

VILLAGE OF GEORGETOWN, OHIO

ORDINANCE NO. 1006

AN ORDINANCE AMENDING SUBSECTION 50.05 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF GEORGETOWN TO PROVIDE FOR THE PAYMENT OF A SECURITY DEPOSIT FOR SEWER SERVICES IN THOSE CASES WHERE WATER SERVICED IS NOT PROVIDED BY THE VILLAGE OF GEORGETOWN

WHEREAS, the Village of Georgetown provides electric, water and sanitary sewer service to customers of the Village of Georgetown Utilities Department; and

WHEREAS, in most cases, customers of the Georgetown Utilities Department who are receiving sewer service also receive water service from the Georgetown Utilities Department; but

WHEREAS, it is anticipated that there will be more customers in the future who will apply for sewer service from the Georgetown Utilities Department but will have their water service supplied by another vendor; and

WHEREAS, the Georgetown Utilities Department has no effective means to quickly terminate sewer only service to a customer in the event of non-payment of a utilities account for sewer service only, by reason of which the Council of the Village of Georgetown believes that it is necessary to charge a larger deposit for those customers who are receiving only sewer service from the Georgetown Utilities Department,

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Georgetown, Brown County, Ohio, a majority or more of all members thereof concurring as follows:

SECTION 1. That existing subsection 50.05 of the Codified Ordinances of the Village of Georgetown, as amended by Ordinance Nos. 752 and 785 of the Ordinances of the Village of Georgetown be and the same is hereby repealed.

SECTION 2. That new subsection 50.05 of the Codified Ordinances of the Village of Georgetown be and hereby is enacted as a part of Title V, Public Works of said Codified Ordinance as follows:

50.05 METER DEPOSITS FOR NEW UTILITIES CUSTOMERS.

- (A) Except as otherwise provided herein, the Georgetown Utilities Department shall charge each utilities customer a deposit for each new premises served.
- (B) The deposit charged and collected by the Georgetown Utilities Department shall be maintained as a separate identifiable account under the supervision and control of the Village Clerk-Treasurer.

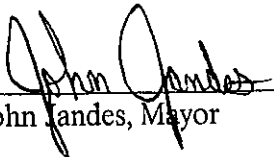
- (C) The deposit shall be applied to the payment of any arrearage in the utilities customer's account and, in the event the utilities customer is receiving more than one utilities service, the deposit may be applied to the payment of an arrearage for a utilities service other than the specific service for which the deposit was made. The deposit may also be applied to cover any damage to any utilities equipment caused by the negligent or intentional act of the utilities customer or any person under his control.
- (D) The deposits to be charged and collected by the Georgetown Utilities Department are as follows:
- (1) Electric Deposits:
- (a) ordinary residential service or each residential apartment . . . \$100.00
 - (b) electrically heated residences or apartments \$150.00
 - (c) all commercial establishments \$150.00
- (2) Water and Sewer Deposits
- (a) water and sewer (combined) for all residential and commercial establishments \$ 25.00
 - (b) water (only) for all residential and commercial establishments \$25.00
 - (c) sewer (only) for all residential and commercial establishments \$50.00
- (E) Upon voluntary disconnect or termination of utilities services to a utilities customer, the deposit shall be refunded upon surrender of the utilities deposit receipt, to the person in whose name the account is carried or to such person's duly authorized representative, upon satisfactory proof of identity, provided however, that the deposit shall be first applied to any arrearage which may exist in such utilities customer's account and no refund shall be made until such time as it is determined that no such arrearage exists. If a utilities customer or his authorized representative is unable to produce a receipt, the Georgetown Utilities Department may, upon satisfactory proof of identity, issue a refund based on information contained in the records maintained by the Department and may require the utilities customer to sign a statement that the utilities deposit receipt has been lost and that such customer will indemnify the Village of Georgetown as to any and all claims which may be made against said Village by any other person claiming a right to a refund of such deposit.
- (F) Notwithstanding any other provision herein to the contrary, no governmental entity (which term shall be construed to include any department or agency of the federal, state, county, township or municipal government) shall be required to pay utilities deposit for utilities services which are to be supplied directly to such governmental entity provided however, that the Village Administrator may, in his discretion, require such a deposit for new or continued service if the payment record of such governmental agency to the Georgetown Utilities Department has been so slow or

irregular that a utilities deposit should be required to protect the Village of Georgetown from potential loss due to nonpayment.

SECTION 3. That the Georgetown Utilities Department shall be and hereby is authorized to refund any utilities deposit paid by a governmental entity to it on application therefor by such governmental entity after the effective date of this ordinance.

SECTION 4. That this ordinance shall be in full force and effect after the earliest date allowed by law.

PASSED: 7-17-, 2003.



John Jandes, Mayor

ATTEST:



Vickie Bradley, Clerk