

CITY COUNCIL
OF
HAVRE DE GRACE, MARYLAND

ORDINANCE NO. 1153

Introduced by _____ Council Member Boker

AN ORDINANCE BY THE MAYOR AND CITY COUNCIL OF HAVRE DE GRACE, MARYLAND, ADOPTED PURSUANT TO THE AUTHORITY OF ARTICLE XI-E OF THE MARYLAND CONSTITUTION, THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND, SECTIONS 33 AND 34 OF THE HAVRE DE GRACE CITY CHARTER, CITY CODE CHAPTER 196 AND EXHIBIT A THERETO, ESTABLISHING THE CITY WATER AND SEWER RATES AND SERVICE PARTICIPATION FEES FOR THE USERS OF THE CITY WATER AND SEWER SYSTEM

On: May 6, 2024

at: 7:00 p.m.

Ordinance introduced, read first time, ordered posted and public hearing scheduled.

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Ordinance having been published according to the Charter, a public hearing was held on May 20, 2024 at 7:18 p.m., and concluded on May 20, 2024 at 7:19 p.m.

EXPLANATION

Underlining indicates matter added to existing law.

[Bold Brackets] indicate matter deleted from existing law.

Amendments proposed prior to final adoption will be noted on a separate page with line references or by handwritten changes on the draft legislation.

WHEREAS, the Mayor and City Council of Havre de Grace has purchased, constructed and maintained a water production and distribution system and a sewage collection and treatment system in the City of Havre de Grace and surrounding areas, and has established the applicability, rates, and procedures relating thereto pursuant to the authority granted by law and the Charter of the City of Havre de Grace; and

WHEREAS, Section 37A of the Charter of the Mayor and City Council of Havre de Grace requires that, on or before the first City Council Meeting in June of each year, the City Council shall set the City water and sewer rates by ordinance; and

WHEREAS, the Water/Sewer Commission, on March 20, 2023 delivered to the Mayor and City Council its recommendations on changes to be made to the rate and charge structure;

NOW, THEREFORE, BE IT ENACTED, in accordance with the authority vested in the Mayor and City Council of Havre de Grace, by law and the Charter of the City of Havre de Grace, that the terms and conditions of this Ordinance be and the same is hereby adopted for the purpose of establishing the City water and sewer rates for the fiscal years July 1, 2024 to June 30, 2025, July 1, 2025 to June 30, 2026, and July 1, 2026 to June 30, 2027 as follows:

1. The terms and provisions of City Code Chapter 196 and its Exhibit A, which contains a schedule listing all of the rates, charges or fees that the Mayor and City Council authorizes and imposes in connection with the City Water and Sewer System, are hereby reenacted and incorporated herein by reference without change, except for the following:
 2. In Section 196-1 entitled “Cost Schedule” delete the language in its entirety and replace it with the following:
 - A. The attached Exhibit A to Chapter 196 of the Code, entitled “Havre de Grace Water and Sewer Cost Schedule,” is a schedule listing all of the rates, charges and fees that the Mayor and City Council of Havre de Grace authorize and impose in connection with the City water and sewer system for the period beginning July 1, 2024, and ending June 30, 2025, the basic metered water and sewer charges for the period beginning July 1, 2025, and July 1, 2026, and the basic metered water and sewer charges for the period beginning July 1, 2026, and ending July 1, 2027, together with certain procedures as to the applicability and collection of the water and sewer rates, capital cost recovery charges, fees and service participation fees, which Exhibit A is hereby amended and shall be enacted to read as set forth below.
 - B. In Exhibit A Section One entitled “Water Service Within the City,” delete the language in its entirety and replace it with the following:

Beginning July 1, 2024, the basic rate for City water service shall be \$ 7.50 per 1,000 gallons delivered. Beginning July 1, 2025, the basic rate for City water service shall be \$7.50 per 1,000 gallons delivered. Beginning July 1, 2026, the basic rate for City water service shall be \$ 7.50 per 1,000 gallons delivered. Such users shall pay the basic rates in effect when billed. User charges shall be payable quarterly upon receipt of bill.

C. In Exhibit A Section Three entitled “City Sewer Charges Within the City,” delete the language and replace it with the following:

Beginning July 1, 2024, the basic rate for City sewer service shall be \$10.20 per 1,000 gallons of water delivered. Beginning July 1, 2025, the basic rate for City sewer service shall be \$10.20 per 1,000 gallons delivered. Beginning July 1, 2026, the basic rate for City sewer service shall be \$10.20 per 1,000 gallons delivered. Such users shall pay the basic rate in effect when billed.

D. In Exhibit A Section Five entitled “Capital Cost Recovery Charges,” delete the language in its entirety and replace it with the following:

Capital Cost Recovery Charges are applicable to any new connections to the system that increase the demand on the water and sewer system. This includes changes in the use of an existing structure which increase the demand on the system as determined by fixture unit calculations.

Capital Cost Recovery Charges are not applicable to the replacement of a residence or the redevelopment of a property, provided such replacement or redevelopment occurs within three years from the disconnection from the water and/or sewer system prior to the issuance of a use and occupancy permit, and the replacement or redevelopment of the property does not increase the demand on the system as determined by fixture unit calculations.

