

ORDINANCE NO. 392
CHARTER TOWNSHIP OF ZEELAND
2017 WATER SYSTEM ORDINANCE

AN ORDINANCE TO REGULATE AND CONTROL THE USE OF THE PUBLIC WATER SYSTEM IN ZEELAND CHARTER TOWNSHIP; TO REGULATE AND CONTROL THE INSTALLATION AND EXTENSION OF THE PUBLIC WATER SYSTEM AND ITS OPERATION; TO PROVIDE FOR THE HEALTH, SAFETY, AND WELFARE OF THE PEOPLE OF ZEELAND CHARTER TOWNSHIP; TO PRESCRIBE PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND TO PROVIDE FOR CONFLICTS WITH OTHER ORDINANCES.

THE CHARTER TOWNSHIP OF ZEELAND, COUNTY OF OTTAWA, AND STATE OF MICHIGAN ORDAINS:

SECTION 1.1 SHORT TITLE.

This Ordinance shall be known and may be cited as the "Zeeland Charter Township Water System Ordinance."

SECTION 1.2 DEFINITION.

When used in this Ordinance, the word "System" means all water mains and water supply facilities and their appurtenances which the Township has or shall have possession of and operating responsibility for, whether owned by the Township or not, either now in existence in the Township or hereafter acquired or constructed in the Township, together with all works, plants, instrumentalities, and properties used or useful in connection therewith in the obtaining of a water supply or in the treatment or distribution of water.

SECTION 1.3 CONNECTION TO THE SYSTEM.

Connection to the System, directly or indirectly, and the use of water from the System for all purposes shall only be in compliance with this Ordinance, as amended, and the use of water from the System for all purposes shall only be in compliance with this Ordinance, as amended, and in compliance with the standards and regulations of the Township and county applicable thereto, as amended. However, to the extent the Township has entered into contracts with other local units of government for water service, and to the extent those contracts directly provide for or result in different connection or service terms than are provided in this Ordinance, those contracts shall control.

SECTION 1.4 LEGISLATIVE FINDINGS.

The following legislative findings are made.

- (1) Potable water. The Township Board finds that the businesses, industries, farms, schools, governmental agencies, charitable organizations, residents, and other water users located in the Township need to have potable water for consumption and other uses.
- (2) Availability of potable water. The Township Board finds that the supply of potable water available from private wells within the Township is insufficient, in most instances, due to poor water quality and/or lack of sufficient volume, to assure that businesses, industries, farms, schools, governmental agencies, charitable organizations, residents, and other water users will have sufficient potable water available for consumption and also sufficient water for business and industrial purposes, fire prevention and control, and other uses.
- (3) Method of measuring use. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that the most precise method of measuring the water provided by the System to a user is by a meter or meters controlled by the Township.
- (4) Continuity of service. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that in order to provide and continue to provide water to all users of the System, in quantities necessary for all types of use, it is necessary from time to time to complete repairs, maintenance, reconstruction, and replacement of the System.
- (5) Purpose of charges. The charges, rates, and fees for connection to the System and the use of water from the System are established pursuant to this Ordinance for the purpose of recovering the cost of the construction, reconstruction, replacement, maintenance, repair, and operation of the System and the cost of compliance with all applicable federal and state laws and related rules and regulations, and to provide for the payment of principal and interest on any bonds sold or other indebtedness incurred to finance the construction, reconstruction, or other costs of the System. These charges, rates, and fees shall be assessed and be payable in accordance with the provisions of this Ordinance and shall apply to all users of the System. The charges, rates, and fees authorized by this Ordinance shall be established so as to recover costs from the System users in reasonable proportion to the cost of serving those users.

The Township administration staff, in consultation with the Township rate consultant and Township engineers, as necessary, shall periodically review the charges, rates, and fees of the System. The results of this review shall be periodically reported to the Township Board with recommendations for adjustments, if any.

