

ORDINANCE NO 13-11

Introduced by: Thomas B. Willis, Jr., Commissioner

AN ORDINANCE OF THE TOWN OF QUEENSTOWN TO REPEAL AND REENACT THE PROVISIONS OF ORDINANCE 13-04 WHICH ESTABLISHED THE TOWN'S WATER AND SEWER CHARGES TO REFLECT THE TOWN'S INSTITUTION OF MONTHLY BILLING AS OPPOSED TO QUARTERLY BILLING, AND REDUCING THE TOWN'S WATER DEBT FEE FROM \$25.00 PER QUARTER TO \$8.34 PER MONTH AND REDUCING THE TOWN'S SEWER DEBT FEE FROM \$130.00 PER QUARTER TO \$36.66 PER MONTH, EFFECTIVE JANUARY 1, 2014

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 June 18, 2013, the Commissioners of Queenstown adopted Ordinance 13-04 which established water and sewer charges, some of which are to take effect on January 1, 2014; and

WHEREAS, the Commissioners of Queenstown have determined that it is desirable and in the public interest to repeal and re-enact the provisions of Ordinance 13-04 with the revisions set forth herein, to wit: reflecting the Town's institution of monthly billing instead of quarterly billing, and reducing the water debt fee from \$25.00 per quarter to \$8.34 per month, and reducing the sewer debt fee from \$130.00 per quarter to \$36.66 per month.

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

WHEREAS, after 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 as set forth herein.

WHEREAS, it is intention of the Commissioners of Queenstown that the revised water and sewer rates, fees and charges will be effective on January 1, 2014.

NOW THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF QUEENSTOWN THAT ORDINANCE 13-04 IS HEREBY REPEALED AND THE

COMMISSIONERS HEREBY ADOPT THE FOLLOWING WATER AND SEWER CHARGES, POLICIES AND PROCEDURES:

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, which were effective on July 1, 2013, shall continue in effect. 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:

<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).
<u>Sewer</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).

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:

<u>Water</u>	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).
<u>Sewer</u>	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. Monthly Rates and Additional Charges. The Commissioners hereby establish the following monthly rates and additional charges, which shall be effective as of January 1, 2014.

Monthly Water Debt Fee- \$8.34

*Per EDU as calculated by the Town

Monthly Sewer Debt Fee- \$36.66

*Per EDU as calculated by the Town

Monthly Bay Restoration Fee Set by State (currently \$5.00)

Volumetric Water Charges 1st 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

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.

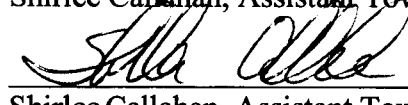
SECTION 4. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Commissioners of Queenstown hereby declare that they would have passed this 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 10th day of December, 2013.

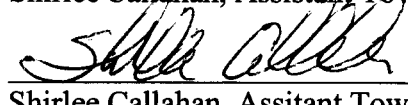
WITNESS:



Shirlee Callahan, Assistant Town Clerk

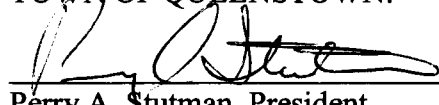


Shirlee Callahan, Assistant Town Clerk

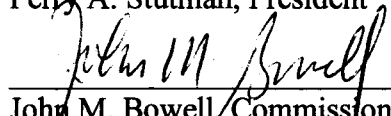


Shirlee Callahan, Assitant Town Clerk

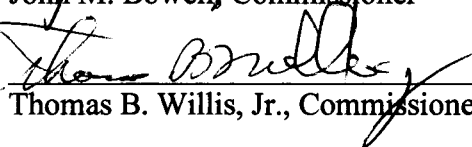
TOWN COMMISSIONERS FOR THE
TOWN OF QUEENSTOWN:



Perry A. Stutman, President



John M. Bowell, Commissioner



Thomas B. Willis, Jr., Commissioner

Comparison Summary of Changes in the rates from Ordinance 13-04

Section 2A. is amended as follows:

- Reflects a monthly billing rate as opposed to quarterly rates.
- Water debt fee changed from \$25.00 per quarter to \$8.34 per month
- Sewer debt fee changed from \$130.00 per quarter to \$36.66 per month