

* approved as amended twice

A RESOLUTION APPROVING WATER USE RATES FIXED BY THE DEPARTMENT OF PUBLIC WORKS

(Sponsored by Mayor William P. Sapelli)

WHEREAS, it is in the interest of the public health, welfare, and safety of the inhabitants of the Town of Agawam to improve the capabilities of the water distribution system; and,

WHEREAS, environmental and health concerns have necessitated the implementation of requirements for water quality testing and public education; and

WHEREAS, §175-9 of the Code of the Town of Agawam requires that income from the water works be used to defray all operating expenses and interest and principal payments on bonds; and

WHEREAS, §175-9 of the Code of the Town of Agawam further requires that the Department of Public Works fix just and equitable prices and rates for the use of water subject to the approval the Council; and,

WHEREAS, the water system modeling by the Consulting Engineering Firm has demonstrated that increases in water rates are required to adequately fund the enterprise fund.

NOW, THEREFORE, BE IT RESOLVED:

That the Agawam City Council in accordance with §175-9 of the Code of the Town of Agawam hereby approves the following rates for water use:

Effective with the issuance of bills, the following charges and rates will be applied on all bills rendered on or after July 1, 2022:

- A. For residential users, excluding irrigation meter use, a charge of \$2.95 per hundred cubic feet for the first 2,000 cubic feet per quarter, and a charge of \$3.69 per hundred cubic feet for water use over 2,000 cubic feet in a quarter year period.
- B. For all other user classes, exclusive of municipal irrigation and non-farmer hydrant meter use, a charge of \$3.69 per hundred cubic feet of water usage. Municipal Irrigation (MI) accounts shall be charged at a rate of \$2.76 per hundred cubic feet of usage. Non-farmer hydrant meter use shall be \$7.38 per hundred cubic feet per hundred cubic feet of use.
- C. Each meter used to record water usage shall be subject to an account service charge of \$110.00 per year.
- D. Non-metered connections, such as fire services or private fire hydrants, connected either directly or indirectly to the Town water distribution system, shall be subject to the account service charge per hydrant or fire service.

org. Clerk's office
cc: Council
cc: Auditor
cc: DPW
cc: Treasurer
cc: Law
cc: Mayor

E. Unmetered domestic use shall be estimated at 10,000 cubic feet per year per dwelling or business unit and charged at the appropriate use classification. (e.g. residential, commercial, etc...).

F. Elderly citizens that own and occupy single family homes that qualify for clause 18 or clause 41C property tax exemptions will be able to receive 1,000 cubic feet of water usage per year at no charge to be allocated equally between billing periods. Those elderly citizens that own and occupy single family homes and that qualify for clause 17D property tax exemption will be able to receive 400 cubic feet of water usage per year at no charge to be allocated equally between billing periods. These citizens must apply for said water use abatement at the office of the Department of Public Works prior to the due date of the water use bill and show proof of property tax abatement and occupancy. The Assessor's determination for the fiscal year containing January 1 shall be used for determining water use abatements for meter reading taken in the calendar year containing the same January 1.

* G. Bills shall be due ⁴⁵30 days after issuance. Any unpaid balance of the new charges after ⁴⁵30 days shall have a 6% penalty charge applied. After ⁴⁵45 days from issuance, an additional 12% charge shall be applied on any unpaid balance of the new charges. Any charge on the water bill shall be subject to these charges.

* Effective with the issuance of bills, the following charges and rates will be applied on all bills rendered on or after July 1, 2024 *with approval of the Agawam City Council on or before June 1, 2024

A. For residential users, excluding irrigation meter use, a charge of \$3.68 per hundred cubic feet for the first 2,000 cubic feet per quarter, and a charge of \$4.61 per hundred cubic feet for water use over 2,000 cubic feet in a quarter year period.

B. For all other user classes, exclusive of municipal irrigation and non-farmer hydrant meter use, a charge of \$4.61 per hundred cubic feet of water usage. Municipal Irrigation (MI) accounts shall be charged at a rate of \$3.46 per hundred cubic feet of usage. Non-farmer hydrant meter use shall be \$9.22 per hundred cubic feet per hundred cubic feet of use.

C. Each meter used to record water usage shall be subject to an account service charge of \$137.60 per year.

D. Non-metered connections, such as fire services or private fire hydrants, connected either directly or indirectly to the Town water distribution system, shall be subject to the account service charge per hydrant or fire service.

E. Unmetered domestic use shall be estimated at 10,000 cubic feet per year per dwelling or business unit and charged at the appropriate use classification. (e.g. residential, commercial, etc...).


F. Elderly citizens that own and occupy single family homes that qualify for clause 18 or clause 41C property tax exemptions will be able to receive 1,000 cubic feet of water usage per year at no charge to be allocated equally between billing periods. Those elderly citizens that own and occupy single family homes and that qualify

for clause 17D property tax exemption will be able to receive 400 cubic feet of water usage per year at no charge to be allocated equally between billing periods. These citizens must apply for said water use abatement at the office of the Department of Public Works prior to the due date of the water use bill and show proof of property tax abatement and occupancy. The Assessor's determination for the fiscal year containing January 1 shall be used for determining water use abatements for meter reading taken in the calendar year containing the same January 1.

- * G. Bills shall be due ⁴⁵30 days after issuance. Any unpaid balance of the new charges after ⁴⁵30 days shall have a 6% penalty charge applied. After ⁴⁵45 days from issuance, an additional 12% charge shall be applied on any unpaid balance of the new charges. Any charge on the water bill shall be subject to these charges.

DATED THIS 10th DAY OF June, 2022.

PER ORDER OF THE AGAWAM CITY COUNCIL



Christopher C. Johnson, President

APPROVED AS TO FORM AND LEGALITY



Stephen J. Buoniconti, Solicitor


MAYORAL ACTION

Received this 7th day of June, 2022 from Council Clerk.

Signed by Council President this 6th day of June, 2022.

APPROVAL OF LEGISLATION

By the powers vested in me pursuant to Article 3, Section 3-6 of the Agawam Charter, as amended, I hereby approve the passage of the above legislation on this 7th day of June, 2022.



William P. Sapelli, Mayor

DISAPPROVAL OF LEGISLATION

By the powers vested in me pursuant to Article 3, Section 3-6 of the Agawam Charter, as amended, I hereby veto the passage of the above legislation on this _____ day of _____, 2022 for the following reason(s):

William P. Sapelli, Mayor

RETURN OF LEGISLATION TO COUNCIL CLERK

Returned to Council Clerk this 7th day of June, 2022.