial waste from any manufacturing or industrial plant, building, or premises is such that it imposes an unreasonable burden upon the sewage collection, pumping, or treatment works greater than that imposed by the average sewage entering the sewerage system, the Village may: compel such manufacturing or industrial plant, building, or premises to pretreat such sewage in such manner as specified by the Village before discharging it into the sewerage system; require flow control or equalization of such wastes so as to avoid any "slug" loads or excessive loads that may be harmful to the treatment works; or require payment of a surcharge on any excessive flows or loadings discharged to the treatment works to cover the additional costs of having capacity for and treating such wastes.
- (e) The discharge of nonacceptable industrial wastewater into the sewerage system, whether directly or indirectly, is prohibited. Wastewater shall be deemed nonacceptable when the concentration of harmful or toxic substances in the wastewater exceeds certain prescribed tolerable limits. Toxic or harmful substances include those pollutants subject to the Clean Water Act and defined in Section 307(a). Limits on toxic or harmful substances of this ordinance are as shown below:

Toxic or Harmful Substance

Tolerable Limits

Arsenic	0.2 mg/l
Barium	1.0 mg/l
Boron	5.0 mg/l
Cadmium	0.1 mg/l
Chromium ⁺³	0.5 mg/l
Chromium ⁺⁶	0.5 mg/l
Cobalt	1.0 mg/l
Copper	0.5 mg/l
Cyanide (H)	0.5 mg/l
Fluoride	5.0 mg/l
Iron	5.0 mg/l
Lead	0.5 mg/l
Mercury	0.02 mg/l
Molybdenum	5.0 mg/l
Nickel	2.0 mg/l
Phenols	5.0 mg/l
Selenium	0.10 mg/l
Silver	0.03 mg/l
Sulfides	50.0 mg/l
Total Dissolved Solids	1,500.0 mg/l
Tungsten	5.0 mg/l
Zinc	2.0 mg/l
Radioactive Substances	Gross Beta activity (in the known absence of strantium and Alpha emitters) - 1,000 micro curies per liter

The preceding listing and allowable concentrations of toxic or harmful substances is subject to revisions as required to meet current water quality standards, effluent standards imposed by state or federal agencies, or the requirements of Section 307(a) of the Clean Water Act. In special cases (low volume users), the concentration of toxic or harmful substances in the wastewater may be exceeded if it is determined by the Village that the total pounds of toxic or harmful substances discharged to the sewage system are not harmful to or will not interfere with the sewage treatment process or will not violate water quality or effluent standards.

(f) No person shall discharge or cause to be discharged, either directly or indirectly to the sewerage system, any of the following described substances, materials, waters, or wastes:

- (1) Any liquid or vapor having a temperature higher than 1500 F.
- (2) Any gasoline, benzene, naphtha, fuel, oil, mineral oil, or other volatile flammable or explosive liquid, solid, or gas.
- (3) Any noxious or malodorous gas or substance which, either singly or by interaction with other wastes, is capable of creating a public nuisance or hazard to life or of preventing entry into the sewers for their maintenance and repair.
- (4) Any waters or wastes having a pH lower than 5.5 or higher than 9.0, or having any other corrosive property of causing damage or hazard to structures, equipment, or personnel of the sewerage system.
- (5) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, punch manure, hair and fleshings, entrails, lime slurry, lime, chemical, or paint residues, cannery wastes bulk solids, or any other solid objects or viscous substance capable of causing obstruction to the flow operation of the sewerage system.
- (6) Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewerage treatment process, constitute a hazard to humans or animals, or create any hazard in the receiving waters of the sewerage system.
- (7) Any water or wastes containing emulsified oil or grease exceeding, on analysis, an average of 50 milligrams of oil and grease per liter determined as total soluble matter.
- (8) Any garbage that has not been properly shredded to a degree that all particles will be carried freely under the flow conditions of the sewer and with no particle greater than 1/2 inch in any dimension.
- (9) Any water or wastes containing suspended solids of such character or quality that unusual attention or expense is required to handle such materials at the sewage treatment plant, or having a chlorine demand greater than 25 parts per million.
- (10) Any waste containing substances that would result in a violation of the NPDES permit.

The above list is subject to revisions as required to meet current water quality standards imposed by the state or federal agencies.

(g) No statement contained in this chapter shall limit the right of the City to reject wastes, require the pretreatment of waters, levy surcharges for the treatment of wastes, or to contract for a special agreement or arrangement for the treatment and disposal of wastes unless such actions are contrary to State and/or Federal laws and or regulations.