- (6) Proportionality, fairness, and benefits of rates and fees. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that the fairest and most reasonable method

of providing for System costs is to charge each user, based on the cost of servicing the customer, for: (i) the cost of purchasing water; (ii) ongoing repair, replacement, and reconstruction of the System; and (iii) the operation, administration, and maintenance costs of the System.

- (7) Water service charges. The Township administration staff, in consultation with the Township rate consultant and the Township engineers, have reviewed various methods of apportioning the costs for the water service provided by the System. Based on this investigation, and on the advice of the Township rate consultant and the Township engineers, the Township Board finds that to ensure the stability and viability of the System for the benefit of its users, the fairest and most accurate way to apportion System costs is to charge each user: (i) connection charges when a user's property is first connected to the System; (ii) a monthly readiness-to-serve charge for each property connected to the System; and (iii) a commodity rate for each 1,000 gallons of water used, as measured by a water meter. The Township Board finds that the charges, rates, and fees authorized in this Ordinance fairly and accurately apportion the System fixed and variable costs among the users of the System and that the connection charges, the monthly readiness-to-serve charge, and the commodity rate provide actual benefits to System users in the form of ready access to water service that would not be available if those charges were not imposed.
- (8) Cash reserve. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that it is necessary to maintain a cash reserve for the timely replacement of System assets and to maintain the financial stability of the System.
- (9) Frontage charge. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that the frontage charge component of the connection charge is intended to require the premises owner to pay the actual cost of the acquisition, construction and completion of the System water main which adjoins the connecting premises and a portion of the cost of System water main that must be constructed past frontage that is non-assessable (intersections, exempted corner lot frontage, non-buildable land, etc.) in order to provide water service to the connecting premises. It is impossible to build a water main in segments so that water main is constructed in front of a particular premises only at such time as that premises owner desires to connect to the System. Instead, System extensions of water main will sometimes be made past premises that have no present need for water from the System in order to extend the System to serve the water service needs of properties further downstream. When these premises that do not need water service from the System at the time the System water main extension is constructed, decide later to connect to the System, it is necessary to establish a frontage charge that fairly reflects the original cost of the water main extension plus the cost of capital, the time value of money, from the construction date to the connection date. To provide for this, based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board has determined that

it will establish periodically, on a Township-wide basis, the current cost to construct water System extensions (without oversizing but including non-assessable frontage) and charge those premises that connect to a System water main extension the current water main per front foot extension cost.

- (10) Trunkage charges. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that the trunkage charge component of the connection charge required to be paid prior to connection to the System should reflect the investment of the existing water customers in the System, and that connection to the System provides an actual benefit to each new user equal to or greater than the amount of this charge. Further, based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that the trunkage charge to be paid by each premises connecting to the System should be based on the size of the water meter which is installed. The Township Board further finds, based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, that the meter size, fairly and reasonably computes, to the extent reasonably possible, the water usage from the System by various types of water customers.
- (11) Water tap and other charges. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that the water tap fee, meter fee, and the other miscellaneous water service charges and fees represent the approximate actual cost of the water tap, meter, and each such service.
- (12) Fire protection charge. Based on the advice of the Township administrative staff, the Township rate consultant, and the Township engineers, the Township Board finds that the fire protection charge represents a fair, reasonable, and proportionate charge to the users who are charged the fee and that the benefit received by such users is equal to or greater than the amount of such fee.

SECTION 1.5 CONNECTION CHARGES.

The following charges and fees shall apply to all connections to the System. The initial charges and fees are set forth in Schedule A, although they may thereafter be revised by Township Board resolution.

- (1) Connection fees.
 - a. A tap fee, as provided in Schedule A appended to this Ordinance, for the installation and use of a water tap from the water line to the property line, shall be payable for each premises connecting to the System. However a tap fee shall not be payable if (i) a tap fee has previously been paid or assessed against the premises to be connected or (ii) the water tap has previously been constructed by private parties or by the Township on behalf of and at the expense of private parties, except that if the Township

has a contractual reimbursement obligation with respect to such water tap, then a tap fee shall be payable. In addition, a meter fee, and remote reader hook up fee, both as provided in Schedule A appended to this Ordinance, for the installation and use of a water meter and the remote reader, shall be payable for each premises connecting to the System.

