



**MAYOR AND COMMISSIONERS OF
THE TOWN OF NORTH EAST**

RESOLUTION NUMBER 2009-06-04

A RESOLUTION TO MODIFY AND ESTABLISH THE RATES FOR WATER SERVICE CHARGES, READY TO SERVE CHARGES, BULK CHARGES, CONNECTION FEE CHARGES, MAJOR FACILITIES FEE CHARGES, BENEFIT ASSESSMENTS, AND OTHER CHARGES RELATED TO THE SUPPLY OF WATER BY THE TOWN OF NORTH EAST PURSUANT TO SECTION 7-505 OF THE CODE OF ORDINANCES, TO DEFINE CLASSIFICATIONS AND TO ESTABLISH THE DEFINITION AND USAGE OF EQUIVALENT RESIDENTIAL UNIT (“ERU”).

WHEREAS, the Town is the owner/operator of the Leslie and Rolling Mill Water Treatment Plants; and,

WHEREAS, pursuant to Maryland Law the Town of North East has the authority to modify and establish service rates for the payment of principal and interest on the indebtedness incurred for such Plants along with reasonable charges for their maintenance, repair and operation; and,

WHEREAS, the Mayor and Commissioners of the Town of North East propose to modify and establish the rates for water service charges, ready to serve charges, bulk charges, connection fee charges, major facilities fee charges, benefit assessments, and other charges related to the supply of water by the Town of North East; and,

WHEREAS, pursuant to law and after proper notice a public hearing was held on June 24, 2009 at which time the proposed rates were outlined and presented; and,

WHEREAS, the Mayor and Commissioners of the Town of North East are satisfied that the proposed water rates and amendments as provided herein are reasonable, necessary and advisable.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of the Town of North East, that commencing July 1, 2009, and continuing thereafter until properly modified, the rates for water service charges, ready to serve charges, bulk charges, connection fee charges, major facilities fee charges, benefit assessments, and other charges related to the supply of water by the Town of North East shall be as follows:

I. WATER SERVICE CHARGES/RATES:

(A) ALL CLASSIFICATIONS: WATER SERVICE CHARGES/RATES ARE INCREASED AS FOLLOWS: IN TOWN FROM \$30.45 TO \$33.50 FOR 5,000 GALLONS MINIMUM PLUS FROM \$6.09 TO \$6.70 PER 1,000 GALLONS OVER MINIMUM. NOTE: MULTI-USE AND/OR MULTI-UNIT IS CHARGED PER BUSINESS OR RESIDENTIAL UNIT SERVED REGARDLESS OF THE NUMBER OF METERS SERVING SAID UNITS.

(B) ALL CLASSIFICATIONS: WATER SERVICE CHARGES/RATES ARE INCREASED AS FOLLOWS: OUT OF TOWN FROM \$60.90 TO \$67.00 FOR 5,000 GALLONS MINIMUM PLUS FROM \$12.18 TO \$13.40 PER 1,000 GALLONS OVER MINIMUM. NOTE: MULTI-USE AND/OR MULTI-UNIT IS CHARGED PER BUSINESS OR RESIDENTIAL UNIT SERVED REGARDLESS OF THE NUMBER OF METERS SERVING SAID UNITS.

II. READY TO SERVE CHARGES/RATES:

THIS CHARGE IS IN ADDITION TO THE CURRENT CONNECTION FEE CHARGE/RATE AND MAJOR FACILITIES FEE CHARGE/RATE. THE READY TO SERVE CHARGE/RATE IS AN AMOUNT EQUAL TO ONE HALF OF THE ESTABLISHED WATER SERVICE CHARGE/RATE TIMES THE NUMBER OF UNITS PROPOSED TO BE SERVED OR THE EQUIVALENT RESIDENTIAL UNIT ("ERU"). FOR SUBDIVISION DEVELOPMENT AND SINGLE LOT PARCEL DEVELOPMENT, THE READY TO SERVE CHARGE/RATE WILL BE IN THE AMOUNT OF ONE HALF OF THE STANDARD MINIMUM WATER SERVICE CHARGE/RATE FOR THE PROPERTY LOCATION, BASED UPON THE NUMBER OF UNITS. FOR COMMERCIAL, INDUSTRIAL, INSTITUTIONAL, MULTI-USE, MULTI-UNIT AND ANY OTHER DEVELOPMENT, THE READY-TO-SERVE CHARGE IN LIEU OF USER FEES WILL BE BASED UPON THE NUMBER OF EQUIVALENT RESIDENTIAL UNITS FOR THE ALLOCATION OF WATER.

