

## **8-1-4: ANNUAL REVIEW OF COSTS, SETTING OF RATES:**

- A. Annual Review: The city shall review the total annual cost of operation and maintenance, long term debt service and replacement reserves relating to the water system, as well as each user's water use percentage, not less often than every year, and will revise the user rate as necessary to assure equity of the system established herein and to assure that sufficient funds are obtained from the city user charge system to adequately operate and maintain the water system, cover all debt service, and maintain an adequate replacement reserve. The city will apply all excess revenues collected from a previous year to the costs of operation and maintenance for the next year, and adjust the user rate accordingly. Annual water rates will be proposed and heard at the budget hearings prior to each fiscal year. (1995 Code § 91-4-1)
- B. Addendum Used To Calculate Rates: The addendum attached to the ordinance codified herein and on file in the city office, entitled "city of Green River, Utah - calculation of user rates - water user charge system", shall be used for calculation of rates, fees and charges for connection, use and access to the system. The addendum is adopted and made part of the ordinance codified herein. (1995 Code § 91-4-2; amd. 2003 Code)
- C. Billing Procedure: The city shall mail to the address given on the service request, a written or printed statement showing thereon the amount of water service charge assessed against him once each month or such other regular interval as the city council shall direct. Said statement shall specify the amount of the bill for the water service and other services and the place of payment and date due. (1995 Code § 91-4-3)
- D. Failure To Pay:
1. Water users are required to pay the balance due stated on the water bill sent from the city within thirty (30) days after the water bill is mailed from the city. Water accounts that are not paid in full within thirty (30) days after the water bill is mailed from the city are delinquent accounts and the service address is subject to termination of service.
  2. The city will send a notice to all delinquent accounts describing the service address, the amount which is delinquent and a final payment due date. The notice from the city shall specify that if payment is not made by the final payment due date, service will be discontinued without further notice.
  3. If water service is discontinued because the responsible party has not paid the water bill, service shall not be restored until a security deposit has been received to the city in an amount equal to the amount of the average monthly utility bill for the prior twelve (12) months multiplied by two (2). Security deposits retained by the city are intended to provide collateral for payment to the city. In the event the responsible party does not

pay for water service after the date the security deposit is received, the city may apply any security deposit held by the city to pay the delinquent water bill for the responsible party. If the security deposit held by the city as collateral for payment of services is applied to a bill which is delinquent, the responsible party shall replace the security deposit which has been applied to pay the bill. If the security deposit required by the city is not paid at the date required by the city in the notice to the responsible party, service shall be terminated after five (5) days written notice to the responsible party. (Ord. 06-11-02, 6-11-2002)

- E. Reconnection After Shut Off For Nonpayment: Before water service to premises which have been shut off for nonpayment shall again be provided, all charges and delinquency fees shall be paid, together with a reconnect fee in such amount as established by resolution of the city council and (the former deposit having been applied to the delinquent bill) a new deposit as required in subsection 8-1-3H of this chapter. (1995 Code § 91-4-5; amd. 2003 Code)
- F. Authorization To Enforce Payment: The city is authorized and empowered to enforce the payment of all delinquent water service charges by an action at law in the corporate name of the city. (1995 Code § 91-4-6)
- G. Turning On Water After Being Turned Off Prohibited: It is unlawful for any person, after the water has been turned off from his premises for nonpayment of charges or other violation of the rules and regulations pertaining to the water supply, to turn on, or allow the water to be turned on or used without authority. (1995 Code § 91-4-7)