- b. The water tap fee, water meter fee, and remote reader hook up fee shall be paid in cash at the time an application to connect is made.
- (2) Inspection, development, and fire main fees. Inspection, development, and fire main fees, as provided in Schedule A appended to this Ordinance, shall be charged for each connection to the System. All fees shall be paid in full at the time an application to connect is made to the Township.
- (3) Frontage charge.
- a. Those premises adjacent to a System water main which have not been included in a special assessment district to pay any part of the cost of such main, or which have been included in a special assessment district but have not been assessed for the frontage on the water main which will provide water service to the connecting premises, shall pay a frontage charge. However, no frontage charge shall be made where: (i) the entire frontage of the subject premises was previously assessed a frontage charge; or (ii) the System water main adjacent to the connecting premises was constructed as part of a development or project in which private parties or the Township on behalf of and at the expense of private parties have constructed such water main except that if the Township has a contractual reimbursement obligation with respect to such water main, then the frontage charge shall be payable. The water frontage charge shall be as provided in Schedule A appended to this Ordinance.
 - b. The assessable frontage for each premises shall be measured at the edge of the street/road right-of-way. Except in the case of a corner lot as provided in this subsection, all premises shall be assessed for their full frontage regardless of whether the water main extends across the entire width of the premises, including those premises that do not have road frontage. All premises to be assessed under this subsection (3) shall be assessed for a minimum of 100 feet of frontage. In the case of lands zoned in the Township's agricultural district and residential districts, but excluding any planned unit developments or plats, the maximum frontage assessment shall be for 200 feet; frontage that is deferred pursuant to this provision shall pay a frontage charge at the then current rate when an application is made to connect a premises that includes some or all of the deferred frontage to the System. Corner lots shall be

assessed on both street frontage sides but shall receive an exemption of up to 150 feet on the long side. Notwithstanding the foregoing provisions, on application from the owner or other interested party of the affected premises, the frontage charge may, by action of the Township Board by resolution, be waived, all or in part, when special or unusual circumstances exist. The Township Board may require the owner of the premises and/or interested party to execute and deliver to the Township such agreements, in recordable form, financial guarantees, or other assurances as the Township Board shall determine to be reasonably necessary.

- c. The frontage charge shall be paid in cash at the time an application to connect is made or, in the alternative for an existing dwelling only, in installments. If paid in installments, the frontage charge shall be paid in 15 equal consecutive annual principal installments.

Each installment shall be placed on the December 1 tax bill for each year, due and payable the immediately following February 14. The first installment shall be placed on the first December 1 tax bill following the date on which the application to connect is received by the Township. Interest on the unpaid balance shall be due and payable annually on each principal installment date. Interest shall commence on the first day of the first month following the month in which the application to connect is received by the Township.

The interest rate per annum for connections to all portions of the System constructed with the proceeds of the sale of bonds (the "bonds") sold by or on behalf of the Township shall equal the average interest rate on the bonds, rounded to the nearest 100th of one percent, plus one percent. The interest rate for connections to all other portions of the System shall be eight percent per annum. If connection is made to a portion of the System not constructed with the proceeds of the sale of bonds which is then later financed with the sale of bonds, then the interest rate per annum shall then be adjusted to the average interest rate on the bonds, rounded to the nearest 100th of one percent, plus one percent. If paid in installments, the unpaid balance of the frontage charge and all interest thereon should constitute a lien on the premises served.

- d. If a decision is made to pay the frontage charge in installments, the frontage charge may be paid in full at any time with interest accrued through the month in which payment is made. Partial prepayments are also permitted. All prepayments shall be applied to the installments payable in inverse order of their due date.

- (4) Trunkage charge.

