PERMANENT RECORD

VILLAGE OF PENTWATER
COUNTY OF OCEANA, STATE OF MICHIGAN

Ordinance No. 2 of 2022

ADOPTED: July 11, 2022

EFFECTIVE: July 31, 2022

AMENDMENTS TO CHAPTER 50 OF THE PENTWATER VILLAGE CODE

An ordinance to amend the Village of Pentwater, Michigan, Code of Ordinances, by amending Chapter 50; to protect the health, safety, and welfare of the citizens and residents of the Village of Pentwater; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith; and to provide an effective date.

THE VILLAGE OF PENTWATER, OCEANA COUNTY, MICHIGAN, ORDAINS:

Section 1. Amendment to Chapter 50. Chapter 50 of the Village of Pentwater, Michigan, Code of Ordinances, is hereby amended in its entirety to hereafter provide as follows:

50.01 Definitions and abbreviations
50.02 Findings
50.03 Establishment of Water Supply System
50.04 Operation and administration; fiscal year
50.05 Connection permit required; applications; deposit
50.06 Connections to Water Supply System
50.07 Water meters
50.08 Cross-connections prohibited
50.09 Rules governing use of Water Supply System
50.10 Establishment of rates; rates and charges
50.11 Billing and enforcement; no free service
50.12 Contract for service; indemnity; liability of village for interruption of service; limitation on liability of village
50.99 Penalty

WATER SYSTEM OF VILLAGE

§ 50.01 DEFINITIONS AND ABBREVIATIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context indicates or requires a different meaning.

AWWA. The American Water Works Association.

CAPITAL CONNECTION FEE. The fee charged to premises seeking access to the Water Supply System, as described in § 50.10(C)(4).

COMMODITY CHARGE. The charge imposed on users of the Water Supply System calculated on the basis of metered gallons of water consumed, as described in § 50.10(C)(1).

CONNECTION CHARGE. The charge imposed on each user connecting or reconnecting to the Water Supply System to recover the actual costs related to the installation of the connection and meter as determined by resolution of the Village Council.

CORPORATION STOP. A valve which is inserted into the water main for the connection of the water service pipe in sizes up to and including two inches in diameter.

CROSS CONNECTION. A connection or arrangement of piping or appurtenances through which water of questionable quality, wastes or other contaminants could possibly flow back into the Water Supply System because of a reversal of flow.

CURB BOX. A box or metal housing which encloses, protects and provides access to the curb stop.

CURB STOP. A valve which is inserted in the water service pipe at or near the property line.

DEPARTMENT. The Village of Pentwater Department of Public Works.

DIRECTOR. The Director of the Department of Public Works or, if none is specifically named or appointed, the Village Manager.

PERSON. Any individual, firm, company, association, society, corporation or other group.

PIPE SADDLE. A device that is wrapped around a pipe where a new or a repair of a service connection is made.

READINESS-TO-SERVE CHARGE. The charge calculated on the basis of meter size in accordance with § 50.10(C)(2).

SPRINKLER LINE SERVICE CHARGE. The charge calculated on the basis of fire service line size in accordance with § 50.10(C)(8).

STATE. The State of Michigan.

TAP. The drilling and threading of an opening in a water main for insertion of a corporation stop.

USER. The person who owns or leases any home or dwelling (including a mobile home within a mobile home park), retail or wholesale business, manufacturing establishment, educational, religious or social establishment, or any federal, state or local government office or service facility that is served by the Water Supply System.

VILLAGE. The Village of Pentwater, County of Oceana, State of Michigan.

VILLAGE TECHNICAL STANDARDS. The specifications for the design and construction of utilities and related improvements and components under the jurisdiction of the village, prepared by the village and on file with the Village Clerk, as the same may be in effect and amended from time to time.

WATER CONNECTION. Part of the Water Supply System connecting the water main to a point terminating at a meter, meter pit or vault.

WATER MAIN. Part of the Water Supply System located within easement lines or streets designed to supply more than one water connection.

WATER SERVICE PIPE. The pipe connecting the water main with the premises served, and includes the connection to the water main or the corporation cock, the shut off valve and the valve on the inlet side of the meter.

WATER SUPPLY SYSTEM. The complete Water Supply System of the village, including all water mains and laterals, connections, pipes, meters, hydrants, wells, well houses, pumps, water storage facilities, transmission lines and all water treatment facilities, plants, works, instrumentalities and properties used or useful in obtaining a water supply, treating and distributing the same for domestic, commercial, industrial, institutional and/or fire protection purposes, and all other appurtenances thereto, including all easements, rights and land for the easements and including all extensions and improvements thereto which may be acquired or constructed on behalf of current and future users of the Water Supply System.

