

Introduced by Mayor Rosenquest on December 15, 2022 at a Regular Meeting of the Common Council.

Public Hearing to be held on Thursday, January 19, 2023 at 5:00pm in the Council Chambers, 41 City Hall Place, Plattsburgh, NY 12901.

LOCAL LAW NO. P-1 OF 2023

AMENDING IN ITS ENTIRETY CITY CODE SECTION 348-24 AND SETTING WATER SERVICE RATES AND ENACTING REGULATIONS FOR LEVY AND COLLECTION OF WATER CHARGES.”

BE IT ENACTED by the Common Council of the City of Plattsburgh, New York as follows:

1. This local law amends and restates in its entirety City Code **§348-24**, entitled “**Schedule of Rates; Regulations (Water Services)**”.
2. If any clause, sentence, paragraph, subdivision or part of this section shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered.
3. This law shall not affect the validity or enforceability of any water charge, interest, penalty or lien that accrued or attached before the effective date of this law.
4. The rates for water services and the regulations for levying and collecting water charges are as follows:

A. Service Classification No.: 1

APPLICABLE TO THE USE OF SERVICE FOR:

All customers taking service within the corporate limits of the City of Plattsburgh, for bills rendered on and after February 1, 2023

CHARACTER OF SERVICE:

Continuous

USAGE RATE:

Per Month.

	PER THOUSAND GALLONS <u>GROSS NET</u>	
First 16,000 Gallons	4.61	4.19
In excess of 16,000 gallons	4.11	3.73

MINIMUM CHARGE:

Monthly, based on a minimum usage rate and usage scale:

METER SIZE	Gallons Per Month Allowance	MINIMUM CHARGE	
		<u>Gross</u>	<u>Net</u>
5/8 "	2,000	9.22	8.38
3/4 " (residential and commercial), or 1" residential	4,000	18.43	16.76
1 " non-residential	7,000	32.27	29.33
1-1/4 "	10,000	46.09	41.90
1-1/2 "	13,000	59.92	54.47
2"	21,000	94.27	85.70
3 "	40,000	172.25	156.60
4 "	66,000	278.98	253.61
6 "	130,000	553.94	503.61
8 "	210,000	870.02	790.93
10 "	300,000	1239.43	1127.06

INFRASTRUCTURE INVESTMENT CHARGES (IIC): Annual charges, to be billed monthly, based on meter size/service Line size:

NEW STORAGE TANKS IIC 2009

<u>Meter/Service</u> <u>Line Size</u>	Annual Charge <u>\$/Yr/Service</u>	<u>\$/Month</u>
5/8"	15	1.25
3/4"	30	2.50
1"	45	3.75
1.5"	65	5.42
2"	185	15.42
3"	1,000	83.33
4"	1,650	137.50
6"	2,700	225.00
8"	4,800	400.00

MEAD DAM IIC 2012

<u>Meter/Service</u>	Annual Charge	
<u>Line Size</u>	<u>\$/Yr/Service</u>	<u>\$/Month</u>
5/8"	11.40	0.95
3/4"	22.80	1.90
1"	34.20	2.85
1.5"	49.40	4.12
2"	140.60	11.72
3"	760.00	63.33
4"	1,254.00	104.50
6"	2,052.00	171.00
8"	3,648.00	304.00

Westbrook Dams IIC 2013

<u>Meter/Service</u>	Annual Charge	
<u>Line Size</u>	<u>\$/Yr/Service</u>	<u>\$/Month</u>
5/8"	8.40	0.70
3/4"	16.80	1.40
1"	25.20	2.10
1.5"	36.40	3.03
2"	103.60	8.63
3"	560.00	46.67
4"	924.00	77.00
6"	1,512.00	126.00
8"	2,688.00	224.00

Impact Demand Charge (IDC) 2020

Beginning with bills sent after June 30, 2020.

