

THE COUNCIL OF THE CITY OF WATERVLIET

LOCAL LAW NO. __-I FOR THE YEAR 2019

**A LOCAL LAW TO AMEND CHAPTER 230. SEWERS
OF THE CODE OF THE CITY OF WATERVLIET
REGARDING ESTABLISHING AND IMPOSING SEWER RENTS
FOR THE SEWER BILLING PERIODS OF NOVEMBER 1, 2019 THROUGH
APRIL 30, 2020 AND MAY 1, 2020 THROUGH OCTOBER 31, 2020**

WHEREAS, §230-2 of Chapter 230. Sewers of the Code of the City of Watervliet requires the payment of sewer rents for the use of the Watervliet sewer system; and

WHEREAS, it is the purpose of this local law is to make amendments to §230-2 of Chapter 230 of the Code of the City of Watervliet and establishing and imposing Sewer Rents for the sewer billing periods of November 1, 2019 through April 30, 2020 and May 1, 2020 through October 31, 2020; and

WHEREAS, the Council of the City of Watervliet held a public hearing on October 17, 2019. Copies of the minutes of the public hearing will be available for inspection at the Office of the City Clerk of the City of Watervliet.

NOW, THEREFORE, BE IT ENACTED by the Council of the City of Watervliet as follows:

SECTION I

§230-2 of Chapter 203. Sewers of the Code of the City of Watervliet is hereby amended to read as follows:

§230-2. Payment of sewer rent required.

- A. In addition to any other fees or charges provided by law, the owner of any parcel of real property in the City connected with the City sewer system by means of a private sewer or drain emptying into the City sewer system shall be billed per billing period for the use of the sewer system. The rent shall be \$93.72 for the billing period November 1, 2019 through April 30, 2020 and \$93.72 for the billing period May 1, 2020 through October 31, 2020 for each residential unit.
- B. The metered rate of \$4.26 per thousand gallons for the billing period November 1, 2019 through April 30, 2020 and \$4.26 per thousand gallons for the billing period May 1, 2020 through October 31, 2020 shall be charged also to other unspecified establishments.
- C. Where the metered rate is charged, the minimum charge is to be \$213.00 for the billing period November 1, 2019 through April 30, 2020 and \$213.00 for the billing period May 1, 2020 through October 31, 2020, multiplied by the number of dwelling units.

- D. Vacant houses and other vacant buildings with water turned off at the service entry will be charged \$47.00 per unit for the billing period November 1, 2019 through April 30, 2020 and \$47.00 per unit for the billing period May 1, 2020 through October 31, 2020. If the water is turned on at the service entry during a billing period, the property will be billed the full rate of \$93.72 per unit per billing period. If the water service has been turned on at the vacant property, other than by the City of Watervliet Water Department, during a billing period, the property will be billed the full rate of \$93.72 per billing period for each unit and will also be charged a penalty of \$500.00.
- E. Vacant units within an owner occupied property may apply for a rate reduction. These units will each be charged \$47.00 for the billing period November 1, 2019 through April 30, 2020 and \$47.00 for the billing period May 1, 2020 through October 31, 2020. If the unit becomes occupied during a billing period, the property will be billed the full rate of \$93.72 per billing period for that unit. If a unit that has been granted a reduction is found to be occupied during a billing period, the property will be billed the full rate of \$93.72 per billing period for that unit and will also be charged a penalty of \$500.00.
- F. Vacant lands (300- Vacant Land property classification code) will be charged \$6.25 for the billing period November 1, 2019 to April 30, 2020 and \$6.25 for the billing period May 1, 2020 to October 31, 2020.

SECTION II

Severability

If any section of this local law or the application thereof to any person, circumstance or property shall be adjudged invalid by a court of competent jurisdiction, such order or judgment shall be confined in its operation to the controversy in which it was rendered and shall not affect or invalidate the remainder of any provision of any section or the application of any part thereof to any other person, circumstance or property, and to this end, the provisions of each section of this local law are declared severable.

SECTION III

Supersession and Repeal of other laws

All ordinances, local laws and parts thereof in conflict with the provisions of this local law are hereby repealed to the extent necessary to give this local law full force and effect.

SECTION IV

Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

Approved as to form this _____ day of _____, 2020.

Yorden C. Huban, Esq.
Corporation Counsel

Attested by the Clerk of the Council this _____ day of _____, 2020.

Clerk