§ 50.02 FINDINGS.

(A) Necessity for potable water. The Village Council has previously found and currently reaffirms that the residents, businesses, industries and governmental and charitable agencies located in the village need to have potable and otherwise usable water.

(B) Availability of potable water. The Village Council has previously found and currently reaffirms, that the supply of potable water available from private wells or other sources within the village is insufficient to assure that all residents, businesses, industries and governmental and

charitable agencies will have sufficient potable water available for their use and other water necessary for industrial and fire prevention and control unless the village offers water to properties located within the village.

(C) Method of measuring use of Water Supply System. The Village Council has previously found and currently reaffirms that the most practical, cost-effective and accurate method, given available technology of measuring the use of the water supply provided by the Water Supply System by any user, is by a meter or meters controlled by the village.

(D) Continuation of water supply service. The Village Council has previously found and further currently reaffirms that in order to provide and continue to provide clean, potable and otherwise usable water to all users of the Water Supply System, in quantities necessary for all varieties of use, it is necessary from time to time to install improvements, enlargements, extensions and repairs to the Water Supply System.

(E) Purpose of fees. The fees for the use of and connection to the Water Supply System are hereby established for the purpose of recovering the cost of operation, maintenance, repair, replacement and improvement of the Water Supply System and to comply with federal and state laws and regulations, to provide for the payment of principal of and interest on any bonds authorized to be issued as and when the same become due and payable, and to provide an account for reasonable and necessary improvements to the Water Supply System. The fees shall be made against all users of the Water Supply System in a fair and equitable manner and based on the level of service provided, in accordance with the purposes herein described, as well as the following:

(1) All premises connected to the Water Supply System shall be charged and shall make payments to the village in amounts computed on the basis of this subchapter;

(2) The rates and fees for water supply service by the Water Supply System are established herein to adequately provide for bond requirements and to ensure that the Water Supply System does not operate at a deficit. The rates and fees shall be established by resolution of the Village Council based upon advice of the village's engineers and administrative staff; and

(3) The charges, rates and fees shall be set so as to recover costs from users in reasonable proportion to the cost of serving those users.

(F) Proportionality, fairness and benefits of rates and fees. The Village Council has previously found and further currently reaffirms that the most fair and reasonable method of providing for the operation, maintenance, repair, replacement and improvement of the Water Supply System is to charge each user a proportionate share of the cost of:

(1) Retiring debt secured by the net revenues of the Water Supply System issued to pay for improvements and replacements to the Water Supply System;

(2) Ongoing repair, replacement and improvement and budgeted as part of the annual costs of the Water Supply System; and

(3) Operation, administration and maintenance costs of the Water Supply System.

(G) Water service charges. The village has investigated several methods of apportioning the costs of the water service provided by the Water Supply System. The Village Council has previously found and currently reaffirms that to ensure the stability and viability of the Water Supply System for the benefit of its users, the most fair and most accurate way to apportion the costs of operation, maintenance, replacement and improvement of the Water Supply System is to charge each user:

(1) A commodity charge for water usage which is based on the user's actual metered use of water supplied by the Water Supply System;

(2) A readiness-to-serve charge for water usage based on meter size, which fee reflects each user's proportionate share of the fixed costs of operating and maintaining the Water Supply System;

(3) A capital connection fee to be paid by persons connecting to the Water Supply System or changing their user classification in order to defray certain capital costs incurred to provide sufficient capacity to all users; and

(4) The other fees and costs for services as authorized by this subchapter.

(a) The Village Council further has previously found and currently reaffirms that the charges, rates and fees set forth herein and by resolution fairly and accurately apportion the fixed and variable costs of providing water service among the users of the Water Supply System, and that the commodity charge and readiness-to-serve charges provide actual benefits to the users in the form of ready access to water that would be unavailable if the charges were not imposed.

(b) In addition to the findings set forth above, the Village Council has previously found and currently reaffirms that the capital connection fee is a fair and proportionate charge for new users of the Water Supply System, and that the opportunity to connect to the Water Supply System provides actual benefits to each new user equal to or greater than the amount of the charge.

§ 50.03 ESTABLISHMENT OF WATER SUPPLY SYSTEM.

