

ORDINANCE NO. 27

AN ORDINANCE TO ADMINISTER, REGULATE, AND PROVIDE FOR CONNECTION TO AND USE OF THE WATER SYSTEM, INSTALLATION OF SERVICE CONNECTIONS, RATES AND CHARGES FOR WATER SERVICES, CROSS CONNECTION CONTROL, AND PENALTIES FOR VIOLATION THEREOF IN THE TOWNSHIP OF MENTOR OF OSCODA COUNTY, MICHIGAN.

THE TOWNSHIP OF MENTOR ORDAINS:

ARTICLE I

Short Title

Section 101. Short Title. This Ordinance shall be known as the "Water Connection, Use and Rate Ordinance" and may be cited as such.

ARTICLE II

Definitions

Unless the context specifically indicates otherwise, the meaning for the terms used in this Ordinance shall be as follows:

Section 200. "Authority" means Big Creek/Mentor Utility Authority.

Section 201. "Approved" means approved by the Big Creek/Mentor Utility Authority.

Section 202. "Commercial Customer" means a Customer whose Premises are used to offer services and/or products such as retail and wholesale stores, gasoline stations, restaurants, schools, churches, hotels, motels, nursing homes, hospitals, warehouses, private clubs, theaters and governmental buildings.

Section 203. "Customer" means the Person who owns any Premises which are connected to the Water System.

Section 204. "Inspection Fee" means the amount charged to cover all cost for inspection requested by customer.

Section 205. "Inspector" means a person authorized by the Authority to inspect connection of Service Lines to Service Connections.

Section 206. "Meter" means an instrument for measuring the rate of flow of Public Water.

Section 207. "Miscellaneous Customer Fee" means an amount charged to Customers for miscellaneous services and related administrative costs associated with the Water System.

Section 208. "Operation, Maintenance and Replacement Costs" means all costs, direct or indirect, necessary to provide adequate water supply on a continuing basis to conform with all federal, state and local water management requirements and to assure optimum long-term management of the Water System and shall include an amount for the replacement of the equipment and appurtenances necessary to maintain the intended performance of the Water System.

Section 209. "Person" means any individual, firm, company, association, society, corporation or group.

Section 210. "Plumbing System" includes the water supply and distribution pipes, plumbing fixtures and traps, soil water and vent pipes, Service Line, including their respective connections, devices and appurtenances and water-treating or water-using equipment, all as located within the property lines of the Premises.

Section 211. "Potable" refers to water free from impurities in amounts sufficient to cause disease or harmful physiological effects. Its bacteriological and chemical quality shall conform to the requirements of the Federal Drinking Water Standards and to the regulations of the Michigan Department of Public Health.

Section 212. "Premises" means the lands included within the boundaries of a single description as set forth, from time to time, on the general tax rolls of the Township as a single taxable item in the name of the taxpayer or taxpayers at one address but in the case of platted lots shall be limited to a single platted lot unless an existing building or structure is so located on more than one lot as to make the same a single description for purposes of assessment or conveyance now or hereafter.

Section 213. "Public Water" is water provided by the Water System

Section 214. "Ready to Serve Fee" is monthly charge levied on Customers based upon Maintenance and Replacement Costs.

Section 215. "Service Connection" means the corporation cock, service lateral, and curb stop that conveys Public Water from the Authority mains to the property line.

Section 216. "Service District" shall mean the Big Creek/Mentor Utility Authority Water System which is attached hereto as Appendix I.

Section 217. "Service Line" means a pipe connected to the Service Connection and extending from said connection into the Premises supplied with Public Water.

Section 218. "Water Supply Rates and Charges" shall include the Connection Charge, Inspection Fee, Readiness to Serve Fee and Miscellaneous Customer Fee.

Section 219. "Water System" or "System" means all facilities and all subsequent additions and expansions, including wells, pumps, water treatment facilities, transmission and distribution mains, hydrants, storage tanks, Meters, Service Connections and all other facilities used or useful in the pumping, treatment, and distribution of Public Water and which in the aggregate constitute the Big Creek/Mentor Water Supply System.

ARTICLE III

Operation and Maintenance

Section 300. Ownership; Operation and Maintenance of System. The Water System is owned by the Big Creek/Mentor Utility Authority. The operation, maintenance, alteration, repair and management of the Water System shall be under the supervision and control of the Authority. The Authority may employ such Person or Persons in such capacity or capacities as it deems advisable to carry out the efficient management and operation of the Water System and may make such rules, orders and regulations as the Authority deems advisable and necessary to assure the efficient management and operation of the Water System.

