

ORDINANCE NO 13-04

Introduced by: Perry A. Stutman, President

John M. Howell, Commissioner

Thomas B. Willis, Jr., Commissioner

AN ORDINANCE OF THE TOWN OF QUEENSTOWN ESTABLISHING THE TOWN'S WATER AND SEWER CHARGES, AND REPEALING ALL PREVIOUS ORDINANCES INCONSISTENT WITH THE NEWLY ADOPTED RATES AND CHARGES

WHEREAS, Md. Code Ann. Environmental Article § 9-705 and the Queenstown Town Charter § 19-60, authorizes the Town to construct, operate, modify and maintain a water and sewerage system; and

WHEREAS, Md. Code Ann. Environmental Article § 9-723 and the Queenstown Town Charter, § 19-65 authorize the Town to establish rates, fees and charges for municipal water and sewer services; and

WHEREAS, on May 1, 2013, the Commissioners of Queenstown conducted a public workshop on the Town's water and sewer rates; and

WHEREAS, on June 11, 2013 the Commissioners of Queenstown conducted a public hearing on this Ordinance; and

WHEREAS, after the public workshop and the advertised public hearing, the Commissioners of Queenstown have determined that it is desirable and in the public interest to revise the water and sewer rates, fees and charges.

WHEREAS, it is intention of the Commissioners of Queenstown that the revised water and sewer rates, fees and charges will be effective on or before the July 1st quarter. However, the Commissioners will not begin to collect the volumetric charges until January 1, 2014 to allow the citizens of the Queenstown the opportunity to review their water usage.

NOW THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF QUEENSTOWN AS FOLLOWS:

SECTION 1.

A. Water and Sewer Capital Allocation Charges and Connection Fees For Each Residential Unit. The following water and sewer capital allocation charges and connection fees shall be effective July 1, 2013. For all residential properties that currently do not have water and sewer connections, the property owners shall pay the following fees for each residential dwelling unit:

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| <u>Water</u> | - | \$5,157.50 | capital allocation fee |
|--------------|---|------------|------------------------|

\$100.00 connection fee (plus time and materials, as determined by the Town, if the Town makes the connection).

Sewer - \$5,157.50 capital allocation fee

\$100.00 connection fee (plus time and materials, as determined by the Town, if the Town makes the connection).

B. Water and Sewer Capital Allocation and Connection Charges for Non-Residential Uses. For all non-residential connections, the property owner shall pay the following fees:

Water -The greater of \$5,157.50 or \$5,157.50 per Equivalent Dwelling Unit as determined by the Water Use Standards (Appendix 1) divided by 250 gallons per day.

\$100.00 connection fee (plus time and materials, as determined by the Town, if the Town makes the connection).

Sewer -The greater of \$5,157.50 or \$5,157.50 per Equivalent Dwelling Unit as determined by the Water Use Standards (Appendix 1) divided by 250 gallons per day.

\$100.00 connection fee (plus time and materials, as determined by the Town, if the Town makes the connection).

C. Sprinkler Connection. A customer pays the entire cost of connecting either a residential or non-residential sprinkler.

D. Additional Expenses. The connection fees set forth in this Ordinance do not cover the expense associated with water and/or sewer extensions or actual charges associated with bringing water or sewer services to town properties where no existing service exists. Where no town water or sewer extensions exist to a property, said services may be extended provided that the property owner pays for all costs associated with the extension of water or sewerage service, including, but not limited to, construction costs, engineering costs, legal fees and other professional costs. All such extensions to or from the Town's water or sewer system shall be constructed by the Town or to the Town's specifications. The property owner shall pay the Town's cost to install a water meter where no water meter exists.

SECTION 2.

A. Quarterly Rates and Additional Charges. The Commissioners hereby establish the following quarterly rates and additional charges, which shall be effective as of July 1, 2013. Notwithstanding the foregoing, the volumetric water charges will not be charged until January 1, 2014.

Quarterly Water Debt Fee- \$25.00

*Per EDU as calculated by the Town

Quarterly Sewer Debt Fee- \$130.00

*Per EDU as calculated by the Town

Bay Restoration Fee Set by State (currently \$15.00)

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|--------------------------|-------------------------------|---------------------------|
| Volumetric Water Charges | 1 st 7,000 gallons | \$2.79 per 1,000 gallons |
| | >7,000 gallons | \$3.10 per 1,000 gallons |
| | >15,000 gallons | \$3.87 per 1,000 gallons |
| Volumetric Sewer Charges | 1st 7,000 gallons | \$7.38 per 1,000 gallons |
| | >7,000 gallons | \$8.20 per 1,000 gallons |
| | >15,000 gallons | \$10.26 per 1,000 gallons |

*Out of Town Customers shall be charged 2 times the Volumetric Charges

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|--|---------|
| Turn on-Turn off Fee- | \$35.00 |
| New Account Setup & Start Meter Reading- | \$25.00 |
| Close Account and Final Meter Reading- | \$25.00 |
| Off-Cycle Meter Read- | \$25.00 |

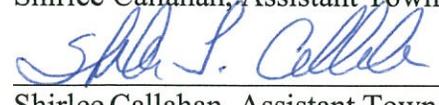
SECTION 3. All Town ordinances that are inconsistent with the charges and fees set forth herein are repealed.

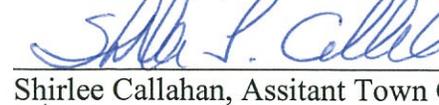
SECTION 4. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Commissioners of Queenstown hereby declare that they would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

ORDAINED, APPROVED, AND PASSED by the Town Commissioners for the Town of Queenstown on this 18th day of June, 2013.

WITNESS:

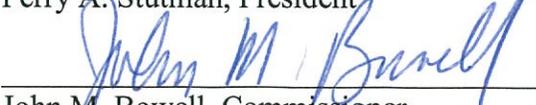

 Shirlee Callahan, Assistant Town Clerk


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 Shirlee Callahan, Assitant Town Clerk

TOWN COMMISSIONERS FOR THE TOWN OF QUEENSTOWN:


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