(h) Grease, oil, and sand interceptors shall be provided when, in the opinion of the Village, they are necessary for proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, and other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be located as to be readily and easily accessible for cleaning and inspection. Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight, and equipped with easily removable covers which when bolted in place shall be gastight and watertight. Where installed, all grease, oil and sand interceptors shall be maintained by the owner at his expense, in continuous efficient operation at all times.

925.03 USE OF PUBLIC SEWERS.

(a) It shall be unlawful to discharge into any natural outlet within the Village or in any area under the jurisdiction of the Village, any wastewater or other polluted water.

(b) It shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of wastewater without first obtaining the required permits from the Village.

(c) No person, firm, or corporation shall discharge or cause to be discharged any storm water, groundwater, roof runoff, subsurface drainage, cooling water, or unpolluted industrial process water to any sanitary sewer. Where public sewers specifically designated by the Village as storm sewers are reasonably available, any storm water, groundwater, roof runoff, subsurface drainage, cooling water, or unpolluted industrial process waters shall be discharged to such public storm sewers, such connection to be made by the landowner at the landowner's expense. A separate and independent pipeline to the public sewer shall be provided for each lot.

(d) It shall be unlawful to discharge into the building sanitary sewer the surface water which collects in basement or foundation excavations. If the building sanitary sewer is complete before the plumbing can be connected thereto, the building or sewer tapper shall keep the end of the building sanitary sewer tightly closed with a plumber's plug or other watertight plug.

(e) (1) The owner(s) of all houses, building, or properties used for human occupancy, employment recreation, or other purposes, situated within the Village and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Village, is hereby required at the owner's expense to install suitable toilet facilities therein, and to connect such facilities directly to the proper public sewer in accordance with the rules and regulations within sixty days after the date of official notice to do so, provided the foundation wall of the structure from which sewage or other wastes originated is less than ten feet from the nearest boundary of the right-of-way within which the sewer is located. Separate and independent pipeline to the public sewer shall be provided for each lot.

(2) Where a "clean-out" is installed within the village right of way, the village shall assume ownership and maintenance responsibility for the public sewer system ending at the clean-out; and the abutting property owner shall retain maintenance responsibility of the pipeline from the clean-out onto the owner's private property. Where a clean-out is not installed within the village right of way, the village shall assume ownership and maintenance responsibility for the public sewer system to the edge of the right of way; and the abutting property owner shall retain maintenance responsibility of the pipeline on the owner's private property.

(f) No person, firm, or corporation shall be permitted to connect to or discharge wastewater to the Village sewage system unless it has been determined by the Village that there is sufficient capacity in the system to collect, convey, and treat the proposed wastewater discharge of such person, firm, or corporation.

(g) All new or replacement sewers that are now connected to or that will be connected to the Village sewage collections system and thereby discharging to the wastewater treatment plant shall have pipe and joints that meet the requirements of ASTM C700, ASTM C 425, ASTM D 3034, ASTM D 3212, ASTM C76, ASTM C 443, ANSI/AWWA C151/A21.51 AND ANSI/AWWA C111/A21.11, and such pipes shall be a minimum of six inches (6") in diameter from the juncture where they connect to the Village sewer within the right of way, back to within three feet of the foundation on the property owner's land.

(h) (1) The Village Administrator shall adopt regulations describing when a sewage pumping system may be required as a condition of connecting to the public sewer and specifications describing the type of pumping system(s) which will be permitted to connect to the public sewer; and such regulations and specifications shall be maintained for public inspection.

(2) No person, firm, or corporation shall connect a sewage pumping system which is not in compliance with such regulations and specifications to the Village's public sewer system.

(i) The holder of a permit to tap-in into a village sanitary or storm sewer shall notify the administrator or his designee when the permit holder is ready for inspection and connection to the public sewer. The connection shall be made under the direct inspection of the Village Administrator or his designee and shall not be covered without the inspector's consent.

(j) All excavations by a permit holder for public sewer tap-ins shall, at the permit holder's expense, be adequately guarded with barricades and lights so as to protect the public from any attendant hazards; and streets, sidewalks, tree lawns, and other public property disturbed in the course of the work shall be restored to their previous condition.

925.04 WASTEWATER MONITORING AND INSPECTION.

(a) All industrial users who discharge or propose to discharge wastewaters to the wastewater treatment system shall maintain such records of production and related factors, effluent flows, and pollutant amounts and concentrations of such pollutants that are necessary to demonstrate compliance with the requirements of this chapter and any applicable State or Federal pretreatment standards or requirements.

(b) Such records shall be made available upon request by the Village. All such records relating to compliance with pretreatment standards shall be made available to officials of the U.S. Environmental Protection Agency (U.S. EPA) upon demand.