The charges are as follows:

Residential Units:

- 1. Water - \$11,800, July 1, 2024 to June 30, 2025 per unit
- 2. Sewer - \$13,200, July 1, 2024 to June 30, 2025 per unit

Commercial/Industrial Units:

- 1. Charge determined by calculation of water use and type of sewer production above and beyond one residential capital cost recovery charge which is the minimum fee.
- 2. Charge for fire suppression use: Any commercial sprinkler system, stand pipe system, or combination thereof, will be assessed a capital cost recovery charge for water only. Charges will be based upon units of flow and charged at the residential rate per unit. One unit will be equal to a flow rate of 220 gallons per minute (220 gpm) (i.e., 1 to 220 gpm will equal 1 unit; 221 to 440 gpm will equal 2 units; 441 to 660 gpm will equal 3 units; 661 to 880 gpm will equal 4 units; and so on). A unit will be calculated using a factor of 10% of the total peak flow of the entire sprinkler system, stand pipe system or a total combination of both systems. All commercial sprinkler systems and stand pipe systems will be supplied by a dedicated line from the street main and shall be equipped with the proper back flow preventers and a meter. Upon installation, the

customer will be responsible for all charges associated with the connection to the City water system. Each installed system will have the meter read quarterly and will be billed for the base service charge, as hereinafter defined in Paragraph 10, and any gallons used.

E. In Exhibit A Section Ten entitled “Base Service Charge and Infrastructure Reinvestment Program Charge.” Delete the language in its entirety and replace it with the following:

A. A base service charge will be included on each quarterly water and/or sewer bill. The amount of the charge will be based upon the size of the water meter connected to the City water system and the rates in effect beginning July 1, 2024, are as follows:

Meter Size (inches)	Quarterly Base Service Charge
5/8	\$20.00
3/4	\$20.00
1	\$20.00
1 1/2	\$85.00
2	\$130.00
3	\$210.00
4	\$350.00
6	\$550.00
8	\$885.00

B. Any water meter connected to the City water system that is used solely for the purpose of supplying a fire suppression system, regardless of the meter size, shall be charged the base service charge as a one-inch meter.

C. An Infrastructure Reinvestment Program service charge will be included on each quarterly water and/or sewer bill. The amount of the charge will be based upon the size of the water meter connected to the City water system and the rates in effect beginning July 1, 2024, are as follows:

Meter Size (inches)	Quarterly IRP Service Charge
5/8	\$30.00
3/4	\$30.00
1	\$30.00
1 1/2	\$100.00
2	\$200.00
3	\$300.00
4	\$400.00
6	\$1,000.00
8	\$1,000.00

D. Any water meter connected to the City water system that is used solely for the purpose of supplying a fire suppression system, regardless of the meter size, shall not be charged the Infrastructure Reinvestment Program service charge.

BE IT FURTHER ENACTED AND ORDAINED that this Ordinance shall take effect on July 1, 2024.

NOW THEREFORE, it is determined, decided, and ordained by the City Council that the foregoing amendments to the City Code are hereby approved.

ADOPTED by the City Council of Havre de Grace, Maryland this 3rd day of June, 2024.

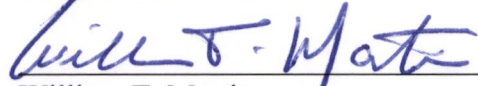
SIGNED by the Mayor and attested by the Director of Administration this 4th day of June, 2024.

ATTEST:



Christopher Ricci
Director of Administration

MAYOR AND CITY COUNCIL
OF HAVRE DE GRACE



William T. Martin
Mayor

Introduced/First Reading: 5/6/2024
Public Hearing: 5/20/2024
Second Reading/Adopted: 6/3/2024

Effective Date: 7/1/2024

Legislative History:

- Ordinance No. 805, Adopted February 1, 1999
- Ordinance No. 809, As Amended, Adopted June 21, 1999
- Ordinance No. 809, As Amended, Adopted March 20, 2000
- Ordinance No. 809, As Amended, Adopted October 1, 2001
- Ordinance No. 841, Adopted June 2, 2003
- Ordinance No. 859, Adopted June 7, 2004
- Ordinance No. 865, Adopted June 6, 2005
- Ordinance No. 879, Adopted June 5, 2006
- Ordinance No. 883, Adopted December 4, 2006
- Ordinance No. 887, Adopted April 16, 2007
- Ordinance No. 890, Adopted June 4, 2007
- Ordinance No. 894, Adopted May 5, 2008
- Ordinance No. 905, Adopted May 18, 2009
- Ordinance No. 916, As Amended, Adopted May 17, 2010
- Ordinance No. 931, As Amended, Adopted June 6, 2011
- Ordinance No. 939, As Amended, Adopted May 21, 2012
- Ordinance No. 947, As Amended, Adopted May 20, 2013
- Ordinance No. 955, As Amended, Adopted June 2, 2014
- Ordinance No. 969, As Amended, Adopted June 1, 2015

Ordinance No. 981, As Amended, Adopted May 16, 2016
Ordinance No. 989, As Amended, Adopted May 15, 2017
Ordinance No. 1003, Adopted, May 21, 2018
Ordinance No. 1017, Adopted, May 20, 2019
Ordinance No. 1034, Adopted, May 18, 2020
Ordinance No. 1053, Adopted, May 17, 2021
Ordinance No. 1077, Adopted, May 16, 2022
Ordinance No. 1108, Adopted, May 15, 2023