Section 301 Maintenance and Repair of Service Line. The owner of a Premises is responsible for

the maintenance and repair of the Plumbing System and Service Line located on said Premises.

Section 302. Public Water. Only Public Water shall be used in the Water System. No other source of water, raw or otherwise, shall be tapped into, piped into or connected to, directly or indirectly, the Water System.

Section 303. Right to Restrict Use of Public Water. The Authority may, by resolution, regulate, limit or prohibit the use of Public Water for any purpose. Such regulation shall restrict less essential water use (e.g. lawn sprinkling and irrigation) to the extent deemed necessary to assure an adequate supply for essential domestic and commercial needs and for fire fighting.

Section 304. Abatement of Public Nuisance. This Ordinance shall not be construed to limit the power of the Authority to order the immediate and complete abatement of a public nuisance or menace to the public health.

Section 305. Water Available Within Service District. Subject to the terms and conditions of the Contract, Public Water shall only be made available from the Water System to properties located within the Service District.

ARTICLE IV

Use of Public Water

Section 401. Mandatory Connection. As a matter of public health, the owners of all Premises in the Public Water System which are used for human occupancy, employment, recreation or other purposes, which require the use of potable water and which abut any right-of-way, easement, highway, street or public way in which there is now or hereafter located a public water main that is not more than 200 feet from the nearest point of a structure used for said purposes, are hereby required to connect said Premises to the Water System in accordance with this Ordinance.

Section 402. Connection Deadline. As a matter of public health, all connections to the Public Water System required hereunder, shall be completed no later than sixty (60) months after the date of official notice by the Authority to make said connections. Newly constructed structures required to connect shall be connected prior to occupancy thereof. Persons who fail to complete a required connection to the Public Water System shall be liable for a civil penalty equal in amount to the Connection Water Fee and Commodity Fee that would have accrued based upon reasonably expected water usage and been payable had the connection been made when and as required. In addition, the Authority reserves the right to file an appropriate action in a court of applicable jurisdiction to seek injunctive or other appropriate relief to compel such connections.

Section 402. Private Water Wells. No new water wells may be drilled on Premises to which Public Water is available within the meaning of Section 401. Existing water wells on Premises connected to public water must be abandoned.

ARTICLE V

Connection Procedures

Section 501. Permit. Service connections shall be installed only at the Customer's expense by the Authority or by an Approved contractor and only after approval of the permit application by the Authority. Prior to the installation of a new Service Connection or construction in the public right-of-way by an Approved contractor, a surety bond shall be filed with the Authority and its authorized representatives for any loss resulting from said installation or construction. Provision of such surety bond shall in no way limit liability for damage to the System or other public or private property.

Section 502. Application for Permit; Payment of Fees. Prior to the connection of a Service Line

to a Service Connection, a Prospective Customer must file a permit application on a form to be supplied by the Authority. The application must be accompanied by payment in full of the Connection Charge, Inspection Fee and such other charges or deposits required by this Ordinance.

Section 503. Installation of Service Line. All Service Lines shall be installed in an approved manner at the Customer's expense. The Plumbing System in or on the Premises in connection therewith must conform in character, design and quality to the law of the State of Michigan and the State Plumbing Code.

Section 504. Specifications. All Service Connections and Service Lines shall be of Type "K" copper. All underground fittings and connections shall be Approved. No Service Connection or Service Line of less than one (1) inch diameter will be permitted.

Section 505. Minimum Depth. All Service Connections and Service Lines must be laid on solid ground not less than six (6) feet below finished grade. The installation must be inspected by the County Plumbing Inspector or its authorized representative.

Section 506. No Obstruction of System Components. No Person shall obstruct or interfere in any way with any Service Connection or other appurtenance of the System, including Meters, by placing in, on or about said Service Connection, Meter, or other appurtenance, building materials, rubbish, shrubbery, flowers, or otherwise hindering the easy and free access thereto.

Section 507. Repair and Thawing of Service Lines. Service Lines shall be protected from damage of every nature and needed repairs shall be made by the Customer when notified by the Authority. The expense of repairing or thawing the Service Line, if frozen, shall be borne by the Customer. The Service Line, as repaired or thawed, shall not be covered until inspected and approved by the Authority or its authorized representative.