(c) If so ordered by the Village, the owner or operator of any premises or facility discharging industrial wastes into the system shall install at his own cost and expense a control manhole and suitable monitoring equipment to be used for the accurate observation, sampling, and measurement of wastes. Such equipment shall be maintained in proper working order and kept safe and accessible at all times. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.

(d) The control manhole and monitoring equipment shall be located and maintained on the industrial user's premises outside of the building. When such a location would be impractical or cause undue hardship on the user, the Village may allow such a facility to be constructed in the public right-of-way, with the approval of the public agency having jurisdiction of such right-of-way, and located so that it will not be obstructed by public utilities, landscaping, or parked vehicles.

(e) When more than one user can discharge into a common sewer, the Village may require installation of separate monitoring equipment for each user. When there is a significant difference in wastewater constituents and characteristics produced by different operations of a single user, the Village may require that separate monitoring facilities be installed for each discharge.

(f) Whether constructed on public or private property, the monitoring facilities shall be constructed in accordance with the Village requirements and all applicable construction standards and specifications.

(g) Compliance determinations with respect to the prohibitions and limitations stated in Section 925.02 may be made on the basis of either instantaneous grab samples or composite samples of wastewater. Composite samples may be taken over a 24 hour period, or over a longer or shorter time span, as determined necessary by the Village in order to meet the needs of specific circumstances.

(h) Laboratory analysis of industrial wastewater samples shall be performed in accordance with the current edition of "Standards Methods", "Methods for Chemical Analysis of Water and Waste", published by the U.S. EPA, or the "Annual Book of Standards, Part 23, Water, Atmospheric Analysis", published by the American Society for Testing and Materials. Analysis of those pollutants not covered by these publications shall be performed in accordance with procedures established by the Ohio Environmental Protection Agency (Ohio EPA). In addition, all measurements, test, and analysis of the characteristics of wastewater shall also be made in conformance with the October 16, 1975 Federal Register (40 CFR Part 136) entitled "Guidelines for Establishing Test Procedures for Analysis of Pollutants".

(i) Sampling of industrial wastewater for the purpose of compliance determination, with respect to the prohibitions and limitations stated in Section 925.02, will be done at such intervals as designated by the Village.

(j) Duly authorized employees of the Village bearing proper credentials and identifications shall be permitted to enter all properties for the purpose of inspection, observation, measurement, sampling, and testing pertinent to discharge to the community system in accordance with the provisions of this chapter.

(k) Duly authorized Village employees are authorized to obtain information concerning industrial process which have a direct bearing on the kind and source of discharge to the wastewater collection system. The industry may withhold information considered confidential provided that the industry establishes that revealing such information to the public might result in an advantage to competitors.

(l) While performing necessary work for private properties, referred to in subsection (j), the Village or duly authorized employees of the Village shall observe all safety rules applicable to the premises.

925.05 PROTECTION FROM ACCIDENTAL DISCHARGE.

(a) Each industrial user shall provide protection from accidental discharge of prohibited materials or other wastes regulated by this chapter. Facilities to prevent accidental discharge or prohibited materials shall be provided and maintained at the owner's or operator's own cost and expense. Detailed plans showing facilities and operating procedures to provide this protection shall be submitted to the Village for review, and shall be approved by the Village before construction of the facility. Review and approval of such plans and operating procedures shall not relieve the industrial user from the responsibility to modify his facility as necessary to meet the requirements of this chapter.

(b) If, for any reason, a facility does not comply with or will be unable to comply with any prohibition or limitations in this chapter, the facility responsible for such discharge shall immediately notify the Village so that corrective action may be taken to protect the treatment system. In addition, a written report addressed to the Village detailing the date, time, and cause of the accidental discharge; the quantity and characteristics of the discharge; and corrective action taken to prevent future discharges, shall be filed by the responsible industrial facility within five days of the occurrence of the noncomplying discharge.

925.06 VIOLATIONS, PENALTIES AND RIGHT OF APPEAL.

(a) Whenever the Village finds that any person has violated or is violating any prohibition, limitation, or provision of this chapter, they may serve upon such person a written notice stating the nature of the violation and providing a reasonable time, not to exceed thirty days for a satisfactory correction thereof. Such notice shall also state that any person in violation of this chapter shall be liable for any resulting damages or applicable fines.

(b) If the violation is not corrected by timely compliance, the Village may order any person who causes or allows an unauthorized discharge to show cause before the Village Administrator why service should not be terminated. A notice shall be served on the offending party, specifying the time and place of a hearing to be held by the Village Administrator regarding the violation, and directing the offending party to show cause before Village Administrator why an order should not be made directing the termination of service. The notice of the hearing shall be served personally or by registered or certified mail (return receipt requested) at least ten days before the hearing. Service may be made on any agent or officer of a corporation.

