

## ORDINANCE 2024-8

### AN ORDINANCE AMENDING CHAPTER 13 – PUBLIC SERVICES FOR DELINQUENT UTILITY ACCOUNTS.

WHEREAS, Pleasant View City is desirous to update the ordinance to address the application of a fee for delinquent utility accounts; and

WHEREAS, Pleasant View City has determined that such an amendment is in keeping with the practices of the City; and

WHEREAS, Pleasant View City finds that such an amendment is in the interest of the City.

NOW THEREFORE, be it hereby ordained that:

**SECTION ONE:** Chapter 13 – Public Services, Section 13-12.140 (D), Section 13-04-130 (E ) and Section 13-08-060 (D) are hereby amended as follows:

*(Water)*

#### **13.12.140 Delinquency-Discontinuance of Service.**

A. The city's culinary water collection system, sanitary system, storm sewer system, and solid waste collection system are interrelated services that are, and of right ought to be, part of a unified city plan to provide for the health, safety and welfare of the city and its residents in an environmentally responsible manner.

B. The city shall mail a written statement to each user of the water services once each month or such other regular intervals as the city council shall direct. The statement shall separately specify the amount of the bill and the place of payment and date due.

C. If any person fails to pay the water and/or any combination of city utility charges by the 10<sup>th</sup> day of the month following the date due, a penalty will be charged on the unpaid balance. If the balance remains unpaid for 30 days of the date due, under the direction of the utility superintendent the customer may be given notice in writing of intent to discontinue the water service to the customer unless the customer pays the bill in full ten days from the date of notice. The customer will be charged a fee for the notice given of the intent to discontinue the water service as set by resolution of the governing body.

D. If the water service is thereafter discontinued for failure to make payment, then before the water service to the premises shall again be provided, all delinquent charges must have been paid to the city or arrangements made for their payment in a manner satisfactory to the city. In the event a prepared notice was generated for the water service to be turned off for nonpayment of charges, the customer shall pay, in addition to all delinquent water charges, such extra charge for the preparation of the notice a fee as established by resolution of the governing body. The fee will be charged whether or not the water service was turned off. ~~water is turned off for nonpayment of charges, then before the water service to the premises shall again be provided, the customer shall pay, in addition to all delinquent water charges, such extra charge for turning the water on as established by resolution of the governing body.~~

E. Furthermore, in addition to such payments and penalties, a delinquent customer may be required to make and file a new application and deposit if the previous deposit has theretofore been applied to the payment of delinquent bills. The utility superintendent is hereby authorized and empowered to enforce the payment of all delinquent water charges by an action at law in the name of the city.

*(Sewer)*

#### **13.04.130 Service Charges-Connection Fees.**

E. If the water service is thereafter discontinued for failure to make payment, then before the

water service to the premises shall again be provided, all delinquent charges must have been paid to the city or arrangements made for their payment in a manner satisfactory to the city. In the event a prepared notice was generated for the water service to be turned off for nonpayment of charges, the customer shall pay, in addition to all delinquent water charges, such extra charge for the preparation of the notice a fee as established by resolution of the governing body. The fee will be charged whether or not the water service was turned off. the Pleasant View City water is turned off for nonpayment of charges, then before the water service to the premises shall again be provided, the customer shall pay, in addition to all delinquent water charges, such extra charge for turning the water on as established by resolution of the governing body.

(Storm Water)

**13.08.060 Billing.**

**D. Restoration of Service.** If the water service is thereafter discontinued for failure to make payment, then before the water service to the premises shall again be provided, all delinquent charges must have been paid to the city or arrangements made for their payment in a manner satisfactory to the city. In the event a prepared notice was generated for the water service to be turned off for nonpayment of charges, the customer shall pay, in addition to all delinquent water charges, such extra charge for the preparation of the notice a fee as established by resolution of the governing body. The fee will be charged whether or not the water service was turned off. water is turned off for nonpayment of charges, then before the water service to the premises shall again be provided, the customer shall pay, in addition to all delinquent water charges, such extra charge for turning the water on as established by resolution of the governing body.

**SECTION TWO:** This ordinance shall take effect immediately.

**DATED** this 12<sup>th</sup> day of March, 2024.

PLEASANT VIEW CITY, UTAH



Steve Gibson, Mayor Pro-tem

Attest:

  
Laurie Hellstrom, City Recorder

Posted this 21<sup>st</sup> day of March 2024

This ordinance has been approved by the following vote of the Pleasant View City Council:

CM Arrington	<u>Yes</u>
CM Gibson	<u>Yes</u>
CM Marriott	<u>Yes</u>
CM Nelsen	<u>Yes</u>
CM Urry	<u>Absent</u>