Section 508. Discontinuation of Service. The Authority may discontinue service if a Customer fails to maintain the Service Line in a leak-free condition or if the Customer makes an unauthorized plumbing connection which bypasses the Meter.

Section 509. No Multiple Connections. A single Service Connection shall not serve more than one (1) Premises even though the ownership of the adjacent Premises may be the same; provided, however, that in the event a single Premises has two or more freestanding buildings to be served by the System, each building shall have a separate Service Connection and Meter.

Section 510. Excavation. All excavation for Service Connection installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Authority at the Customer's expense.

ARTICLE VI

Meters

Section 601. Use and Installation of Meters. The Public Water used by each Customer shall be metered. The Authority will furnish and install an ordinary domestic meter. For larger meters, the Authority will furnish and install only the meter and readout, and the Customer must furnish the meter horn and valve. The Meter will be tested and maintained by the Authority at the Customer's expense and shall remain the property of and under control of the Authority.

Section 602. Size; Specification. Meters for ordinary domestic service shall be of a 5/8 inch x 3/4 inch size. The Meter shall contain remote readouts. A separate valve the same size as the Service Line shall be installed on the Service Line on both sides of the Meter. Where application for a large service is made; determination as to meter size shall be made by the Authority. Larger sizes may be required for an

Industrial Customer, a Commercial Customer, or multiple dwelling use.

Section 603. Accessible Location. Meters shall be set in a accessible location and in a manner approved by the Authority. Where due to unusual circumstances it is necessary to place the Meter in a pit, such pit shall be installed in accordance with Authority standards at the expense of the Customer.

Section 604. Access to Meter. The Authority shall have the right to shut off the Public Water to any Customer if access is not available to the Meter. Qualified employees of the Authority shall at all reasonable hours have the right to enter the Premises where such Meters are installed, for the purpose of reading, testing, removing or inspecting same and no Person shall hinder, obstruct, or interfere with any such employee in the discharge of his or her duties.

Section 605. Damages to Meter. Any damages to a Meter resulting from carelessness or neglect of a Customer to properly secure and protect the Meter from damages caused by frost, hot water, steam or other misuse shall be paid for by the Customer as a Miscellaneous Customer Fee upon presentation of the bill therefor.

Section 606. Failure of Meter. If any Meter shall fail to register properly, the Authority shall estimate the consumption of Public Water and bill accordingly.

Section 607. Accuracy of Meter. A Meter shall be considered accurate if when tested it registers neither 2% more than nor 2% less than the actual quantity of Public Water passing through it. If a Meter registers in excess of 2% more than the actual quantity of Public Water passing through it, it shall be considered "fast" to that extent. If a Meter registers in excess of 2% less than the actual quantity of Public Water passing through it, it shall be considered "slow" to that extent.

Section 608. Corrected Billings. If a Meter has been tested and is determined to register "fast" the Authority shall credit the Customer with a sum equal to the percentage "fast" multiplied by the amount of the Commodity Fee incurred by said Customer within the six (6) months prior to the test. If a Meter so tested is determined to register "slow" the Authority may collect from the Customer a sum equal to the percentage found "slow" multiplied by the amount of the Commodity Fee incurred by the Customer within the six (6) months prior to the test.

Section 609. Meter Testing. A Water Customer may request that a Meter be tested for accuracy. If the Meter is found accurate within American Waterworks Association Standards, a charge established time to by the Authority, shall be made to the Customer. If the Meter is found to be inaccurate within acceptance tolerances, the Meter shall be repaired or a new Meter shall be installed at no charge to the Customer either for the test or for the Meter replacement.

ARTICLE VII

Water Clean-Out

Section 701. Water Clean-Out. No person other than an authorized representative of the Authority shall turn on or turn off, or use, or interfere in any way any water hydrant. No person shall place any building material or any other obstruction within fifteen (15) feet of any water hydrant. No person owning property immediately adjoining a water hydrant shall permit any obstruction within fifteen (15) feet of any water hydrant.

ARTICLE VIII

Water Main Extensions

Section 801. Requirements for Extension. Extension of or changes in the Water System may be initiated by the Authority or by written request, including petitions, from property owners. The Authority may grant the petition, in its discretion, and prescribe the terms and conditions upon which the petition will

be granted and may require the written acceptance of such terms and conditions by the petitioners. As a condition of granting the petition, the petitioners must pay, in addition to all other charges imposed on new connections under this ordinance, a fee to cover the actual cost (or proportion of cost) of extending the water main along the entire frontage of the Premises, from property line to property line, improving the transmission and supply system, or making other changes necessary to accommodate the extension and new connection. The specifications for materials and construction shall be approved by the Authority.

