

02/19/2014

ORDINANCE NO. _____

AN ORDINANCE TO AMEND SECTION 102-321, CHAPTER 102, UTILITIES, OF THE CODE OF ORDINANCES OF THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, TO DISALLOW BYPASS OF A WATER METER UNLESS APPROVED BY THE DEPARTMENT OF PUBLIC SERVICES DIRECTOR, REPEAL CONFLICTING OR INCONSISTENT ORDINANCES, AND PRESCRIBE A PENALTY FOR VIOLATIONS.

THE CITY OF ROCHESTER HILLS ORDAINS:

Section 1. Sections 102-321 of Chapter 102 of the Code of Ordinances of the City of Rochester Hills shall be amended as follows:

Sec. 102-321. Required; charges.

- (a) *Generally.* All premises using water shall be metered and payment shall be made for water at rates as set forth in article XII of chapter 54. All water furnished by the city and used on any premises must pass through the meter. No bypass or connection around the meter will be permitted, unless approved by the Department of Public Services Director.
- (b) *Meter charges.* The meter charges set forth in section 54-776 shall apply and are due and payable at the time other water connection charges are paid.
- (c) *Meter testing cost.* Meters, at the request of customers, will be tested Mondays through Fridays, only, and the charges set forth in section 54-776 shall apply.

Section 2. Severability. This ordinance and each article, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 3. Penalty. All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefore shall be punishable by a civil fine of not more than \$500, or as otherwise prescribed herein.

Section 4. Repeal, Effective Date, Adoption.

(1) Repeal. All regulatory provisions contained in other City ordinances, which are inconsistent with the provisions of this ordinance, are hereby repealed.

(2) Effective Date. This ordinance shall become effective on _____, following its publication in the *Oakland Press* on _____, 2014.

(3) Adoption. This ordinance was adopted by the City Council of the City of Rochester Hills at a meeting thereof held on _____, 2014.

Bryan K. Barnett, Mayor
City of Rochester Hills

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF ROCHESTER HILLS AT A MEETING THEREOF ON _____, 2014.

Tina Barton, Clerk
City of Rochester Hills