(c) The Village Administrator may conduct the hearing and take the evidence, or may designate any employee of the Village to:

- (1) Issue in the name of the Village Administrator notices of hearing requesting the attendance and testimony of witnesses and the production of evidence relevant to any matter involved in any such hearings.
- (2) Take the evidence.
- (3) Transmit a report of the evidence and hearing, including transcripts and other evidence, together with recommendations to the Village Administrator for action thereon.

(d) At any public hearing, testimony taken before the Village Administrator or any other designated person, must be under oath and recorded stenographically. The transcript, so recorded, will be made available to any member of the public or any part of the hearing upon payment of the usual charges therefore.

(e) After the Village Administrator has reviewed the evidence, he may issue an order to the party responsible for the discharge directing that, following a specified time period, the sewer service be discontinued unless adequate treatment facilities, devices, or other related appurtenances shall have been installed or existing treatment facilities, devices, or other related appurtenances are properly operated, and such further orders and directives are as necessary and appropriate.

(f) Any discharge in violation of the substantive provisions of this chapter or an order of the Village Administrator shall be considered a public nuisance. If any person discharges sewage, industrial wastes, or other wastes into the Village treatment system contrary to the substantive provisions of this chapter, or any Order of the Village Administrator shall commence an action for appropriate legal and/or equitable relief in the Huron County Common Pleas Court.

(g) Any person who is found to have violated an Order of the Village Administrator, or who willfully or negligently failed to comply with any provision of this chapter, and the orders, rules and regulations issued hereunder, shall be fined not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1,000) for each offense. Each day on which a violation shall occur or continue shall be deemed as separate and distinct offense. In addition to the penalties provided herein, the Village may recover reasonable attorneys' fees, court costs, court reporters' fees, and other expenses of litigation by appropriate suit at law against the person found to have violated this chapter or the orders, rules, and regulations issued hereunder.

(h) Any person found guilty by the Village Administrator of violating any provisions of this chapter shall have the right to appeal that decision before the full Council. They shall also have all rights of appeal available to them through the court system.

925.07 USER CHARGES AND SEWER SERVICE CHARGES.

~~Be it enacted by the Council of the Village of New London, Ohio.~~

(a) Definitions.

- (1) "User charge" means the charge assessed users of the sewage system to recover the cost of operation, maintenance, and replacement of the sewage collection and sewage treatment system, and the cost of rendering bills and collecting sewer service charge.
- (2) "Operation and maintenance costs" means the costs incurred in the act of keeping all facilities for collecting, pumping, treating, and disposing of sewage, in a good state of repair and functioning properly including the replacement of said facilities when necessary.
- (3) "Replacement" means expenditures for obtaining and installing equipment, accessories, or appurtenances which are necessary during the useful life of the treatment works to maintain the capacity and performance for which such works were designed and constructed.
- (4) "Debt service" means the funds used for the retirement of and interest on bonds and/or notes authorized and issued by the Village of New London, Ohio to construct sewage system facilities.
- (5) "Sewer service charge" means the total charge levied against users of the sewage system for sewer service. The charge shall include user charges plus the cost of debt service.
- (6) "Residential" means a principal family residence or habitation classified as a single family, multifamily or apartment dwelling that discharges domestic sanitary wastewater having characteristics of 250 milligrams per liter biochemical demand and 200 milligrams per liter suspended solids into the public wastewater treatment system, works, and facility.

- (7) "Commercial" means retail or wholesale business establishments that discharge wastewater into the public wastewater treatment system, works and facility.
- (8) "Industrial" includes users discharging waste resulting from manufacturing activities involving the mechanical or chemical transformation of materials or substance into other products. These activities occur in establishments usually described as plants, factories, or mills and characteristically use power-driven machines and material handling equipment.
- (9) "Institutional/governmental" means hospitals, nursing homes, schools, city, county state or federal buildings or facilities that discharge wastewater into the public wastewater treatment system, works, and facility.

(b) Sewer Service Charge. All users discharging waste to the sewage collection system shall be billed for wastewater treatment service including governmental or institutional users such as schools, municipal utilities, or other public buildings **SHALL BE BILLED AT THE FOLLOWING RATES** (There shall be no free service): See the Clerk-Treasurer for current rates.

