

TOWN OF MANCHESTER
Ordinance No. 238

AN ORDINANCE TO AMEND THE PROVISIONS OF CHAPTER 241 OF THE CODE OF THE TOWN OF MANCHESTER RELATING TO WATER SERVICE AND RATES.

WHEREAS, the Annotated Code of Maryland, Local Government Article and Chapter 9 of the Charter of the Town of Manchester, authorize the Mayor and Council of the Town of Manchester to establish and from time to time amend a system and schedules for the creation of fees and other requirements regarding the public water system; and

WHEREAS, the ongoing development and growth of the Town of Manchester requires an updating of these schedules and other requirements; and

WHEREAS, it is in the best interests of the citizens of the Town of Manchester to amend the Code to incorporate these modernized requirements; and

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF MANCHESTER:

ARTICLE 1.

SECTION 1. That Section 241-1 be repealed and re-enacted as follows:

The rates for metered service hereby established shall be and become effective, ~~July 1, 2018~~ July 1, 2019 for each customer.

SECTION 2. That Section 241-2 be repealed and re-enacted as follows:

The following quarterly rates and charges for metered service shall be in effect as of ~~July 1, 2018~~ July 1, 2019.

A. Quarterly rates within the Town.

(1) Residential rates per unit:

(a) \$3.50 per thousand gallons; plus

(b) ~~\$22.00~~ \$27.00 per residential unit.

(2) Commercial rates, including retail and business, hotels and motels, apartments, hospitals and care homes, schools and colleges and industrial rates:

(a) \$3.50 per thousand gallons; plus for the first unit:

- [1] ~~\$22.00~~ \$27.00 for a unit with a five-eighths-inch meter;
- [2] ~~\$22.00~~ \$27.00 for a unit with a three-fourths-inch meter;
- [3] ~~\$28.00~~ \$33.00 for a unit with a one-inch meter;
- [4] ~~\$34.00~~ \$39.00 for a unit with a one-and-one-half-inch meter;
- [5] ~~\$42.00~~ \$47.00 for a unit with a two-inch meter;
- [6] ~~\$73.00~~ \$78.00 for a unit with a four-inch meter;
- [7] ~~\$103.00~~ \$108.00 for a unit with a six-inch meter;
- [8] ~~\$133.00~~ \$138.00 for a unit with an eight-inch meter;

(b) Plus ~~\$22.00~~ \$27.00 for each additional unit.

B. The outside-of-Town rate shall be two times the above Town rates.

ARTICLE 2. Severability.

If any section, subsection, sentence, clause, phrase, or portion of this chapter is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this chapter, it being the intent of the Town that this chapter shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion thereof.

ARTICLE 3. Section Headings, Chapter Headings, Titles.

Section headings, chapter headings, titles, etc., are for the purpose of description or ease of use and do not form a part of the text of this Ordinance or any Code or test adopted hereby.

ARTICLE 4. Existing Liabilities.

This Ordinance shall not discharge, impair or release any contract, obligation, duty, liability or penalty whatever existing on the date of its enactment. All suits and actions, both civil and criminal pending or which may hereafter be instituted for causes of action now existing or offenses already committed against any law or ordinance affected by the adoption of this Ordinance shall be instituted, proceeded with and prosecuted to final

determination and judgment as if this Ordinance had not become effective.

ARTICLE 5. Effective Date.

Introduced this 9^h day of APRIL, 2019.

Passed this ___ day of _____, 2019, by a vote of ___ Council members in favor and ___ Council members opposed.

This Ordinance shall take effect on 1st day of JULY, 2019.

ATTEST:

Ryan M. Warner
Mayor

Kelly J. Baldwin
Director of Finance

Approved as to form and legal
sufficiency this _____ day of
_____, 2019.

MATTHEW G. LUZURIAGA, Attorney at Law

By: _____
Matthew G. Luzuriaga

NOTE: Matter in ~~strikethrough~~ is proposed for deletion from existing law.
Matter underlined is new material proposed to be added to existing law.