- a. Those premises which have not been included in a special assessment district, which included as part of the assessment a trunkage charge, shall pay a trunkage charge.
- b. Those premises included in a special assessment district where the trunkage charge component of the special assessment was determined based on a smaller size water meter than will actually be utilized for the connection, shall pay a trunkage charge. This trunkage charge shall be equal to the difference between the current trunkage charge for the size of meter utilized to determine the special assessment and the current trunkage charge for the size of meter which is actually being installed.
- c. Those premises which have previously paid a trunkage charge as part of a special assessment or as part of a connection charge, and which are already connected, but which request a larger water meter, shall pay a trunkage charge. This trunkage charge shall be equal to the difference between the current trunkage charge for the size of meter that is presently installed and the current trunkage charge for the requested larger meter.
- d. The trunkage charge shall be as provided in Schedule A appended to this Ordinance and shall apply to a domestic meter as well as a sprinkling meter, if one is installed. If paid in installments, the unpaid balance of the trunkage charge and all interest thereon shall constitute a lien on the premises served.
- e. The trunkage charge shall be paid in cash at the time an application to connect is made or, in the alternative for an existing dwelling only, in installments. If paid in installments, the trunkage charge shall be paid in 15 equal consecutive annual principal installments.

Each installment shall be placed on the December 1 tax bill for each year, due and payable the immediately following February 14. The first installment shall be placed on the first December 1 tax bill following the date on which the application to connect is received by the Township. Interest on the unpaid balance shall be due and payable annually on each principal installment date. Interest shall commence on the first day of the first month following the month in which the application to connect is received by the Township.

The interest rate per annum for connections to all portions of the System constructed with the proceeds of bonds sold by or on behalf of the Township shall equal the average interest rate on the bonds, rounded to the nearest 100th of one percent, plus one

percent. The interest rate for connections to all portions of the System not constructed with the proceeds of bonds shall be eight percent per annum. If connection is made to a portion of the System not constructed with the proceeds of the sale of bonds which is then later financed with the sale of bonds, then the interest rate shall then be adjusted to the average interest rate on the bonds, rounded to the nearest 100th of one percent, plus one percent.

- f. If a decision is made to pay the trunkage charge in installments, the trunkage charge may be paid in full at any time with interest accrued through the month in which payment is made. Partial prepayments are also permitted. All prepayments shall be applied to the installments payable in inverse order of their due date.

If paid in installments, the unpaid balance of the trunkage charge and all interest and penalties thereon shall constitute a lien on the premises served.

- (5) Agreement. At the time of each application to connect to the System, if any portion of the frontage charge and/or trunkage charge will be paid over time, as a condition precedent to connection, the owner of the premises to be served shall sign an agreement in recordable form with the Township stating the amount owed, the interest rate, and other payment terms, and that the unpaid charges and all interest and penalties thereon shall constitute a lien on the premises served. If any installment of a frontage charge and/or trunkage charge, or any interest or penalties thereon, is not paid in a timely manner, the Township shall have the right to turn off the water service to the premises and such water service shall not be restored to the premises until all amounts then due and payable are paid in full.
- (6) Tax bill collection. If any frontage charge and/or trunkage charge or any interest or penalties thereon, is delinquent for three months or more, then on or before September 1 of each year, the Township Treasurer shall certify the delinquent amount to the Township Supervisor, who shall enter the lien on the next tax roll against the premises to which water connection has been provided, and the charges shall then be collected and the lien shall be enforced in the same manner as provided for the collection of taxes assessed upon the roll and the enforcement of the lien for taxes.

SECTION 1.6 WATER RATES.

- (1) Charges for water supplied to each premises connected to the System shall initially be as provided in Schedule A appended to this Ordinance, although they may thereafter be revised by Township Board resolution; provided, however, that when the Township has contracted with another unit of government to operate all or part of the System on a retail basis, water charges shall be established for the portion of the System operated under contract between the Township and such other unit of government as is provided in that contract. No free service shall be

furnished by the System to the Township, to any person, or to any public agency or instrumentality. The Township shall pay for water supplied to it or any of its departments or agencies at the rates established pursuant to this section from time to time. In addition, the Township shall pay for water used through fire hydrants for fire protection and other purposes an annual charge per hydrant as prescribed in Schedule A appended to this Ordinance, such charge to be payable on June 1 of each year for the previous 12 months, and to be prorated in those instances where the hydrant has been in use for only a portion of the previous year.