	RATE PER MONTH	
	Inside Village	Outside Village
First 2,000 gallons per month	\$30.90/month	\$38.62/month
Over 2,000 gallons per month	\$7.04/1,000 gallons	\$8.80/1,000 gallons
Minimum Charge Per Month	\$30.90	\$38.62

- (1) Annual review of charges.
 - A. The sewer service charge and user charges shall be reviewed annually by the Village in order to determine whether or not they are sufficient to defray the fixed charges, amortization costs, and annual cost of operation and maintenance of the sewerage system. If the difference between the total annual revenue derived and the total annual cost is sufficient to justify an increase or decrease in the sewer service charge or user charges, the Village will adjust the rates as required. The purpose of the annual review is also to maintain a proportional user charge.
 - B. Each user to be notified at least annually, in conjunction with a regular bill, of the rate and that portion of the sewer service charges which is attributable to OM&R costs of wastewater treatment services.
- (2) Charges/fees. All users will be billed monthly along with the water service bill, and the charges/fees will be based upon the water usage. Bills for the sewer service that are not paid within fifteen days of the invoice shall be subject to a ten percent (10%) penalty.
- (3) Appeals. All customers shall have the right to appeal bills rendered for sewer service charges. In the event that a billing dispute cannot be resolved by the Village Administrator, it shall become the responsibility of Council to resolve such dispute.
- (4) Monthly sewer charge. The monthly sewer charge for non-metered residential customers or residential customers that have Village sewer service, but not water service, will be based on an estimated usage of 4,000 gallons per month. Estimated usage for all other non-metered sewer customers will be established by the Village Administrator.
- (5) Notwithstanding any of the foregoing sections, for museums which operate within the Village but do not operate a food service, in lieu of other sewer service charges otherwise due under this section, the quarterly rates for sewer service shall be as follows, based on the volume of water registered:

For 0 to 1,000 Gallons	1/2 the normal minimum charge
For 1,001 Gallons and above	the normal rate

For purposes of this section, "museum" means any public or private nonprofit institution that is open to the public and that is permanently organized for the sole purpose of acquiring, conserving, studying, and exhibiting a collection of paintings and/or other works of art, and/or of objects of history or natural history, and/or of mechanical, scientific and/or philosophical inventions, instruments, models and/or designs; provided, however, that it does not include libraries, reading rooms, private residences, or any other use which may be affiliated with the operation of a museum.

- (c) Surcharges.
 - (1) The following terms as used herein shall have the meanings ascribed to them as shown:
 - A. "Normal domestic sewage" means sewage which when analyzed shows by weight a daily average of not more than 200 milligrams per liter suspended solids and not more than 250 milligrams per liter biochemical oxygen demand (BOD).

- B. "Suspended solids" means solids that either float on the surface of, or are in suspension in water, sewage, or other liquids and which are removable by laboratory filtering.
 - C. "BOD" (denoting biochemical oxygen demand) means the quantity of oxygen utilized in the biochemical oxidation of organic matter, under standard laboratory procedure, in five days at 20 degrees centigrade, expressed in milligrams per liter by weight.
- (2) Sewage or industrial waste above normal sewage strength, but acceptable for discharge into the sanitary sewerage system shall be subject to a surcharge. The surcharge shall be determined on the basis of either or both of two constituents of water or wastes:
 - A. Total suspended solids, and/or
 - B. Five day BOD at 20 degrees centigrade and as herein provided.
 - (3) When either or both the total suspended solids and the BOD of a water or wastes accepted for admission to the system exceeds the values of their constituents for normal sewage, the excess concentration in either or both, as the case may be, shall be subject to a surcharge as follows:
 - A. Pounds of excess suspended solids per day X \$0.438/lb = suspended solids surcharge.
 - B. Pounds of excess BOD per day X \$0.351/lb = BOD surcharge.
 - (4) In addition to the surcharge, the user will pay the charges as defined in subsection (b) hereof.
 - (5) The pounds of BOD per day and/or pounds of suspended solids per day above the concentrations previously described for normal strength sewage that are discharged to the sewerage system, shall be determined by the Village or their authorized representative.
 - (6) In addition to a surcharge on BOD and suspended solids, the Village shall have the right to surcharge any user for the discharge of any other pollutant into the sewage system.

925.08 SEWER TAP-IN FEES.

(a) A property owner tapping into either a sanitary or storm water sewer trunk line shall first obtain a sewer tap in permit for each connection issued by the Village Administrator or his designee. Such permit shall cost fifty dollars (\$50.00).

