

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one:)

of City of Plattsburgh

Local Law No. 2 of the year 2023

A local law amending and restating in its entirety Chapter 278, Article VII, Section 48, Subsection (C)  
(Insert Title)  
of the City Code of the City of Plattsburgh.

Be it enacted by the Common Council of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one:)

of Plattsburgh as follows:

1. Subsection (C) of Section 48 of Chapter 278 of the City Code of the City of Plattsburgh will be amended and restated as follows:

278-48(C): Schedule of Rates; Regulations (Sewer Service)

Service Classification No. : 1

Character of Service: Continuous

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

(If additional space is needed, attach pages the same size as this sheet, and number each.)

**RATE:**

\$ Per Month, based upon metered water consumption:

		2023	2023
	Gallons	Gross	Net
First	3,000	7.76	7.06
Next	14,000	6.32	5.74
Next	17,000	6.24	5.67
Next	133,000	6.12	5.56
Next	167,000	6.08	5.53

**MINIMUM CHARGE:** Monthly \$.

		2023	2023
	Allowance	Gross	Net
5/8 "	3,000	24.30	21.16
3/4 "	4,000	29.60	26.90
1 "	7,000	48.56	44.12
1-1/4 "	10,000	67.48	61.34
1-1/2 "	13,000	86.42	78.56
2 "	21,000	130.38	118.53
3 "	40,000	259.91	231.22
4 "	66,000	415.41	377.64
6 "	130,000	804.42	731.29
8 "	210,000	1292.40	1174.91
10 "	300,000	1847.92	1679.92

**INDUSTRIAL USERS**

City users that are issued an industrial Pretreatment Permit and discharge more than 7,000,000 gallons per month will be charged \$1.75 per 1000 gallons beginning on February 1, 2023

**HIGH FLOW NON-INDUSTRIAL USERS**

Non-Industrial users that discharge more than 2,200,000 gallons per month (annual monthly average) the rate will be \$4.07 per 1000 gallons.

**TERMS OF PAYMENT**

Except as shown under "Special Provisions" below, meters are read and bills rendered monthly in arrears. The net amount is due when bill is rendered. Gross amount shall be due after date shown on bill.

**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 Sewer Department in accordance with the provisions of this Schedule of Sewer Service.

**SPECIAL PROVISION:**

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 \$26.90 per month thereafter until such time that a water meter has been set in the water service line to their premises. Thereafter, the rates for sewer service above set forth shall apply.

Bills may be rendered monthly at the option of the Sewer Department. The terms of payment for monthly billings are twenty days after date of bill. Gross amount plus interest shall be due thereafter.

Elderly persons that qualify for the Real Property Tax Exemption shall also be exempt from the minimum charge for Sewer Service and be charged for only the actual gallons of sewage discharged as measured by the water meter readings.

1. 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.
2. 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.
3. This local law shall take effect immediately upon filing in the office of the New York State Secretary of State however, it shall only apply to sewer bills rendered on or after February 1, 2023 during which intervening period the existing sewer rates shall apply.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. <sup>2</sup> \_\_\_\_\_ of 20<sup>23</sup> of the ~~(County)(City)(Town)(Village)~~ of Plattsburgh was duly passed by the Common Council on January 19 20<sup>23</sup>, and was (approved)~~(not approved)~~ ~~(repassed after disapproval)~~ by the Mayor and was deemed duly adopted on January 19 20<sup>23</sup>, in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. (City local law concerning Charter revision proposed by petition.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 2 above.

*Suzanne Parrotti*

\_\_\_\_\_  
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 1/19/2023

(Seal)