



Introduced: 05/06/2019  
Revised:  
Adopted:  
Effective:

## CITY OF PATASKALA

### ORDINANCE 2019-4340

#### **AN ORDINANCE AMENDING SECTION 925.01 (RULE 8, RULE 9, RULE 11 AND RULE 15) OF THE CODIFIED ORDINANCES OF THE CITY OF PATASKALA AS SHOWN IN EXHIBIT A**

*WHEREAS*, section 925.01 of the codified ordinances of the City of Pataskala define the rules and regulations governing water service from the City of Pataskala Department of Utility Services; and

*WHEREAS*, language needs to be changed to reflect the current billing cycles of the Department of Utility Services; and

*WHEREAS*, language needs to be changed to reflect the current general fees ordinance of the Department of Utility Services; and

*WHEREAS*, language needs to be added to reflect the current landlord policy utilized by the Department of Utility Services; and

*WHEREAS*, language needs to be added to establish a penalty for unauthorized operation of water valves and/or fire hydrants owned by the Department of Utility Services.

#### **NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PATASKALA, COUNTY OF LICKING, STATE OF OHIO, A MAJORITY OF ALL MEMBERS ELECTED OR APPOINTED THERETO CONCURRING, THAT:**

Section 1: Section 925.01 Rule 8 of the Codified Ordinances of the City of Pataskala shall be amended to read as follows:

**RULE 8.** All water rates are charged against the property and not against the occupant thereof. If the owner of the premises elects to have his tenant or lessee pay the water rent, the owner is responsible and the Department will refuse to furnish any more water to the premises until the delinquent water rent is paid. In case of a delinquent water rent against a property where more than one tenant or caretaker is supplied from the same service pipe, the water will be turned off at street until said delinquent water is paid, regardless of the fact that one or more of the consumers may not be delinquent.

New ownership shall not eliminate any provisions of this rule.

Section 2: Section 925.01 Rule 9 of the Codified Ordinances of the City of Pataskala shall be amended to read as follows:

**RULE 9.** All unpaid water rents become delinquent on the 15th of the month of issue, and water shall be shut off without further notice, it being deemed sufficient notice of such assessment being due when the original bills were mailed to consumer or owner. When shut off, it shall not be turned on again unless the amount is paid in full together with an additional charge of thirty-five dollars (\$35.00) to reimburse the Department of Utility Services for losses in time, etc., sustained by such delinquency of the premises.

Final/Initial meter readings will not be obtained on rental properties. Meter readings from the monthly reading cycle will be used for billing purposes. Any partial month consumption by a tenant will be the responsibility of the property owner.

Collections on rental properties are completed following the same procedure as all other properties in the City of Pataskala. Payment plans and extensions are available to all customers, to include rental properties, pending approval from the Department of Utility Services. The Department of Utility Services will attempt to contact the owner of a rental property before granting a payment plan.

Section 3: Section 925.01 Rule 11 of the Codified Ordinances of the City of Pataskala shall be amended to read as follows:

**RULE 11.** The authorized agents of the Department of Utility Services shall have free access at all reasonable hours of the day to all parts of the premises to which water is supplied, and upon discovery at any time of any irregularities in making attachment, the water may be shut off without notice, until a remedy has been provided satisfactory to the Department, and a fee of thirty-five dollars (\$35.00) paid as an equivalent for loss and damage sustained and labor and time spent in turning on and off the water.

Section 4: Section 925.01 Rule 15 of the Codified Ordinances of the City of Pataskala shall be amended to read as follows:

**RULE 15.** No one, other than authorized government entities and/or first responders, shall use water from any service, unless the use is metered. Whoever violates this Rule shall pay a fine of one thousand dollars (\$1,000.00) for each violation. Every day a violation occurs constitutes a separate offense.

Section 5: All other Rules set forth in Section 925.01 shall remain unchanged, in effect, and enforceable.

Section 6: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the City of Pataskala which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

Section 7: This Ordinance shall become effective from and after the earliest period allowed by the Charter of the City of Pataskala.

ATTEST:

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Kathy M. Hoskinson, Clerk of Council

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Michael W. Compton, Mayor

Approved as to form:

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Brian M. Zets, Law Director