(b) If it is necessary to excavate any part of the berm or paved roadway, the property owner or his contractor shall, in addition to the sewer tap fee:

- (1) Obtain a road excavation permit, by which the permit holder shall agree that, at his expense, he shall return the right of way to the same condition in which it was before he commenced work and
- (2) Pay a road excavation permit fee, which fee shall be ~~FIVE~~ two hundred dollars (\$500.00~~200.00~~) for any excavation up to halfway across the roadway or ~~ONE THOUSAND~~ three hundred dollars (\$1,000.00~~300.00~~) if the excavation is more than half way across the roadway.
- (3) Additionally the person or contractor obtaining a road excavation permit shall be insured and furnish evidence of such insurance in the minimum amount of one hundred thousand dollars (\$100,000) for liability for property damage or personal injury resulting from the excavation of the roadway.
- (4) The above-mentioned road excavation permit fee shall be fully refunded, except for a ten dollar (\$10.00) inspection fee, thirty days after the roadway excavation is completed and the roadway is fully repaired. If for any reason, the roadway is not fully and properly repaired, the Village Administrator shall cause said roadway to be properly repaired and shall deduct the cost thereof, from the road excavation permit fee; and in the event the costs exceeds the fee remaining on deposit with the Village, the permit holder shall remain liable to the Village for the excess. Any unused portion of the road excavation permit fee to shall then be refunded thirty days after the Village has completed and fully repaired the roadway.
- (5) A road excavation permit fee and the inspection fee of ten dollars (\$10.00) shall be paid at any time the sewer line or connection is created, repaired, replaced or dug up within the berm or paved roadway for any reason. Further, each such installation, repair or maintenance shall be done in accordance with Village specifications for installation and materials.

925.09 DISCHARGE OF STORM WATER.

Where public storm sewers are not reasonably available, it shall be unlawful for the owner of any real property to allow any roof runoff waters to be discharged so as to be directly aimed or channeled towards adjacent properties, public sidewalks, or public streets, or to be directed in a manner which otherwise generally causes harm or detriment to property other than the premises from which the waters are generated.

925.99 PENALTY.

Any person, firm, or corporation, who violates any provision of this chapter for which no other penalty is provided shall be guilty of a misdemeanor of the first degree. A separate offense shall be deemed to have been committed each period of twenty-four hours such violation shall continue after a period of ten days following this violation.

Section 3. That Chapter 927 of the Codified Ordinances of the Village of New London, as it heretofore existed, be, and hereby it is, repealed; and the Chapter is replaced in its entirety, to hereafter read as follows:

**CHAPTER 927
Utility Rules**

- 927.01 Adoption of rules.**
- 927.99 Penalty.**

927.01 ADOPTION OF RULES.

There is hereby adopted a set of Rules and Regulations for the operation of the Village Utilities and related billing functions, the processing of payments, and the termination of services, which shall read as follows:

**VILLAGE OF NEW LONDON
UTILITY RULES AND REGULATIONS**

SECTION 100. UTILITY SIGN UP

- 1. All utility customers must fill out a utility application form. This form can be mailed to you or you can stop in and fill this out in the Village Office. **EFFECTIVE FROM AND AFTER _____, 2017, APPLICATIONS WILL ONLY BE ACCEPTED FROM PROPERTY OWNERS.**
- 2. This form must be filled out before any utility service will be turned on in your name.
- 3. All utility bills will include four charges: Water, Sewer, Storm Water, and Sanitation. Recycling pick up is a free service offered by the Village.

SECTION 100.1 RENTALS ACCOUNTS

- 1. ~~All rentals within the Village, whether residential, commercial or industrial will pay a \$150.00 security deposit before any water will be turned on in the renters name. (This does not absolve the landlord for being held responsible for a delinquent bill. (Ohio Revised Code 743.04)~~
- 2. To set up an account with the Village of New London, whether as a rental or purchased premises, the applicant must pay a \$5.00 service charge.
- 3. ~~At the time the renter asks for a final bill, when they are moving they must supply the utility department with a forwarding address, and the security deposit will be applied to the final bill after a final reading has been made.~~
- 24. The owner of the premises served and the occupant and/or user of the water service shall be jointly and severally liable for the water service provided at said premises. Water rent shall be a lien on the property supplied, and if not paid as herein provided, the same shall be collected as other taxes and assessments are collected, and the ~~Clerk-Treasurer~~ **FISCAL OFFICER** is hereby directed to certify to the Auditor of Huron County such delinquent water rents with a description of the premises, and the Auditor shall place the same on the duplicate and collect according to law and certify to the Solicitor such delinquent water rents for collection in a Court of Law in the name of the Village. ~~A deposit as stated in Section 1 shall be required from all tenants. Such deposit may be applied to any final water rent bill, and any balance shall be returned to the applicant.~~ Any person **WHO** owes the Village an outstanding balance will not be able to have water turned on in their name until the balance is paid in full.

SECTION 100.2 UTILITY BILLING PROCEDURES

- 1. Your Utility bill is mailed to the account address or the address listed on your utility application on the First Day of the month. It is to be paid by the 15th of the month.
- 2. The Utility bill can be paid as follows:
 - A. In person, by coming into the office or using the **UTILITY PAYMENT DROP BOX drive-thru window.**
 - B. By mail.
 - C. Debiting your checking account. An "ACH Charge" **WILL APPLY.**
 - D. Debit or credit card. NOTE: There will be an additional 2% convenience charge to use your debit or credit card.
- 3. If the bill is not paid by the 15th of the month, there will be a 10% penalty added.
- 4. Meters will normally be read on or about the 20th of each month or as close thereto as is practical.
- 5. Failure to receive your bill does not waive the amount due nor the penalty.