AN EQUIVALENT RESIDENTIAL UNIT ("ERU") IS CALCULATED BY DIVIDING THE NUMBER OF GALLONS IN THE REQUESTED ALLOCATION, BY THE NUMBER OF GALLONS IN THE TOWN'S ESTABLISHED AVERAGE FOR RESIDENTIAL CONSUMPTION OF WATER. THE CURRENT AVERAGE FOR PURPOSES OF CALCULATING ALLOCATIONS FOR RESIDENTIAL DEVELOPMENT IS 270 GALLONS PER DAY PER UNIT.

III. BULK CHARGES/RATES:

UPON REQUEST AND UPON AVAILABILITY WATER WILL BE SOLD FROM THE PLANT(S) AT A BULK CHARGE/RATE BASIS FROM TIME TO TIME. THE BULK CHARGE/RATE IS INCREASED FROM \$30.45 TO \$33.50 PER 1,000 GALLONS.

IV. CONNECTION FEE CHARGES/RATES:

(A) IN TOWN - FOR METERS UP TO 5/8 OF AN INCH IN SIZE. COMMERCIAL, INDUSTRIAL, INSTITUTIONAL AND RESIDENTIAL CLASSIFICATIONS - \$1,750.00; MULTI-UNIT CLASSIFICATION - \$1,375.00 PER BUSINESS OR RESIDENTIAL UNIT SERVED, REGARDLESS OF THE NUMBER OF METERS. FOR METER SIZES EXCEEDING 5/8 OF AN INCH, THE ABOVE CONNECTION FEE CHARGES/RATES WILL APPLY PLUS THE DIFFERENCE IN PRICE (OR COST) BETWEEN THE SIZE OF THE METER REQUIRED AND THE 5/8 OF AN INCH METER.

(B) OUT OF TOWN - FOR METERS UP TO 5/8 OF AN INCH IN SIZE. COMMERCIAL, INDUSTRIAL, INSTITUTIONAL AND RESIDENTIAL CLASSIFICATIONS - \$3,500.00; MULTI-UNIT CLASSIFICATION - \$2,750.00 PER BUSINESS OR RESIDENTIAL UNIT SERVICED, REGARDLESS OF THE NUMBER OF METERS. FOR METER SIZES EXCEEDING 5/8 OF AN INCH, THE ABOVE CONNECTION FEE CHARGES/RATES WILL APPLY PLUS THE DIFFERENCE IN PRICE (OR COST) BETWEEN THE SIZE OF THE METER REQUIRED AND THE 5/8 OF AN INCH METER.

V. MAJOR FACILITIES FEE CHARGES/RATES -

(A) IN TOWN – ALL CLASSIFICATIONS ARE \$2,250.00 TIMES THE NUMBER OF UNITS PROPOSED TO BE SERVED OR PER EQUIVALENT RESIDENTIAL UNIT (“ERU”), REGARDLESS OF THE NUMBER OF METERS.

(B) OUT OF TOWN - ALL CLASSIFICATIONS ARE \$4,500.00 TIMES THE NUMBER OF UNITS PROPOSED TO BE SERVED OR PER EQUIVALENT RESIDENTIAL UNIT (“ERU”), REGARDLESS OF THE NUMBER OF METERS.

VI. CLASSIFICATIONS

FOR PURPOSES OF THIS MATTER CLASSIFICATIONS ARE CONSIDERED TO BE, BUT NOT LIMITED TO, COMMERCIAL, INDUSTRIAL, INSTITUTIONAL, MULTI USE, MULTI UNIT AND RESIDENTIAL.

VII. EQUIVALENT RESIDENTIAL UNIT (“ERU”)

FOR PURPOSES OF THIS MATTER AN "ERU" IS CALCULATED BY DIVIDING THE NUMBER OF GALLONS OF WATER ALLOCATED, BY THE NUMBER OF GALLONS IN THE TOWN'S ESTABLISHED AVERAGE FOR RESIDENTIAL CONSUMPTION OF WATER.

VIII. USAGE PER EQUIVALENT RESIDENTIAL UNIT (“ERU”)

FOR PURPOSES OF THIS MATTER THE CURRENT AVERAGE FOR PURPOSES OF CALCULATING ALLOCATIONS FOR RESIDENTIAL DEVELOPMENT IS 270 GALLONS PER DAY PER UNIT.

MAYOR AND COMMISSIONERS OF THE
TOWN OF NORTH EAST

Attested By: Anne F. Barker
Clerk/Treasurer

Robert F. McKnight, Mayor

Eric B. Braley, Commissioner

Date Passed

Hilary A. Crothers-Moore, Commissioner

Kena L. Koch, Commissioner

Paul A. Stark, Commissioner