Based on the above findings, for the purposes set forth above and pursuant to the authority granted to the village under Public Act 94 of 1933, being M.C.L.A. §§ 141.101 through 141.138 and §

141.121, as amended, Public Act 3 of 1895, being M.C.L.A. §§ 61.1 through 75.12, as amended and Art. 7, § 24 of the Michigan Constitution of 1963, the Village has previously established and hereby reestablishes the Water Supply System as an enterprise system, consisting of the complete Water Supply System of the village, including all water mains and laterals, connections, pipes, meters, hydrants, wells, well houses, pumps, water storage facilities, transmission lines and all water treatment facilities, plants, works, instrumentalities and properties used or useful in obtaining a water supply, treating and distributing the same for domestic, commercial, industrial, institutional and/or fire protection purposes and all other appurtenances thereto, including all easements, rights and land for the easements and including all extensions and improvements thereto which may be acquired or constructed on behalf of current and future users of the Water Supply System. The Water Supply System shall be operated on a public utility rate basis.

§ 50.04 OPERATION AND ADMINISTRATION; FISCAL YEAR.

(A) The operation, maintenance and management of the Water Supply System shall be under the supervision and control of the Village Council or its agents. The village retains exclusive right to establish, maintain and collect rates and charges for use of the Water Supply System, and in the capacity, the Village Council may employ the person in the capacity as it deems advisable and may make the rules and regulations as it deems necessary or advisable to ensure the efficient establishment, operation and maintenance of the Water Supply System and to discharge its financial obligations.

(B) The Director is charged with the responsibility of administering the Water Supply System. The Director may recommend additional rules and regulations concerning the Water Supply System, connection to the Water Supply System, meter installation, maintenance and other matters related to the operation, maintenance and administration of the Water Supply System. The rules and regulations shall be effective upon approval by the Village Council.
(C) The fiscal year of the Water Supply System shall begin on July 1 of each year and shall end on the last day of June immediately succeeding July 1.

§ 50.05 CONNECTION PERMIT REQUIRED; APPLICATIONS; DEPOSIT.

(A) Application for permit; permit required. No person shall, directly or indirectly, make an excavation or opening in or under a street right-of-way, nor shall any person uncover, make any connection with or opening into, use, alter or disturb any part of the Water Supply System without first obtaining a written permit from the designated official of the village. The owner or his or her agent shall make application for the permit on a form furnished by the village. The permit application shall be supplemented by any plans, specifications or other information required by this subchapter or requested by the village. No permit shall be granted until the applicant posts a cash deposit or surety bond as required by the fee schedule, files evidence of a liability insurance policy as provided by the Village Technical Standards and pays all connection fees and any other fees as set forth in the fee schedule or by resolution of the Village Council at the time the connection is to be made. If a street opening is required to make the connection, an additional

attachment to the permit application must be completed detailing the justification and need for the opening before a permit will be issued by the village. A permit application must be made, the applicable fees paid and approval obtained from the village at least 72 hours before commencement of work for which the permit application is made. In addition to the foregoing, the issuance of a permit as provided in this division shall be subject to the terms and conditions of the Village Code regarding street excavation and cuts.

(B) Other permits. Other permits and inspections may be required by the Oceana County Building Department. The applicant is solely responsible for obtaining all other necessary permits and inspections and for paying all costs associated therewith.

(C) Existing private wells. Upon connection of any property to the Water Supply System, any private water well serving the property shall be disconnected from the distribution system to prevent cross-contamination and shall be abandoned in accordance with applicable law.

§ 50.06 CONNECTIONS TO WATER SUPPLY SYSTEM.

(A) Water connections; general. All homes, dwellings, mobile homes, apartments, condominiums, offices, factories, retail establishments, restaurants, hotels, motels, and any other buildings, properties, parcels, lots, or establishments located within the Village that utilize water shall be required to connect to the Water Supply System where the water main is located within 300 feet and there is adequate capacity available in all water distribution piping, wells, and water towers.

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(B) Tapping water mains; location; requisites.

(1) All connections to the Water Supply System shall be made using the proper tools and equipment for performing connections to the Water Supply System's mains according to Village Technical Standards. All taps and connections to the water main shall be installed at the main.

(2) Before an owner, user or contractor installs a water service pipe, he or she shall obtain from the village the location for the making or connection of the water service pipe. The terminus of the water service pipe shall be located such that the water service pipe is installed to the water main in a straight line perpendicular to the water main, and there are no obstructions such as driveways, manholes, trees, fire hydrants or other obstacles.

(3) No permit holder shall turn water on or off at the corporation stop or curb stop to any water service pipe, except for testing and/or repairs upon written authorization of the village. No unauthorized person shall turn the water on or off at the corporation stop or curb stop.

(4) All service lines from the water main to the curb stop shall meet the requirements set forth in the Village Technical Standards.