- (2) Charges for special water services, such as change/install remote reader, turn on/turn off water service, and any other special water service, shall be as provided in Schedule A appended to this Ordinance. Any special water service for which a charge has not been established on Schedule A shall be charged on a time and materials basis.

SECTION 1.7 BILLING AND ENFORCEMENT.

- (1) Charges for water shall be billed monthly. Monthly bills shall usually be mailed within 25 days after the water meter is read. Monthly water bills shall be due and payable as follows:
 - a. Bills dated on or before the fourth day of the month shall be due on or before the 20th day of the month;
 - b. Bills dated after the fourth day of the month, but on or before the 12th day of the month, shall be due on or before the first day of the next month; and
 - c. Bills dated after the 12th day of the month shall be due on or before the tenth day of the next month.

If a bill payment deadline falls on a Saturday, Sunday, or other day when the Township office is not open for business, the deadline shall be extended to the next day on which the Township office is open for business. If a bill is not paid within 60 days from the due date of the initial billing, then a water shut off notice shall be mailed. If the bill is not paid prior to the deadline specified in the shut off notice, the customer's water service shall be shut off immediately, without further notice. A delinquent water bill service fee, as provided in Schedule A appended to this Ordinance, shall be charged to the customer if the bill is not paid prior to the deadline specified in the shut off notice.

The fees provided in Schedule A appended to this Ordinance shall be paid in cash when the service is requested except that the delinquent water bill service fee shall be paid before water service will again be provided or continued for the premises and shall accrue and be payable as set forth in the termination notice.

- (2) Charges for water, and all penalties, shall constitute a lien on the property served. On or before September 1 of each year, the Township Treasurer shall deliver to

the Township Supervisor a certified statement of all water charges and penalty charges thereon then three months or more past due and unpaid. The Township Supervisor shall then place such charges on the next general tax roll and such charges shall be collected and such lien shall be enforced in the same manner as is provided for general Township taxes.

- (3) Notwithstanding the provisions of this section, where the Township has contracted with another unit of government (the retail operator) to operate all or part of the System on a retail basis, the procedures for billing and collection shall be established for the portion operated under contract between the Township and such other unit of government as is provided in that contract. In the circumstances where the Township has been required to reimburse the retail operator for water charges or penalties thereon, the Township Board may add to such water charges additional penalties. All amounts paid by the Township to the retail operator on account of the water customer's delinquent water bill plus all penalties thereon shall constitute a lien on the property served. On or before September 1 of each year, the Township Treasurer shall deliver to the Township Supervisor a certified statement of all amounts paid by the Township to the retail on account of delinquent water customers bills plus all penalties thereon where the bills are three months or more past due and unpaid from the initial customer billing by the retail operator. The Township Supervisor shall then place such charges on the next general tax bill and such charges shall be collected and such lien enforced in the same manner as is provided for general Township taxes.

SECTION 1.8 FISCAL YEAR.

The System shall be operated on the basis of a fiscal year beginning January 1 of each year and ending on December 31 of the same year.

SECTION 1.9 APPLICATION TO CONNECT.

No connection shall be made to the System without obtaining a permit for such connection. Application for such permit shall be made by the premises title holder or land contract purchaser, and filed with the Township. The Township shall issue such permit when all prescribed conditions have been met. Such permit shall be issued subject to such rules and regulations as may be established and amended by the Township Board from time to time.

SECTION 1.10 FINANCIAL RECORDS.

The Township shall cause to be maintained appropriate financial records relating to the operation of the System. These records shall be audited annually by the same certified public accountant who does the general Township audit and the results of the System audit shall be included as part of the Township general audit report.

SECTION 1.11 PROHIBITION OF CROSS CONNECTION.