ARTICLE IX

System Use

Section 901. Authorized Representatives. No Person other than an authorized representative of the Authority shall turn on or off any Service Connection without the written permission of the Authority.

Section 902. Prohibited Activities. It shall be unlawful for any Person to do any of the following:

- (a) Damage or destroy any portion of the Water System;
- (b) To do anything which will in any way contaminate the Water System;
- or
- (c) To connect any pipe to the Water System or take or run Public Water from the lines of the System without complying with all the provisions of the Ordinance.

Section 903. Authority Right to Stop Services; Emergencies. The Authority may stop service to any Customer at any time for any reason, including repairs to the System, construction of extensions or accident. All Customers which have facilities which depend upon pressure from the main to keep them filled are hereby put on notice of the danger of collapse. The Authority shall give reasonable notice except during emergencies and conditions of imminent hazard and will, so far as practical, use reasonable efforts to prevent inconvenience and damage in the event of a stoppage of service. The Authority shall not be responsible or liable for damage or any inconvenience, injury or loss caused by the failure of a Customer to receive Public Water for any reason, including the shutting off of such supply by the Authority, nor shall the Authority be liable for any damage caused by any change in the pressure of Public Water delivered to any Customer.

Section 904. Leaking Service Line. If the Service Line from the curb stop to the Meter is found to be deteriorated or leaking, the Authority may condemn or discontinue the service to the Premises and require that the same be repaired or replaced at the expense of the Customer.

Section 905. No Tampering; Liability. No Person, except an authorized representative of the Authority in the preference of his or her duties, shall uncover or tamper with any portion of the Water System. Any Person responsible for any injury or damage to the Water System shall reimburse the Authority and shall be responsible for any damage caused by escaping water.

Section 906. "Abandonment of Wells". All Premises connected to public Water System shall have all existing wells abandoned. No new wells to be drilled on land served by Public Water System. All violations are subject to penalty and fine.

ARTICLE X

CROSS CONNECTION

Section 1001. Cross Connection. No cross connection will be allowed to the Public Water System.

Section 1001. Discontinuation of Service Due to Cross Connection. The Authority is hereby authorized to discontinue water service after reasonable notice to any Premises where a Cross Connection

exists. The Authority may take such other precautionary measures as necessary to eliminate any danger of Contamination of the Water System. Water service to such Premises shall not be restored until such Cross Connection has been eliminated and the Customer pays a turn-on charge.

Section 1002. Health Hazard. The Authority shall immediately stop water service to any Customer discovered to have a Cross Connection which creates an imminent Health Hazard. Water service shall not be restored until the violation is permanently corrected.

ARTICLE XI

Water Supply Rates and Charges

Section 1101. The Water. The System shall be operated and maintained on a public Utility basis in Accordance with applicable Federal Regulations. All Premises that are connected to the System shall pay user charges beginning on the date of connection to the System. User charges will be established by the Authority for the purpose of recovering the cost of operation, maintenance and replacement of the System.

Section 1102. Ready to Serve Fee. Customers shall pay a Ready to Serve Fee based on the size of the meter application to the Premises, to be paid quarterly at the rate established by resolution of the Authority.

Section 1103. Billing and Collection. Bills for user charges will be rendered quarterly and will be payable without penalty within thirty (30) days after the date thereon. Payments received after such period shall be deemed delinquent and shall bear a penalty equal to 5% of the amount due plus .5% per month of the amount due, commencing on the date the bill becomes delinquent.

No fee service or use of the System, or service or use of the System at less than cost, shall be furnished by the System to any person, firm or corporation, public or private, or to any public agency or instrumentality.

(a) Any returned check will be charged a standard returned check fee as established by banking community.