SECTION 100.3 TURN OFF PROCEDURES FOR UTILITIES

1. All accounts not paid by the 15th of the month will receive a delinquent notice. This delinquent notice will be sent out on the 16th of the month, or if such day falls on a weekend or holiday, on the next business day thereafter.
2. All delinquent accounts must be paid by the 20th of the month or a disconnection will be made unless the following apply:
 - A. A payment has been received within the last 30 days, according to a signed payment agreement.
 - B. A payment agreement has been signed by customer and authorized by Village personnel.

Before a shut off is to occur, the customer will be provided written notice that a shut off is imminent and will be provided an opportunity for a pretermination hearing before the Administrator and a reasonable time to request such hearing prior to the shut off. (Such notice may be included as part of or in connection with the delinquent notice. The purpose of such hearing is to confirm that the account is properly in arrears or otherwise subject to shut off; the hearing is not to request additional time or special consideration.)

MONTHLY STATEMENTS, AND THE VILLAGE WEBSITE, WILL NOTIFY CUSTOMERS OF THE FOLLOWING:

- **ALL ACCOUNTS NOT PAID IN FULL ARE SUBJECT TO DISCONNECT IF NOT PAID BY THE 20TH OF EVERY MONTH.**
 - **NO SEPARATE DELINQUENCY NOTICE OR WARNING WILL BE PROVIDED PRIOR TO DISCONNECT.**
 - **SHUTOFFS WILL BE CONDUCTED, EVERY MONTH, ON THE FIRST BUSINESS DAY AFTER THE 25TH OF THE MONTH.**
 - **CUSTOMERS MAY REQUEST A PRETERMINATION HEARING BEFORE THE VILLAGE ADMINISTRATOR, BY CONTACTING THE VILLAGE OFFICES NO LATER THAN THE 22ND DAY OF EACH MONTH IF THEY CONTEND THAT THAT THEIR ACCOUNT IS NOT ACTUALLY IN ARREARS OF OTHERWISE SUBJECT TO SHUTOFF. IF A HEARING IS REQUESTED, IT WILL BE HELD AT THE VILLAGE HALL ON THE 23RD OF THE MONTH, OR, IF THAT IS NOT A BUSINESS DAY, ON THE FIRST BUSINESS DAY AFTER THE 23RD OF THE MONTH. IT MAY BE CONDUCTED BY THE ADMINISTRATOR OR HIS DESIGNEE. THE PURPOSE OF SUCH A HEARING IS NOT TO REQUEST ADDITIONAL TIME OR TO REQUEST SPECIAL CONSIDERATION.**
23. **IF NO PAYMENT AGREEMENT IS CURRENTLY IN FORCE AND IF THE ADMINISTRATOR HAS NOT DIRECTED OTHERWISE, DISCONNECTS FOR NONPAYMENT WILL PROCEED ON THE 25TH OF THE MONTH; if none of the above apply, a pink disconnect notice will be hung on the door, and the utilities will be SHUT OFF. The Utility employee that is turning the water off is not authorized to accept payment.**
 34. A service charge of \$50.00/25.00 will be added to each account that has been set for shutoff.
 45. In order for the service to be turned back on the full amount of the bill due must be paid, unless other arrangements have been made with the Village Administrator/ **FISCAL OFFICER** Clerk-Treasurer or Utilities Clerk, and a payment schedule has been signed.
 56. A "turn back on" will only be made during normal regular utility hours (not office hours, but the hours that the utility department works).
 67. Emergency Shut Off's – If for some reason the Village Utility Department notices or finds a leak in a system or needs to do repairs on a line, then they reserve the right to turn the water service off until further arrangements can be made. The Utility Department will try to contact the property owner to inform them why they do not have water service.

SECTION 100.4 NON SUFFICIENT CHECKS.

1. A service charge of \$15.00 will be levied for each customer's check returned to the New London Utilities Office.
2. If the Village receives more than 2 NSF checks in a one year time period for an account, we will no longer accept Personal Checks on that account. It must be paid in cash or by money order, or credit card.