No cross connection which would violate the water supply cross connection rules of the State of Michigan Department of Environmental Quality, or any successor State of Michigan agency, as amended, changed, or added to from time to time, shall be made. The Township Supervisor or the representative thereof shall have the right to enter, at any reasonable time, any premises connected to the System for the purpose of inspecting the piping system related thereto for cross connections. On request, the owner, lessees, or occupants of the premises served by the System shall furnish to the Township Supervisor or representative thereof any pertinent information relating to the piping system on such premises. The Township Supervisor or representative thereof is authorized and directed to discontinue water service after reasonable notice to any premises where a cross connection has been made in violation of this Ordinance. In addition, the Township Supervisor or representative thereof shall take such other precautionary measures as shall be necessary to eliminate any danger of contamination of the System. Water service which has been discontinued because of a cross connection shall not be restored until the cross connection has been eliminated and the fee prescribed in Schedule A to this Ordinance has been paid to the Township.

SECTION 1.12 WORK IN RIGHT-OF-WAY.

All work in the street right-of-way or on public easements, including service lines to the property line, shall be constructed and performed by the Township or its agents or contractors.

SECTION 1.13 WATER CUSTOMERS OUTSIDE THE TOWNSHIP.

Water customers located outside the Township connecting to the System, who are not within the service area established by a contract between the Township and a neighboring unit of government, shall pay all of the charges, fees, and rates provided for in this Ordinance. Water customers who are within the service area established by a contract between the Township and a neighboring unit of government, shall be subject to the terms of that contract.

SECTION 1.14 METERS.

The Township shall have the right to enter, at any reasonable time, any premises connected to the System for the purpose of reading the water meter or otherwise inspecting the piping systems which are connected to the System. If any meter shall fail to register properly, the Township shall estimate the amount of water consumed based on prior billing periods and bill the water customer accordingly. A water customer may request that a water meter be tested for accuracy. If the meter is found accurate within acceptable tolerances, a charge as provided in Schedule A appended to this Ordinance shall be made to the water customer. If the meter is found to be inaccurate within acceptable tolerances, the meter shall be repaired or a new meter shall be installed, and no charge shall be made to the water customer either for the test or the meter repair or replacement.

SECTION 1.15 SERVICE LINE MAINTENANCE.

The owner of each premises served by water shall maintain the service line from the street right-of-way to the building, structure, or other improvement served with water in good condition with no leaks, breaks, or other malfunction. Unless otherwise authorized in writing by the Township, each service line shall serve one premises only.

SECTION 1.16 REPAIR OR REPLACEMENT OF METER, METER HORN OR ANGLE VALVE.

If the meter, meter horn, or angle valve is damaged for any reason, any required repair and replacement shall be at the expense of the premises owner. If the meter, meter horn, or angle valve malfunctions or is defective, repair or replacement shall be at the expense of the Township.

SECTION 1.17 DAMAGE TO SYSTEM FACILITIES.

No person, except an employee of the Township or other person duly authorized by the Township, shall break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the System.

SECTION 1.18 FIRE HYDRANT USE OR OBSTRUCTION.

- (1) No person, except an employee of the Township or other person duly authorized by the Township, shall open or use any fire hydrant, except in case of an emergency, without first securing written permission from the Township and paying the charge as provided in Schedule A appended to this Ordinance. No tool, other than the prescribed Township Fire Department wrench, shall be used to open any fire hydrant.
- (2) No person, in removing snow or ice from private property, shall deposit such snow or ice on or near a fire hydrant so that any portion of the fire hydrant is obscured from visibility or is obstructed or otherwise inaccessible for use by the Township Fire Department.

SECTION 1.19 WATER EMERGENCY ORDERS.

The Township Supervisor may, by written order, subject to review and modification or reversal by the Township Board, regulate, limit, or prohibit the use of water. Such order may restrict less essential water uses to the extent deemed necessary to ensure an adequate supply of water for essential water needs and for fire protection. Notice of the promulgation of any such order shall be published in the *Holland Sentinel* or the *Zeeland Record* as soon as reasonably possible after promulgation. Violation of such an order shall constitute a violation of this Ordinance and shall be subject to the penalties and other remedies prescribed in this Ordinance.