<u>Meter/Service</u>	Annual Charge	
<u>Line Size</u>	<u>\$/Yr/Service</u>	<u>\$/Month</u>
1" *	400.00	33.33
1.5"	900.00	75.00
2"	1,600.00	133.33
3"	3,600.00	300.00
4"	6,400.00	533.33
6"	14,400.00	1,200.00
8"	25,600.00	2,133.33

*Single and two family homes with 1" services and smaller are exempt from this 2020 IDC.

Water Distribution System IIC 2022

<u>Meter/Service</u>		
<u>Line Size</u>	<u>\$/Yr/Service</u>	<u>\$/Month</u>
5/8"	45.00	3.75
3/4"	64.80	5.40
1"	115.20	9.60
1.5"	259.20	321.60
2"	460.80	38.40
3"	1036.80	86.40
4"	1843.20	153.60
6"	4147.20	345.60
8"	7372.80	614.40

TERMS OF PAYMENT

Except as set forth in the following subsection entitled "Special Provision" meters shall be read and bills shall be rendered monthly, in arrears. The water consumed times the water rate shall be the net amount of the water charges and shall be due and payable when the bill is rendered. The gross amount of the water bill shall be the net amount plus 10% of the net amount. The gross amount shall be due and payable if the net amount is not paid within 20 days of the date of the billing. If the gross amount of a water bill is not paid, the gross amount shall accrue interest at the rate of 1.5 per cent per month until date of payment.

TERM:

From the date of commencement of service, pursuant to application, until 10 days written notice is given prior to the date set for discontinuance or upon discontinuance by the water department in accordance with the provisions of this Schedule of Water Service.

SPECIAL PROVISION:

Meters may be read and/or bills rendered monthly at the option of the Water Department. The terms of payment, for monthly billings are net-twenty days after date of bill. Gross amount plus interest shall be due thereafter.

All those customers who do not have water meters installed in the water service line serving their premises on the effective date of this service classification shall be billed at the rate of \$16.76/month until such time that a water meter has been set in the water service line to their premises. Thereafter, the rates for water service above set forth shall apply.

Elderly persons that qualify for the Real Property Tax Exemption shall also be exempt from the Minimum Charge for water service and be charged for only the actual gallons of water consumed.

B. Service Classification No. 3

APPLICABLE TO USE OF SERVICE FOR:

Private fire protection service within the corporate limits of the City of Plattsburgh.

CHARACTER OF SERVICE:

Continuous.

RATE:

(a) Private Fire Lines

Size of Service	<u>Annually</u>	<u>Quarterly</u>	<u>Monthly</u>
2 inch	167.90	41.98	14.00
3 inch	364.24	91.05	30.36
4 inch	432.36	108.09	36.03
6 inch	779.58	194.91	64.97
8 inch	1589.52	407.60	135.86
10inch	2338.32	584.59	194.88

10inch 2293.59 573.41 191.15

	<u>Annually</u>	<u>Quarterly</u>	<u>Monthly</u>
(b) Private Fire Hydrant:	755.98	189.01	63.01

(c) Infrastructure Investment Charge: \$696/hydrant/year (\$174.00/Quarter, \$58.00/month)

MINIMUM CHARGE:

None

TERMS OF PAYMENT:

Net cash on presentation of bill. Bills may be rendered quarterly or monthly.

TERMS:

From the date of commencement of service, pursuant to application, until thirty days written notice is given prior to the date set for discontinuance by the Water Department in accordance with provisions of this Schedule Water Service.

SPECIAL PROVISION:

The foregoing rates for private fire protection service are based on unmetered service. Water for Fire Extinguishment purposes and limited testing requirements is provided at no extra charge. However, if, in the opinion of the Water Department, the installation of a fire line meter is required, the customer shall make said installation at his own expense. The entire meter installation shall be constructed and installed according to the specifications of the Water Department. There shall be no branch connections to said fire service line other than those for fire protection service.

5. This law shall take effect immediately upon filing with the New York Secretary of State.

The foregoing Local Law certified to the Mayor this _____.