SECTION 100.5 PAYMENT AGREEMENTS

1. For all delinquent accounts, a \$50.00 deposit is required. A maximum of three months shall be allowed to catch the account up to date unless otherwise stated by administrator.
2. In addition to the arrears, an additional service charge in the amount of \$5.00 will be levied to establish a payment agreement. [This is in addition to the deposits described above or in Section 100.1].
3. Agreements shall not be altered or extended unless approved by the Administrator.
4. Turns offs shall be ordered if agreements are not honored.
5. Payment agreement form is attached.
6. Partial payments tendered without a payment agreement will not stop or delay the collection and shut-off procedures.

7. All persons who make a partial payment in person after the mailing of the second notice shall be required to sign a payment agreement.
8. All persons who mail a partial payment to the Village of New London Utilities department after the second notice has been mailed will receive a letter informing them that their partial payment will not stop or delay the shut off proceedings.

SECTION 200. SANITATION RULES AND REGULATIONS

1. The Village Administrator shall charge each householder ~~\$22.36~~^{\$22.36} per month. Persons 65 or older, living alone, will be charged ~~\$16.00~~^{\$12.00} per month; for garbage pickup service outside the Village, a charge of ~~\$24.40~~^{\$20.40} per month (or ~~\$18.04~~^{\$14.04} for persons aged 65 or above, living alone) shall be assessed. A 10% penalty will be added to all bills not paid by the 15th of the month. The Village Administrator will establish rates to be charged for dumpsters, based upon number of pick ups per week and size of dumpsters. A dumpster can be rented for residential extra pick ups or construction by contacting the Village Office at 419-929-4091. Owners of rental property will be charged on the basis of 90% occupancy of said living units. Anyone refusing to report the number of occupancies for which they are responsible will be charged a flat rate of not less than \$65.00 per month. ["Householder" means the head of a family, or one maintaining a separate living room or quarters on premises, upon which garbage, or rubbish, or both, is accumulated].
2. Every household or commercial establishment in the Village must use metal or durable plastic containers or plastic bags which are of 32 gallon capacity or less, and when filled weigh no more than 60 pounds. Plastic bags are not to be filled beyond their strength. Containers shall have close fitting lids and are to have handles.
3. All containers of garbage and rubbish must be at the curb line for pick up on schedule route day except when such falls on a holiday. In such event consult your local newspaper or utility bill for the pick up day in your area. Each weekly pick up is limited to 6 bags or 3 – 32 gallon containers. Cartons, paper bags, etc will not be picked up unless they are in cans or bags.
4. No items shall be placed on the tree lawn any earlier than 1 pm on the day preceding the scheduled pick up. All empty containers shall be removed from the tree lawn no later than 8 a.m. of the day following the pick up.
5. Garbage shall be interpreted to mean all but recycle waste, including kitchen wastes, accumulations of animal food, vegetable matter attendant to the preparation, cooking and service of foods. It does not include sewage, body waste, animal offal, and carcasses of dead animals.
6. Rubbish shall be interpreted to mean broken glass, crockery, glossy printed matter, cartons and items of clothing.
7. Construction materials (earth, sand, brick, stone and similar items) will be picked up at the discretion of the Village Administrator or by private haulers. The Administrator will establish the fee to be charged, based upon the type of material and weight.
8. Tree limbs and branches and leaves will be picked up at a cost of \$1.00 per minutes. Tires will be picked up at a cost of \$1.50 each.
9. Anything with Freon will be picked up at a minimum cost of \$5.00 per item plus a charge per weight. *The total fee shall be set based on the Village's actual costs.*
10. A spring clean up will be announced sometime in April or May. Branches or leaves will not be considered free during clean up week.
11. It shall be unlawful to deposit any of the above garbage etc anywhere except on your tree lawn on designated pick up days. It is also unlawful to keep garbage, etc for more than 2 consecutive collection dates or to transport garbage over city streets. (except on the way to a landfill in an approved vehicle).

SECTION 300. RULES ARE SUPPLEMENTAL

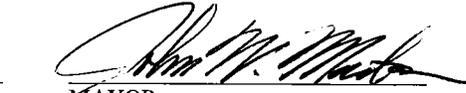
1. *Any fees or charges set forth in these Rules are supplemental to those otherwise set forth in Part Nine of the Codified Ordinances.*
2. *Any rules or regulations set forth herein are supplemental to those otherwise set forth in Part Nine of the Codified Ordinances.*

927.99 PENALTY.

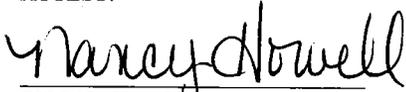
Any person violating any of the Rules or regulations established by Section 927.01 shall be deemed guilty of a minor misdemeanor and each day such violation continues may be treated as a separate offense.

Section 4. That this Ordinance shall take effect at the earliest period allowed by law.

PASSED: 8/28/17


MAYOR

ATTEST:


FISCAL OFFICER