Section 1104. Authority Remedies. If Water Supply Rates and Charges are not paid on or before the due date, the Authority, pursuant to Act 178 of the Public Acts of Michigan of 1939, as amended, may (i) discontinue the services provided by the Water System by disconnecting the Service Line from the Service Connection or by turning off the curb stop, and the service so discontinued shall not be reinstated until all sums then due and owing, including time price differential, penalties, interest and all expenses incurred by the Authority for shutting off and turning on the service, shall be paid to the Authority; (ii) institute an action in any court of competent jurisdiction for the collection of the amounts unpaid, including time price differential, penalties, interest and reasonable attorney fees; or (iii) enforce the lien created in Section 1105 below. These remedies shall be cumulative and shall be in addition to any other remedy provided in this Ordinance or now or hereafter existing at law or in equity. Under no circumstances shall actions taken by the Authority to collect unpaid Water Supply Rates and Charges, time price differential, penalties and interest, invalidate or waive the lien created by Section 1105 below.

Section 1105. Lien; Assessment of Delinquent Rates and Charges on Tax Roll. The Water Supply Rates and Charges shall be a lien on the respective Premises served by the System. Whenever Water Supply Rates and Charges shall be unpaid for ninety (90) days or more, they shall be considered delinquent. The Authority shall certify annually all delinquent Water Supply Rates and Charges and time price differential thereon, together with an additional amount equal to 5% of the aggregate amount delinquent, on or before September 1, of each year, to the tax-assessing officer of the Township, who shall enter the delinquent Water Supply Rates and Charges, time price differential, interest and penalties upon the next tax roll as a charge against the Premises affected and such charge shall be collected and the lien thereon enforced in the same manner as ad valorem property taxes levied against such Premises.

Section 1106. Leased Premises. Property owner is responsible for all Water Supply Rates and Charges to the Public Water System.

Section 1107. Cause for Disconnection. Applications for connection permits may be cancelled or denied and/or water service disconnected by the Authority for any violation of any part of this Ordinance, including, without limitation, any of the following reasons:

- (a) Misrepresentation in the permit application as to the nature or extent of the property to be serviced by the System.
- (b) Nonpayment of Water Supply Rates and Charges.
- (c) Improper or imperfect connection and/or failure to keep Service Lines in suitable state of repair.
- (d) Damage to any part of the Water System.
- (e) Existence of a Cross Connection.

Section 1108. Turning on Following Disconnection; Security Deposit. If the water service supplied to a Customer has been discontinued for nonpayment of Water Supply Rates and Charges, service shall not be reestablished until all delinquent Water Supply Rates and Charges, including time price differential, interest and penalties, and the turn-on charge has been paid. The Authority reserves the right as a condition to reconnect said service to request that a nominal sum of one hundred (\$100.00) dollars per dwelling unit be placed on deposit with the Authority for the purpose of establishing or maintaining any Customer's credit. Upon the failure of the Customer to pay the Water Supply Rates and Charges when due, the security deposit shall be applied by the Authority against the unpaid balance, including time price differential, interest and penalties. Upon notification by the Authority the Customer shall immediately make sufficient payment to the Authority to cover the amount of the security deposit so advanced. Upon failure of the Customer to do so within ten (10) days of said notification, the penalties, rights and remedies set forth in Section 1104 and 1105 of this Article shall be applicable with respect to the unpaid Water Supply Rates and Charges, including time price differential, interest and penalties. The security deposit shall be held by the Authority without interest and shall be returned at the Customer's request upon continued timely payments by the Customer of all Water Supply Rates and Charges as and when due for a minimum of four (4) successive quarterly billing periods.

Section 1109. On and Off Charges. Request for Water System to be turned on or off at the curb, removal / replacement of Meter will be an additional charge, at a rate to be determined by the Authority.

ARTICLE XII

Revenues

Section 1201. Estimated Rates; Sufficiency. The rates hereby fixed are established as sufficient to provide for Operation, Maintenance and Replacement Costs of the Water System and are necessary to preserve the same in good repair and working order. Such rates shall be fixed and revised from time to time as may be necessary to produce these amounts. An annual audit shall be prepared. Based on this audit, rates for water services shall be reviewed annually and revised as necessary to meet Water System expenses.

ARTICLE XIII

Powers of Authority

Section 1301. Authority and Representative. Duly authorized employees or representatives of the Authority, bearing proper credentials and identification, shall be permitted to enter upon all Premises at all reasonable hours served by the System for the purpose of meter reading, inspection, observation, measurement, sampling, testing and emergency repairs in accordance with the provisions of this Ordinance.

