

RESOLUTION NO. 840

A RESOLUTION TO AMEND CERTAIN SECTIONS OF CHAPTER 4 OF THE POLSON MUNICIPAL CODE PROVIDING RULES FOR MUNICIPAL WATER SYSTEM DISCONNECTION AND LATE FEES:

Whereas, the City of Polson maintains a municipal water and wastewater plant and system supplying the potable water needs within the service areas of the said municipal water and wastewater systems; and,

Whereas, Section 69-7-201, Montana Code Annotated, provides that the City of Polson may adopt rules of the operation of the utility, which must be approved by the City Council of the City of Polson; and,

Whereas, Section 7-13-3026, Montana Code Annotated, provides that the City Council of the City of Polson may by Resolution establish just and equitable rates, charges, and rentals for the services and benefits afforded by the said water and wastewater systems; and,

Whereas, Chapter 4.02.300 of the Polson Municipal Code provides that the City Council may from time to time establish and assess a service charge on service calls; and,

Whereas, the City of Polson duly noticed and held a public hearing on the subject of amending certain Sections of the Polson Municipal Code, heard evidence regarding the proposed changes, and believes an amendment to the said Municipal Code and water system rules is necessary and beneficial.


NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON:

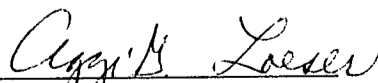
1. Chapter 4.02.100 of the Polson Municipal Code is hereby amended to read:

4.02.100 Water Bills, Disconnections, and Late Fees (a) All bills for water whether by flat rate or meter are due and payable at the office of the water department the 15th day of each month for all water used the preceding billing period, and will become delinquent after the 15th day of the month, with a .0045 per month penalty.(b) At such time as any water account falls more than 60 days late, the water department shall apprise the affected user by means of a notice posted on the door or entryway to the same at least 48 hours prior to shutting off municipal water thereto. In such event the user shall be charged a late fee service charge of \$15.00. (c) In the event a user is disconnected after receiving the above-referenced final 48 hour notice, the said user shall be required to pay the then-due account balance current, and in addition shall be charged a \$25.00 reconnection fee. (d) In the event the same user is disconnected under the foregoing nonpayment provisions on a second or subsequent occasion, the user shall be required to pay the then-due account balance current, and in addition shall be charged an additional \$50 reconnection fee. (e) Owners of property served will be held liable for all water and service charges. Payments will be accepted from tenants, if any, but such acceptance of payment from a tenant shall not relieve the owner of the provisions hereof if the tenant becomes delinquent.”
2. Any Resolutions or parts thereof in conflict herewith are to that extent repealed.
3. The terms of this Resolution shall be immediately effective.

MOVED, SECONDED, AND PASSED by the City Council for the City of Polson in open meeting this 16th day of September, 2002.

CITY OF POLSON


Randy Ingram, Mayor

ATTEST: 
Aggi G. Loeser, City Clerk