SECTION 1.20 RULES AND REGULATIONS.

The Township may, from time to time, adopt by resolution of its Township Board, rules and regulations governing operational, maintenance, and technical matters relating to the System. Violation of any such rule or regulation shall constitute a violation of this Ordinance and shall be subject to the penalties and other remedies prescribed for the enforcement of this Ordinance.

SECTION 1.21 DISRUPTION OF SERVICE.

The Township shall not be liable for any failure or deficiency in the supply of water to water customers whether occasioned by maintenance or repair of the System, or any other cause.

SECTION 1.22 STANDARD CONSTRUCTION REQUIREMENTS.

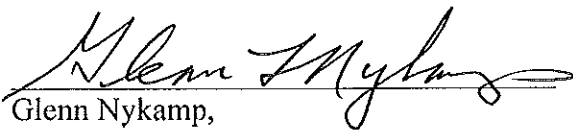
The Township may, from time to time, adopt by resolution of its Township Board, standard construction requirements for the System, and establish a reasonable fee for obtaining copies of those requirements from the Township. Violation of any provision of such standard construction requirements shall constitute a violation of this Ordinance.

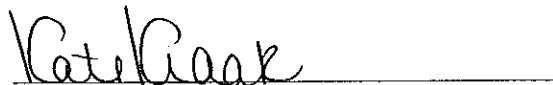
SECTION 1.23 VIOLATION; PENALTIES.

Any person who shall violate any provision of this Ordinance shall be responsible for a municipal civil infraction and subject to the enforcement procedures and penalties as set forth in Ordinance No. 229.

SECTION 1.24 EFFECTIVE DATE.

This Ordinance was approved and adopted by the Township Board on December 5, 2017, after introduction and first reading on November 21, 2017, and publication after the first reading as required by Michigan law. This Ordinance shall take effect on January 1, 2018.


Glenn Nykamp,
Township Supervisor


Kate Kraak,
Township Clerk

ZCT 2 2017 Water System Ordinance 12062017

CERTIFICATE

I, Kate Kraak, the Clerk for the Charter Township of Zeeland, Ottawa County, Michigan, certify that the foregoing Zeeland Charter Township Water System Ordinance was adopted at a regular meeting of the Township Board held on December 5, 2017. The following members of the Township Board were present at that meeting: Kate Kraak, Tom Oonk, Tim Barkel, Ron Brink, Chad Overweg, and Mike Riemersma. The following members of the Township Board were absent: Glenn Nykamp. The Ordinance was adopted by the Township Board with members of the Board Kraak, Oonk, Barkel, Brink, Overweg, and Riemersma voting in favor, and members of the Board None voting in opposition. The Ordinance or Notice of Adoption was published in the Zeeland Record on December 14, 2017.



Kate Kraak, Clerk
Zeeland Charter Township

SCHEDULE A

WATER SYSTEM CHARGES

1. Connection fees.

a. Water tap fee:

	January 1, 2018	January 1, 2019	January 1, 2020	January 1, 2021
1" water service	\$1,126.00	\$1,160.00	\$1,195.00	\$1,231.00
1.5" water service	\$1,758.00	\$1,811.00	\$1,865.00	\$1,921.00
2" water service	\$2,122.00	\$2,186.00	\$2,252.00	\$2,320.00

b. Water meter fee:

	January 1, 2018	January 1, 2019	January 1, 2020	January 1, 2021
1" service w/5/8" meter	\$352.00	\$363.00	\$374.00	\$385.00
1" service w/1" meter	\$465.00	\$479.00	\$493.00	\$508.00
1.5" service w/5/8" meter	\$376.00	\$387.00	\$399.00	\$411.00
1.5" service w/1" meter	\$489.00	\$504.00	\$519.00	\$535.00
1.5" service w/1.5" meter	\$1,406.00	\$1,448.00	\$1,491.00	\$1,536.00
2" service w/5/8" meter	\$294.00	\$303.00	\$312.00	\$321.00
2" service w/1" meter	\$405.00	\$417.00	\$430.00	\$443.00
2" service w/1.5" meter	\$1,406.00	\$1,448.00	\$1,491.00	\$1,536.00

