

O-25-2009

**ORDINANCE OF THE BOROUGH OF SWEDESBORO AMENDING
CHAPTER 114 OF THE SWEDESBORO CODE ENTITLED
“WATER”**

WHEREAS, from time to time it becomes necessary to amend ordinances to promote the best interests of the Borough of Swedesboro; and

WHEREAS, the Mayor and Borough Council of the Borough of Swedesboro deems it is the best interest of the Borough to amend Chapter 114 entitled “Water”; and

WHEREAS, this Ordinance is amended for such purpose.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Swedesboro the following sections of Chapter 114 of the Borough of Swedesboro Code are hereby amended as follows:

§114-13 ACCESS TO INSPECTION *is deleted and replaced with:*

Borough employees or other persons authorized by the Mayor or his/her designee and the Superintendent shall, at all reasonable hours, have free access to all parts of the premises to which water is supplied for the purpose of meter readings, inspections, examinations of fixtures, replacement of the meter, etc. Failure to allow access will result in termination of the water service and charging of applicable fees.

§114-35 MISCELLANEOUS WATER CHARGES AND FEES *is deleted and replaced with:*

A. METER SERVICE:

- (1) Service charge for repair to tampered meter.
 - (a) \$50.00 First offence
 - (b) \$100.00 Each subsequent offense
- (2) Test of meter at customer's request.
 - (a) \$25.00 for meters
 - (b) \$150.00 per inch for other water service meters larger than 1 inch in diameter.

B. SERVICE FEES:

- (1) Turn on/Turn off Fee for any reason.
 - (a) \$25.00 - Turn water service on.
 - (b) \$25.00 – Turn water service off. In addition, the usual rate charge shall be imposed for the remainder of the billing period in which the water is shut off. Shutoff shall not be effective unless made at the curb stopcock with the

approval of the Water and Sewer Department. Such charges shall be assessed against the property.

(2) Service charge to restore service where customer has turned water back on at curb after the Borough shut-off for delinquency and Borough preventative action was required . \$175.00

(3) Bad check charge for check issued at time of shut-off and said check is returned by bank for insufficient funds. \$20.00

(4) Payment of charges with unspecified due date shall be due and payable when presented.

C. WATER USED IN CONSTRUCTION:

(1) Water used in construction shall be charged for on a monthly basis as follows:

<u>Size of Meter</u>	<u>Minimum Charge</u>	<u>Excess Rate per 1000 gallons</u>
1"	\$100.00	\$7.00
2"	\$200.00	\$7.00
3"	\$300.00	\$7.00

(2) Bills shall be rendered at the end of each monthly period and shall be due 10 days after mailing. Interest shall be calculated as set forth in §114-36 (C).

D. PRIVATE FIRE PROTECTION CHARGES:

(1) There shall be charged for each private hydrant a fee of \$240. per year in service. Private hydrants are hydrants that are located on private property and would not be immediately accessible for public fire use.

(2) If fire protection systems are serviced by a water service that is separate from main water service then the following private fire protection rates shall apply:

<u>Line Size</u>	<u>Rate Per Quarter</u>
1"	\$50.00
2"	\$75.00
3"	\$100.00
4"	\$150.00
6"	\$300.00
8"	\$500.00

(3) Bills for fire protection system service shall be payable quarterly in advance of January, April, July and October. Bills shall be due 10 days after mailing. Interest shall be calculated as set forth in §114-36 (C).

(4) The size of a private fire service connection shall in no case exceed eight (8) inches in diameter.

(5) The rate provided in this schedule shall be available only for service connections used exclusively for the extinguishment of fires. This connection must be metered to determine if water is used for other purposes. If the connection is determined that the connection is being used for other purposes, then the regular billing rates schedule under §114-36 shall apply.

§114-36 WATER RATES is deleted and replaced with:

Basic water service shall be payable quarterly in advance of January, April, July and October. Excess water usage shall be billed in the quarter immediately following the quarter in which the excess water usage was accrued. The price to be paid for the use of water furnished by the Borough mains to premises connected to a water meter shall be as follows:

(A) The following minimum and excess rates shall be charged for water consumption, effective January 1, 2010. The rates are base on one (1) Equivalent Domestic Consumer Unit, hereafter known as EDU.

<u>Service Type</u>	<u>Meter Size</u>	<u>Quarterly Minimum Allowed per EDU</u>	<u>Quarterly Minimum Charge per EDU</u>
Residential	5/8	8,000	\$60.00
Residential	3/4	8,000	\$64.00
Residential	1	18,000	\$151.00
Commercial	5/8	8,000	\$60.00
Commercial	3/4	8,000	\$64.00
Commercial	1	18,000	\$151.00
Commercial	1.5	24,000	\$208.00
Commercial	2	35,000	\$262.00
Commercial	3	60,000	\$413.00
Commercial	4	90,000	\$605.00
Commercial	6	200,000	\$1,187.00
Commercial	8	270,000	\$1,600.00
Church	5/8	15,000	\$45.00
Church	3/4	15,000	\$45.00
Church	1	15,000	\$45.00

- (1) First Excess - All water used in excess of the minimum allowed from 8,001 to 29,999 total gallons used per quarter at the rate of \$3.00 per 1,000 gallons.
- (2) Second Excess - All water used in excess of the minimum allowed from 30,000 to 49,999 total gallons used per quarter at the rate of \$3.25 per 1,000 gallons.
- (3) Third Excess - All water used in excess of the minimum allowed from 50,000 to 59,999 total gallons used per quarter at the rate of \$3.50 per 1,000 gallons.
- (4) Fourth Excess - All water used in excess of the minimum allowed from 60,000 to 69,999 total gallons used per quarter at the rate of \$3.75 per 1,000 gallons.
- (5) Fifth Excess - All water used in excess of the minimum allowed from 70,000 to 99,999 total gallons used per quarter at the rate of \$4.00 per 1,000 gallons.
- (6) Sixth Excess - All water used in excess of the minimum allowed from 100,000 to 499,999 total gallons used per quarter at the rate of \$4.75 per 1,000 gallons.
- (7) Seventh Excess - All water used in excess of the minimum allowed and greater than 500,000 total gallons used per quarter at the rate of \$5.50 per 1,000 gallons.
- (8) The above charges shall apply to each unit for which water service is provided by the Borough. For the purposes of this chapter, "unit" is defined and shall be considered as a single-family dwelling or single, separate dwelling space, such as 1/2 of a double house, an apartment or each separate dwelling in a multiple dwelling. "Unit" shall also mean each business place or establishment where water is used from a spigot or other connection, whether or not such business or establishment is connected with a dwelling space.

(B) MALFUNCTION OF METERS.

If a meter fails to register or registers improperly, consumer shall be charged an amount based on consumption shown by previous readings figured pro rata to the time when the meter is ascertained to be working properly.

(C) ALL BILLS FOR WATER ARE DUE WHEN PRESENTED.

Interest will be charged 10 days after the billing date at 8% per annum for bills up to \$1,500. Bills in excess of \$1,500 will be charged interest of 18% per annum.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Committee and the Borough of Swedesboro this Ordinance shall become effective upon final passage and publication as provided by law.

BOROUGH OF SWEDESBORO

By: Thomas W Fromm
Thomas Fromm, Mayor

Attest:

Dolores M Connors
Dolores M. Connors, Clerk