

**AN ORDINANCE AMENDING SECTION 1040.14 OF THE CODIFIED ORDINANCES, REVISING WATER RATES FOR WATER SERVICE PROVIDED TO CUSTOMERS OUTSIDE OF CITY LIMITS.**

WHEREAS, pursuant to Chapters 1040 (“Water”) of the Codified Ordinances of Hudson, water rates and related fees are established for the municipality; and

WHEREAS, a water rate study conducted by CT Consultants recommended a surcharge of 50% of the greater of City of Hudson water rate or City of Cleveland water rate as charged to Hudson be applied; and

WHEREAS, Council desires to increase the rate as recommended and add the surcharge for all rates, fees and charges relating to water service for customers located outside the corporate limits of the City of Hudson; and

WHEREAS, in order to provide fair and consistent rates, no “grandfathering” of any outside water customers will be permitted unless a valid agreement exists with the customer on the effective date of this Ordinance; and

WHEREAS, this Council finds that it is necessary to amend Chapters 1040, revising water rates and fees for the purpose of assuring adequate and safe and potable water and related services to water customers outside the boundaries of the City.

NOW, THEREFORE, BE IT ORDAINED by the Council of Hudson, Summit County, State of Ohio:

Section 1. That Section 1040.14 of the Codified Ordinances be amended to provide as follows:

**1040.14 WATER SERVICE PROVIDED TO CUSTOMERS OUTSIDE OF CITY LIMITS.**

Any new or existing customer connected to the City's water system ~~on or after January 1, 2023~~ that is located outside of the City's corporate limits shall be charged the greater of the rates, fees and charges set in Section 1040.01, 1040.05, 1040.053, or Cleveland Codified Ordinances section 535.04(a)(4), (c) as applied to the City of Hudson, as those sections may be amended, plus an additional 50% of the applicable rate, fee or charge, unless an agreement setting another rate exists.

Section 2. The aforesaid recitals are rendered to be the findings of this Council and is hereby incorporated into this Ordinance.

Section 3. If any clause, section, or provision of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, the validity of the remainder shall not be affected thereby.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5. This Ordinance shall take effect and be in force starting September 1, 2023. For the avoidance of doubt, the water rates herein shall first be effective with the billing cycle due on September 10, 2023.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Jeffrey L. Anzevino, Mayor

ATTEST:

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council

I certify that the foregoing Ordinance No. 23-75 was duly passed by the Council of said Municipality on \_\_\_\_\_, 2023.

\_\_\_\_\_  
Aparna Wheeler, Clerk of Council