

TOWNSHIP OF CHIKAMING
BERRIEN COUNTY, MICHIGAN

ORDINANCE NO. 96
Adopted: April 1, 1999

AN ORDINANCE TO AMEND ORDINANCE NO. 13 OF CHIKAMING TOWNSHIP WHICH WAS ADOPTED ON MAY 6, 1965, AND TO REPEAL ALL OTHER ORDINANCES IN CONFLICT HEREWITH AND TO PROVIDE PENALTIES FOR VIOLATIONS HEREOF.

THE TOWNSHIP OF CHIKAMING, BERRIEN COUNTY, MICHIGAN ORDAINS:

Section 1. Section 11 (a) of Ordinance No. 13 of Chikaming Township which was adopted on May 6, 1965, is hereby amended to read as follows:

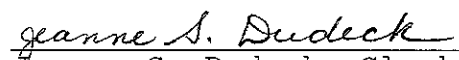
Section 11. (a) A minimum monthly charge depending on the size of meter used and whether the user is within Chikaming Township, as set forth below, which charge shall entitle one customer to use 4,000 gallons of water during the month, to-wit:

| <u>Meter Size</u> | <u>Minimum Monthly Rate</u> <u>4,000 gals. or less</u> <u>User within Chik.</u> | <u>Two Month Billing</u> <u>8,000 gals. or less</u> <u>User within Chik.</u> | <u>Minimum Monthly Rate</u> <u>4,000 gals. or less</u> <u>User outside Chik.</u> | <u>Two Month Billing</u> <u>8,000 gals. or less</u> <u>User outside Chik.</u> |
|-------------------|---|--|--|---|
| ¾ or less | \$ 19.50 | \$ 39.00 | \$ 26.00 | \$ 52.00 |
| 1" | 21.50 | 43.00 | 29.00 | 58.00 |
| 1 ½" | 24.50 | 59.00 | 33.50 | 67.00 |
| 2" | 27.50 | 55.00 | 38.00 | 76.00 |
| 3" | 31.50 | 63.00 | 44.00 | 88.00 |
| 4" | 36.50 | 73.00 | 51.50 | 103.00 |
| 6" | See Section 11(e) below | | | |

The charge for all water used during the monthly period in excess of 4,000 gallons shall be at the rate of \$2.00 per 1,000 gallons for the next 11,000 gallons and at the rate of \$6.00 per 1,000 gallons for water usage in excess of 15,000 gallons per month. The Township Board may exempt business users from the incremental increases provided for herein upon the Board's review of annual water usage of the user and its determination that such usage is necessary for the commercial viability of the user. This rate shall be in effect from May to October of each calendar year.

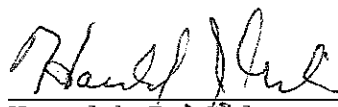
Section 2. Validity. If any provision of this Ordinance is found invalid by a court of competent jurisdiction, it shall not affect the validity of any other Section or provision herein.

Section 3. Enactment. This ordinance was enacted on the 1st day of April, 1999, by the Chikaming Township Board and ordered to be published in the Southcounty Gazette and Shopper on the 5th day of April, 1999, being within thirty (30) days of its enactment and ordered to be made effective on the 5th day of May, 1999, being thirty (30) days after publication thereof.



Jeanne S. Dudeck, Clerk
Township of Chikaming

Attest:



Harold J. Gilmore, Supervisor
Township of Chikaming

CERTIFICATION

I do hereby certify that the foregoing constitutes a true and complete copy of Ordinance No. 96, duly adopted by the Township Board of the Township of Chikaming, Berrien County, Michigan, at a special meeting held on the 1st day of April, 1999. I further certify that Zimmerman moved the adoption of said ordinance and Gibson supported said motion. The names and the members of the Township Board and their vote on the foregoing ordinance were as follows:

| MEMBERS | AYES | NAYS | ABSTAIN | ABSENT |
|-----------|--------------|---------------|---------------|---------------|
| Zimmerman | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Gibson | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Simmons | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Dudeck | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Gilmore | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |

I further certify that the aforesaid ordinance was recorded in the Ordinance Book for the Township of Chikaming on the 1st day of April, 1999, and such recording has been authenticated by the signatures of the Supervisor and Township Clerk. I further certify that the foregoing ordinance was published in full in the Southcounty Gazette and Shopper, a newspaper circulated in the Township of Chikaming, Berrien County, Michigan, on the 5th day of April, 1999.

Dated: April 1st, 1999

Jeanne S. Dudeck
Jeanne S. Dudeck, Clerk
Township of Chikaming