

**CITY OF ENGLEWOOD**

**IN**

**MONTGOMERY COUNTY, OHIO**

**ORDINANCE NO: 19-07**

**PASSED: June 25, 2019**

**AN ORDINANCE: AMENDING SECTION 1044.13, STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE; SECTION 1052.14, STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE; SECTION 1064.10, STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE, OF THE CODIFIED ORDINANCES OF ENGLEWOOD, OHIO, 1972, AS AMENDED**

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ENGLEWOOD, OHIO, AS FOLLOWS:**

**SECTION I**

That Section 1044.13: **STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE**, of the Codified Ordinances of Englewood, Ohio, 1972, as amended, is hereby amended to read as follows:

**1044.13 STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE.**

Statements of the charges for water service shall be rendered bimonthly on or about the twentieth day of the billing month for each consumer, as determined by the Director of Finance, and the amount of all such charges shall be paid to the City on or before ten days after the last day of the month in which the statements are rendered. If the unpaid charges are not paid on or before ten days after the last day of the month in which the statement was rendered, **an additional late payment charge of twenty-five (\$25.00) dollars** shall be added thereto and become part of such unpaid charges, and notice of such additional charges shall be given in the manner provided for charges for water service. If the unpaid charges are not paid on or before the last day of the month following the month in which statements were rendered, the water supply to the consumer so in default of payment shall be disconnected by the City. When any water supply has been disconnected because of the consumer's failure to pay the charges provided herein, the consumer shall pay thirty-five dollars (\$35.00) as the fee for having the water supply reconnected. If reconnection is

required outside of regular business hours, the reconnection fee shall be doubled.

## SECTION II

That Section 1052.14: **STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE**, of the Codified Ordinances of Englewood, Ohio, 1972, as amended, is hereby amended to read as follows:

### **1052.14 STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE.**

Statements of the charges for sewer service shall be rendered bimonthly on or about the twentieth day of the billing month for each consumer, as determined by the Director of Finance, and the amount of all such charges shall be paid to the City on or before ten days after the last day of the month in which the statements are rendered. If the unpaid charges are not paid on or before ten days after the last day of the month in which the statement was rendered, **an additional late payment charge of twenty-five (\$25.00) dollars** shall be added thereto and become part of such unpaid charges, and notice of such additional charges shall be given in the manner provided for charges for sewer service **unless the late payment charge provided in Section 1044.13 has been added to the account.** If the unpaid charges are not paid on or before the last day of the month following the month in which the statements were rendered, the water supply to the consumer so in default of payment shall be disconnected by the City. Service restitution shall be made in accordance with Section 1044.13. If the consumer of sewer service is not connected to the City water supply, rendering the City incapable of discontinuing the water service as provided for in Section 1044.13, the Director of Finance **shall assess a late payment charge of twenty-five (\$25.00) dollars for each billing cycle late** and a thirty-five dollar (\$35.00) service fee to the account so in default of payment, and shall certify such charges and fees to the County Auditor in accordance with Section 1040.17.

## SECTION III

That Section 1064.10: **STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE**, of the Codified Ordinances of Englewood, Ohio, 1972, as amended, is hereby amended to read as follows:

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### **1064.10 STATEMENTS; DELINQUENCIES; PENALTIES; DISCONTINUANCE OF SERVICE.**

Statements of the charges for refuse collection service shall be rendered bimonthly on or about the twentieth day of the billing month for each owner as determined by the Director of Finance, and the amount of all such charges shall be paid to the City on or before

ten days after the last day of the month in which the statements are rendered. If the unpaid charges are not paid on or before ten days after the last day of the month in which the statement was rendered, an additional late payment charge of twenty-five (\$25.00) dollars shall be added thereto and become part of such unpaid charges, and notice of such additional charges shall be given in the manner provided for charges for refuse service, unless the late payment charge provided in Section [1044.13](#) and [1052.14](#) has been added to the account. If the amount of the unpaid charges is not paid on or before the last day of the month following the month in which the statements were rendered, the Director of Finance shall, after notice, assess a thirty-five dollar (\$35.00) service fee to the account so in default of payment, unless the fee provided in Section [1044.13](#) or [1052.14](#) has been added to the account, and shall certify such charges and fees to the County Auditor in accordance with Section [1040.17](#).

**SECTION IV** That all prior ordinances in conflict herewith are hereby repealed.

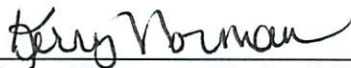
**SECTION V** It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION VI** That this ordinance shall be in full force and effect at the earliest date allowed by law and shall be implemented on all utility bills generated after August 1, 2019

**PASSED this 25<sup>th</sup> day of June, 2019.**

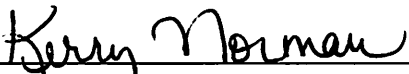
  
Patricia Burnside, Mayor

**ATTEST:**

  
Kerry Norman, Clerk of Council

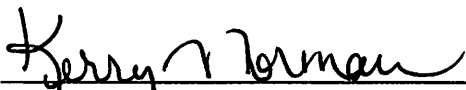
## CERTIFICATE

I, Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio, do hereby certify the foregoing is a true and correct copy from the *Record of Proceedings* of said City. **WITNESS** my signature this 25th day of June, 2019.

  
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Kerry Norman, Clerk of Council

## CERTIFICATE OF POSTING

I, Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio, do hereby certify publication of the foregoing **ORDINANCE** was made as designated by Sections 224.01 and 24.02 of the Englewood Code.

  
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Kerry Norman, Clerk of Council