



Village Clerk shall cause notice of the time and place of such hearing to be published once in a newspaper published and circulated within the Village not less than ten (10) days prior to the date of said hearing. The new rates shall become immediately effective upon adoption of the resolution by the council.

Sewer bills for service shall be sent on the first day of each month and become due and payable on or before the twenty-fifth day of each month. All bills not paid by the twenty-fifth day of each month shall have a penalty of 5% of the amount of the bill.

### **SPECIAL RATES**

For miscellaneous or special services for which a special rate shall be established, such rate shall be fixed by the Village council.

### **BILLING**

Bills will be rendered monthly February 1, May 1, August 1, and November 1 payable without penalty within thirty (30) days after the date thereon. Payments received after such period shall bear a penalty of five percent (5%) of the amount of the bill.

### **ENFORCEMENT**

The charges for services which are under the provisions of Section 21 Act 94, Public Acts of Michigan 1933, as amended made a lien on all premises served thereby, are hereby recognized to constitute such lien, and whenever such charge against any piece of property shall be delinquent for six (3) months the Village official or officials in charge of the collection thereof shall certify annually on March 1<sup>st</sup> of each year, to the tax assessing officer of the Village the facts of such delinquency, whereupon such charge shall be by him entered upon the next tax roll as a charge against such premises and shall be collected and the lien thereon enforced, in the same manner as general village taxes against such premises are collected and the lien thereof enforced.

In addition to the foregoing, the Village shall have the right to shut off sewer service to any premises for which charges for sewer service are more than 30 days delinquent, and such service shall not be re-established until all delinquent charges and penalties and a turn-on charge, to be specified by the Village Council, have been paid. Further such charges and penalties may be recovered by the Village by court action.

*Section 5.* No free service shall be furnished by said District to any person, firm or corporation, public or private, or to any public agency or instrumentality.

*Section 6.* All premises to which sewer services of the District shall be available shall connect to said District within sixty (60) days after the mailing of notice to such premises by the appropriate Village official that such services are available.

*Section 7.* The rates hereby fixed are estimated to be sufficient to provide for the payment of the expenses of administration and operation such expenses for maintenance of the said District as are necessary to preserve the same in good repair and working order, to provide for part of the contractual obligations of the Village to the County of Jackson pursuant to contracts between said County and the Village of Springport as the same become due, and to provide for such other expenditures and funds for said District as this ordinance may require. Such rates shall be fixed and revised from time to time as may be necessary to produce these amounts.

*Section 8.* The District shall be operated on the basis of an operating year commencing on January 1. and ending on the last day of December 31 next following.

*Section 9.* The revenues of the District shall be set aside, as collected, and deposited in a separate depository account in the Independent Bank, Eaton Rapids, Michigan, a bank duly qualified to do business in Michigan in an account to be designated WASTE WATER DISTRICT RECEIVING FUND (hereafter, for brevity referred to as the "receiving fund) and said revenue so deposited shall be transferred from the Receiving Fund periodically in the manner and at the times hereafter specified.

A. **OPERATION AND MAINTENANCE FUND**

Out of the revenues in the Receiving Fund there shall be first set aside quarterly into a depository account, designated OPERATION AND MAINTENANCE FUND, a sum sufficient to provide for the payment of the next quarter's current expenses of administration and operation of the District and such current expenses for the maintenance thereof as may be necessary to preserve the same in good repair and working order.

B. **CONTRACT PAYMENT FUND**

There shall be established and administered a depository account, to be designated CONTRACT PAYMENT FUND, which shall be solely for the payment of the Village's obligations to the county of Jackson pursuant to contract. There shall be deposited in said fund quarterly, after requirements of the Operation and Maintenance Fund have been met, such sums as shall be necessary to pay said contractual obligations when due. Should the revenues of the District prove insufficient for this purpose, such revenues may be supplemented by any other funds of the Village legally available for such purpose.

C. **REPLACEMENT FUND**

There shall be established and maintained a depository account designated REPLACEMENT FUND, which shall be used solely for the purpose of making major repairs and replacements to the District if needed. There shall be set aside into said fund, after provision has been made for the Operation and Maintenance Fund and the Contract Payment Fund, such funds as the Village shall deem necessary for this purpose.

**D. IMPROVEMENT FUND**

There shall next be established and maintained an Improvement Fund for the purpose of making improvements, extensions and enlargements to the District. There shall be deposited into said fund after providing for the foregoing fund, such revenues as the Village Council shall determine.

**E. SURPLUS MONEYS**

Moneys remaining in the Receiving Fund at the end of any operating year, after full satisfaction of the requirements of the foregoing funds, may at the option of the Village Council be transferred to the Improvement Fund or used in connection with any other project of the Village reasonably related to purposes of the District.

**F. BANK ACCOUNTS**

All moneys belonging to the foregoing funds or accounts may be kept in one bank account, in which event the moneys shall be allocated on the books and records of the Village within this single bank account, in the manner above set forth.

*Section 10.* In the event the moneys in the Receiving Fund are insufficient to provide for the current requirements of the Operation and Maintenance Fund, any moneys and or securities in other funds of the District, except sums in the Contract Payment Fund derived from tax levies, shall be extent of any deficit therein.

*Section 11.* Moneys in any fund or account established by the provisions of this ordinance may be invested in obligations of the United State of America in the manner and subject to the limitations provided in Act 94, Public Acts of Michigan, 1933, as amended. In the event such investments are made, the securities representing the same shall be kept on deposit with the bank or trust company having on deposit the fund or funds from which said investments were made.

*Section 12.* If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provisions shall not effect any of the other provisions of this ordinance.

*Section 13.* All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this ordinance are to the extent of such conflict, hereby repealed.

*Section 14.* This ordinance shall be published once, in full in the Springport Signal a newspaper of general circulation within the boundaries of the Village and qualified under State law to publish legal notices, promptly after its adoption, and the same shall be recorded authenticated by the signatures of the President and the Village Clerk.

*Section 15.* This ordinance shall become effective immediately upon its adoption.

ADOPTED: September 3, 1970.

**AMENDED: SECTION 4** no date listed.

**AMENDED: SECTION 4** on the 7<sup>th</sup> day of July 1984.

**AMENDED: SECTION 4 SEWER USE CHARGES, SECTION 7, AND SECTION 9 (B)** no date listed.

**AMENDED: CONNECTION CHARGE SECTION** on the 15<sup>th</sup> day of May 1992.

**AMENDED: SECTION 4** on the 8<sup>th</sup> day of May 1997.

**AMENDED: SECTION 4 CONNECTION CHARGE AND SECTION 9, REVENUES** on the 110<sup>th</sup> day of February 2005.