	January 1, 2018	January 1, 2019	January 1, 2020	January 1, 2021
2" service w/2" meter	\$1,676.00	\$1726.00	\$1,778.00	\$1,831.00

- c. Install remote reader:

	January 1, 2018	January 1, 2019	January 1, 2020	January 1, 2021
	\$58.25	\$60.00	\$61.75	\$63.50

2. Inspection and approval fees.

- a. Individual water service inspection:

- (i) Residential connection

	January 1, 2018	January 1, 2019	January 1, 2020	January 1, 2021
	\$58.25	\$60.00	\$61.75	\$63.50

- (ii) All other connections

	January 1, 2018	January 1, 2019	January 1, 2020	January 1, 2021
	\$58.25	\$60.00	\$61.75	\$63.50

- b. Development fee - For plan review, observation, testing and compiling construction records for subdivisions, site condominiums, multi-family dwellings and other types of residential, commercial or industrial developments where a water main is constructed as part of the development - \$4.65 per front foot of water main to be constructed as part of the development effective January 1, 2018; \$4.80 per front foot effective January 1, 2019; \$4.95 per front foot effective January 1, 2020; \$5.10 per front foot effective January 1, 2021.

- c. Fire main fee - For plan review, witness of pressure test and collection of two bacteria samples – the fee shall be as established by and paid to Holland Charter Township.

3. Frontage charge - \$39.00 per front foot multiplied times the assessable frontage effective January 1, 2018; \$46.00 per front foot effective January 1, 2019; \$53.00 per front foot effective January 1, 2020; \$66.00 per front foot effective January 1, 2021.

4. Trunkage charges.

Meter Size	Trunkage Charge
1" meter or less	\$2,000.00
1.5"	\$4,500.00
2"	\$8,000.00
3"	\$18,000.00
4"	\$32,000.00
6"	\$72,000.00
8"	\$128,000.00
10"	\$200,000.00
12"	\$288,000.00

5. Water rates - based on Holland Charter Township or Jamestown Township rates, or the rates of any other municipality providing water service to the Township, except for the per fire hydrant fee in "d" below.
- Readiness-to-serve charge - this charge shall be assessed if the premises is connected to the system for all or any part of a billing month. The fact the meter has been temporarily removed shall not excuse a premises from payment of the readiness-to-serve charge.
 - Commodity charge - Per 1,000 gallons of water metered per billing month, no minimum bill.
 - Fire protection charges.
 - Annual charge to Township per fire hydrant - charged by and paid directly to the municipality providing public water service to the Township, if applicable.
6. Charges for special water services - charged by and paid directly to the municipality providing water service to the Township.
- Turn off/turn on water service (other than turn off/turn on because of a delinquent water bill) - during business hours.
 - After business hours.
 - Meter check.

7. Delinquent water bill service fees.
 - a. Water service not turned off prior to payment.
 - b. Water service turned off prior to payment and turn on can be completed during business hours.
 - c. Water service turned off prior to payment and turn on requested and completed after business hours.
8. Cross connection turn back on fee.
9. Meter check fee.
10. Bulk water sales/hydrant use permit charges:
 - a. Swimming pools charge per fill including up to 15,000 gallons of water.
Water used in excess of 15,000 gallons shall be charged at current commodity rates.
 - b. All other Hydrant Use permits - plus the charge per 1,000 gallons of water used at current commodity rates.
11. Additional charges - To stabilize the financial condition of the Township's water fund and help fund future capital expenditures and infrastructure improvements.

	January 1, 2018	January 1, 2019	January 1, 2020	January 1, 2021	January 1, 2022
Per 1,000 gallons	\$0.05	\$0.10	\$0.15	\$0.20	\$0.25

ZCT 2 2017 Water System Ordinance 12062017