(5) All holes or trenches dug in the public streets or roads shall be backfilled in accordance with the Village Technical Standards and the Village Code.

(6) Tunneling under streets is prohibited except by special permission of the state, county or local governmental agency having jurisdiction over the street. Open cuts shall be permitted in graveled streets with prior approval of the state, county or local governmental agency having jurisdiction over the street.

(7) Connections under hard surfaced paving, to the extent otherwise permitted by the Village Code, shall be made only by jack and boring or directional drilling with the prior approval of the state, county or local governmental agency having jurisdiction over the street.

(8) When fire suppression is required, a separate line shall be encouraged. However, a single water line connection, sized for fire suppression requirements, with a "T" connection for domestic water can be permitted with approval of the Village Engineer or a qualified Village Agent.

(C) Service control valves; curb boxes.

(1) The user shall provide and install a shut off valve in the form of a curb stop and curb box in accordance with the Village Technical Standards on all one-inch, one and one-half-inch and two-inch water service pipes.

(2) Valves may be used for the larger size connections. The valves shall be approved by the Village Engineer or qualified Village Agent.

(3) Curb boxes shall not be installed in any driveway, sidewalk or planter box unless approved by the village. Trees, shrubs and planting areas shall be located so as not to interfere with access to the curb box. If any curb box shall fail to meet the requirements of this subchapter, the village may, at its option, either:

(a) Correct the deficiency and recover all expenses thereof from the property owner;
or
(b) Order the property owner to correct the deficiency at his or her expense.

(D) Water service pipe; installation requirements. Water service pipe connections shall be installed in accordance with state and local building regulations. Water service pipe connections shall also be installed in compliance with the following specifications:

(1) The connection of the water service pipe to the corporation stop shall be made using an approved adapter fitting as specified in the Village Technical Standards;

(2) All water service pipes on either private or public property shall be installed in accordance with the Village Technical Standards;

(3) The user shall continue the water service pipe connection from the water main to the curb stop and from the curb stop to the valve inside the building entirely at the user's expense;

(4) There shall be no joints from the corporation stop to the curb box and from the curb box to the meter unless commercial lengths are not available to allow for this provision (for example, because of excessive building setbacks). Pursuant to the Village Technical Standards, only compression fittings shall be used for connections in copper pipes. All other types of fittings are strictly prohibited;

(5) Plugged tees or other accessible outlets between the meter and the water main are prohibited. No connections or outlets shall be made in this line other than for sprinkler heads or fire fittings. It shall be unlawful for the user, or any employee or agent of the user, to make any connections on or use the sprinkler system for any other purpose or purposes other than for fire protection, and any other use thereof shall be and constitute a violation of this chapter and also the general ordinances of the village; and

(6) The maintenance of any water service pipe from the water main to and including the curb stop shall be the responsibility of, and shall be made at the expense of, the village. The maintenance of any water service pipe from the curb stop to the meter shall be the responsibility of, and shall be made at the expense of, the owner whose premises are served by the water service pipe.

(E) Completion of work; inspection required.

(1) Upon completion of any new water service pipe installation or repairs thereto, it shall be the duty of the holder of the permit to obtain all necessary approvals by the Village Engineer or qualified Village Agent and the Oceana County Building Department before covering same.

(2) The service trench shall not be covered or backfilled until the tap has been completed and the village and Oceana County Building Department have approved their respective portions of the installation. Embedment material meeting the requirements of the Village

Technical Standards shall be carefully tamped every one foot above the top of the water service pipe. This material shall be carefully backfilled and compacted with proper tools. The use of clay for the purpose is prohibited.

(3) If any building drainage, plumbing system or part thereof which is installed, altered or repaired is covered, it shall be uncovered for inspection after notice to uncover the work has been issued either by the village or the Oceana County Building Department.

(4) A separate ball valve must be placed on the water service pipe just inside the building wall and also just after the meter so that the water may be turned off and drained from the water service pipe in the event of accident or in order to make repairs. The valves must be approved by the qualified Village Agent.

(F) Repair.

(1) Repair of the water service pipe from the water main to and including the curb stop shall be the responsibility of the land owner. Repair of the water service pipe from the curb stop to the meter shall be the responsibility of the owner of the premises.

(2) Any plumber called upon by the owner to shut off water and drain pipes in any premise shall do so inside the building only.

(3) Persons taking water must keep their water service pipe and their meter protected from frost and hot water at their own expense. When the water service pipe or meter is damaged by frost or hot water, the water service pipe shall be repaired by a licensed plumber, to be employed and paid for by the owner. The water meter shall be repaired by the village at the owner's expense.