Section 1302. Inspection of Plumbing System. Duly authorized employees or representatives of the Authority, bearing proper credentials and identification, shall be permitted to enter upon all Premises

served by the System for the purpose of determining the presence of Cross Connections and test or inspect devices preventing Cross Connections. On request, the Customer shall furnish to the Authority all pertinent information regarding the Plumbing System of the Premises. Refusal of such access or information shall be prima facie evidence of the presence of Cross Connection.

Section 1303. Customer Safety Rules. While performing the duties in Section 1301 and 1302 above, the duly authorized employees or representatives of the Authority shall observe all reasonable safety rules applicable to the Premises established by the Customer.

Section 1304. Appeals. In order that the provisions of this Ordinance may be reasonably applied and substantial justice done in instances where unnecessary hardship would result from carrying out the strict letter of this Ordinance, the Authority shall consider appeals with respect to matters concerning the Water System and determine, in particular cases, whether any deviation from strict enforcement, will violate the intent of the Ordinance or jeopardize the public health or safety.

ARTICLE XIV

Penalties

Section 1401. Destruction of System. No unauthorized Person shall maliciously, willing, or negligently break, damage, destroy, uncover, deface, tamper with, climb upon, or enter into any structure, appurtenance, or equipment of the System or connect or disconnect any Service Line to any Service Connection.

Section 1402. Notice of Violation. Except for those violations named in Section 1401 hereof, any Person found to be violating any provision of this Ordinance shall be served by the Authority with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Section 1403. Civil Infraction. Any violation of Section 1401 and 906, or any violation beyond the time limit provided for in 1402, shall be a municipal civil infraction, for which the fine shall not be less than \$100 nor more than \$500 for the first offense and not less than \$200 nor more than \$2,500 for subsequent offenses, in the discretion of the Court, and in addition to all other costs, damages, and expenses provided by law. For purposes of this section, "Subsequent offense" means a violation of this Ordinance committed by the same person within 12 months of a previous violation of the Ordinance for which said person admitted responsibility or was adjudicated to be responsible, provided, however, that offenses committed on subsequent days within a period of one week following issuance of a citation for the first offense shall all be considered separate first offenses. Each day that such violation occurs shall constitute a separate offense. Any person violating any of the provisions of this Ordinance shall, in addition, become liable for any expense, loss, or damage occasioned by reason of such violation.

Section 1404. Nuisance. Any nuisance or any violation of this Ordinance is deemed to be a nuisance per se. The Authority in the furtherance of the public health is hereby empowered to make all necessary repairs or may enforce the requirements of this Ordinance by injunction, or take other corrective action necessitated by such nuisance or violation. The Person who violated the Ordinance or permitted such nuisance or violation to occur shall be responsible to the Authority for the costs and expenses incurred by the Authority in making such repairs or taking such action.

Section 1405. Liability for Ordinance Violations. Any Person violating any of the provisions of this Ordinance shall become liable to the Authority and its representatives for any expense, including reasonable attorney's fees, loss, or damage incurred by the Authority by reason of such violation.

Section 1406. Remedies Cumulative. The remedies provided by this Ordinance shall be deemed to be cumulative and not mutually exclusive.

ARTICLE XV

Validity

Section 1501. Severability. The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

Section 1502. State or Federal Law. If any provision or applicable state or federal law imposes greater restrictions than are set forth in this Ordinance then the provisions of such state or federal law shall prevail.

ARTICLE XVI

Publication and Effective Date

Section 1601. Publication. This ordinance or a summary thereof shall be published in The Oscoda County Herald, a newspaper of general circulation in the Township of Mentor qualified under State law to publish legal notices, within 30 days after its adoption, and shall be recorded in the County Records of Ordinances and such recording authenticated by the signatures of the Supervisor and the Township Clerk.

Section 1602. Effective Date. This Ordinance shall become effective, following publication, thirty (30) days after its adoption.

ARTICLE XVII

Amendment

Section 1701. Amendments. Subject to the terms and conditions of the Contract, the Authority specifically reserves the right to amend this Ordinance in whole or in part, at one or more times hereafter, or to repeal the same, and by such amendment to repeal, abandon, increase, decrease or otherwise modify any of the fees, charges, or rates herein provided.

Section 1702. Review of Water Supply Rates and Charges. The Authority shall, as often as shall be necessary, and at least annually beginning in the Authorities fiscal year ending March 31, review all Water Supply Rates and Charges and increase or decrease such Water Supply Rates and Charges, so that such Water Supply Rates and Charges shall be adequate for expenses they are intended to defray, plus reasonable amounts for contingencies and reserves.