

By MS. Whaley

No. 30938-09

AN ORDINANCE

Establishing Miscellaneous Fees to Be Charged by the Department of Water, and Declaring an Emergency.

WHEREAS, The Department of Water Rules and Regulations provide for the imposition of miscellaneous fees; and

WHEREAS, For the immediate preservation of the public peace, property, health and safety, and to provide for the usual operation of the Department of Water, it is necessary that this ordinance take effect at the earliest possible date; now, therefore,

BE IT ORDAINED BY THE COMMISSION OF THE CITY OF DAYTON:

Section 1. That the fees for miscellaneous services provided to customers within the corporation limits of the City of Dayton shall be as stated in Exhibit A attached hereto and incorporated herein.

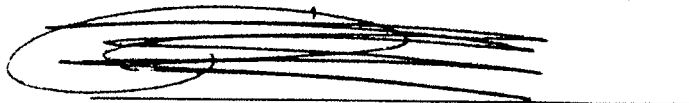
Section 2. That the fees for miscellaneous services provided to customers outside the corporation limits of the City of Dayton shall be 125% of the fees stated in Exhibit A attached hereto and incorporated herein.

Section 3. That the Director of Water is authorized to adjust, not more frequently than annually, the fees set forth in Exhibit A, provided that no adjustment shall exceed the actual additional costs incurred by the City of Dayton in performing the services provided or the percentage increase in the Consumer Price Index (CPI-U, U.S. City Average, All Items, Not Seasonally Adjusted) as measured by the percent change in the average price index from the third quarter (hereinafter referred to as the base quarter) of the previous year to the base quarter of one year prior, whichever is less. For the purposes of this ordinance, actual costs are defined as the typical labor, material, and equipment costs required to complete a specific service.

Section 4. That for the reasons stated in the preamble hereof, this Commission declares this ordinance to be an emergency measure which shall take effect immediately upon its passage.

Passed by the Commission..... NOVEMBER 25, 2009

Signed by the Mayor..... NOVEMBER 25, 2009



Mayor Rhine McLin, City of Dayton, Ohio

Attest:

Rashella Lawrence
Clerk of the Commission

Approved as to form:

Lyman R. Donaldson for
City Attorney

EXHIBIT A

| Description | Fee | Comments | Rule |
|--|---|---|--|
| Fee for Unauthorized Use | \$250 first time/ \$500 for each subsequent occurrence | <ul style="list-style-type: none"> • Street Valve operation • Curb Stop operation • Public or private fire hydrant use • Meter bypass valve operation • Meter tampering • Water theft | 2.B.4, 2.D.1, 2.F.7, 2.G.1, 2.J.5, 2.K.1, 6.I.1, 6.N.2 |
| Customer Service Fee | \$55 | <ul style="list-style-type: none"> • Curb box repair • Curb stop operation • Low pressure investigation • Service activation • Meter retest charge | 2.D.3 2.D.5 2.D.6 2.E.2 2.E.7 |
| Delinquent Shut Off Charge | \$30 | Per trip charge | 2.J.5 |
| Resume Service Fee | \$15 | Clerical fee | 2.E.2 |
| Special Meter Read Fee | \$10 | <ul style="list-style-type: none"> • Special meter read as requested • Private meter reads • Fireline meter reads | 2.E.6 2.E.12 2.F.3 |
| Backflow Recertification Late Fee | \$150 | | 2.K.3 |
| Fireline Service Fee | | Quarterly charges | 2.F |
| <ul style="list-style-type: none"> • 2"-3" | \$10 | | |
| <ul style="list-style-type: none"> • 4"-6" | \$50 | | |
| <ul style="list-style-type: none"> • 8"-10" | \$75 | | |
| <ul style="list-style-type: none"> • 12" & larger | \$100 | | |
| Private fire hydrant | \$5 | Quarterly charges | 2.F.7 |
| Fire Hydrant permitted uses | | | |
| <ul style="list-style-type: none"> • Fire hydrant flow test | \$100 | Per test, may involve 2 hydrants | 2.G.2 |

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|-------------------------------------|------------------------|--|-------|
| • Swimming pool filling | \$190 | Up to 20,000 gallons | 2.G.2 |
| • | \$290 | 20 to 50,000 gallons | |
| • | \$370 | 50 to 75,000 gallons | |
| • | Call Water Engineering | Over 75,000 gallons | |
| • Fire hydrant meter minimum fee | \$100 | Consumption charged at current water rates | 2.G.3 |
| • Fire hydrant meter relocation fee | \$30 | Per additional hydrant where the meter is used | 2.G.3 |
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| Meter Set Fees | | | 2.E.3 |
| • 5/8" to 1" | \$55 | | |
| • 1 1/2" to 2" | \$220 | | |
| • 3" to 6" | \$450 | | |
| • 8" & 10" | \$475 | | |
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| Meter Test Fees | | Refunded if meter fails test | 2.E.7 |
| • 5/8" to 1" | \$100 | | |
| • 1 1/2" to 2" | \$275 | | |
| • 3" & larger | \$525 | | |
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| Service Termination Fee | \$1500 | | 2.J.5 |
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| Conservation Violation Fee | \$250 \$500 | Residential customer Non-residential customer | 2.P.5 |
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