§ 50.07 WATER METERS.

(A) Meters required; use; purchase from village.

(1) With the exception of fire suppression lines, all premises served by the Water Supply System shall be metered. Connections made to the Water Supply System for fire suppression purposes are required to have a village-approved backflow prevention device per § 50.08 below.

(2) Water meters shall be purchased from the village and shall be maintained by the property owner at the owner's expense.

(3) Each water meter shall be served by its own water connection and water service pipe unless another system incorporating exterior valves to control water flow to each meter is approved by the qualified Village Agent.

(4) A user may, at the user's sole expense, request the installation of a second water meter to measure the outdoor use of water for lawns, gardens, and other outdoor use that does not enter the Village's sewer system.

(B) Water meters; type; size determination.

(1) Unless otherwise authorized by the village, all meters shall be of the disc type and shall be of the make and model in accordance with the Village Technical Standards.

(2) All meters shall be under the control of the village and shall be equipped with an instrument capable of being remotely connected and read away from the meter itself. The instrument shall be installed on the exterior of the building as directed by the qualified Village Agent.

(3) All new meters will require an outside touch pad and a unit capable of being remotely connected and read away from the meter such as a meter interface unit (MIU) or a meter transceiver unit (MXU), as approved by the qualified Village Agent.

(4) When requesting connection to the Water Supply System, the user shall furnish information about the amount of the user's contemplated water demand and the type and size of meter to be installed. The type and size of meter shall be subject to approval by the qualified Village Agent.

(a) For usual domestic use and consumption of water, a three-quarter-inch meter shall be purchased from the village and installed by the user.

(b) For multiple dwellings, the size shall be one inch for two to eight dwellings and one and one-half inches for nine to 16 dwellings.

(c) Except as provided above, when application is made for a meter larger than three- quarter inch, the village shall determine whether a meter of the size is required or authorized.

(d) The use of meters larger than one and one-half inches will be permitted only upon specific written approval by the village after due consideration of pertinent factors, such as the probable effect of demand on the installed capacity of water mains, water supply and the means of sewage disposal.

(C) Water meters; installation; location regulations.

(1) Meters shall be installed in a readily accessible location according to Village Technical Standards. A meter shall never be installed in a place where it cannot be readily repaired or read by the qualified Village Agent.

(2) All meters shall be installed horizontally in a dry, clean, sanitary location and in the places that small leaks and the spilling of water will do no damage.

(3) All users shall place the meter in a suitable location to prevent the pipes and meters from freezing in cold weather.

(4) If a suitable and readily accessible location is provided in a dry basement sufficiently well heated to prevent freezing of the meter during the winter, the meter may be placed in the basement; provided, however, that the meter shall be installed no lower than 16 inches above the basement floor and no higher than 48 inches above the basement floor unless otherwise approved by the qualified Village Agent.

(5) When the premises contains no basement or cellar, the meter shall be installed in a location which shall be approved by the village or its authorized Qualified Agent. When it is necessary to install the meter in a pit inside a building, the pit shall be built as directed by the village. When a sump pump or drain is provided, meters may be installed below grade line in a brick or first floor meter pit upon approval by the village and/or the Oceana County Building Department. All meter pits shall be of a type approved by the village and built in accordance with the Village Technical Standards, with cover openings directly over meters.

(6) Devices designed for use in lieu of wells may be used if approved by the village.

(D) Failure to register; estimated water usage. If any meter or metering system fails to register properly or if a meter is inaccessible for reading, the village shall estimate consumption based on former consumption. In the event, the quantity of water used shall be determined by the amount used during the corresponding period of the preceding year, or by averaging the amount for the period immediately preceding and subsequent to the period wherein the meter registered quantities of water usage.

(E) Tests; inspections.

(1) Any duly authorized agent or employee of the village shall have access to each user's premises at all reasonable times for the purpose of reading meters or for testing, inspecting, maintaining, repairing or replacing meters and related equipment and appurtenances.

(2) The accuracy of the meter on any premises will be tested by the village upon written request of the owner and/or user who shall pay in advance, a fee to cover the cost of the test and providing the equipment is available. If on the test, the meter shall be found to

register over 3% more water than passes through it, another meter will be substituted therefore, and the fee will be refunded and the water bill will be adjusted for the preceding and current billing periods.

(3) All premises with fire suppression and backflow devices are required to submit proof of inspection of the device every two years according to the Clean Drinking Water Act.

(F) Meter repairs; termination of service for failure to timely repair or replace. The expense of maintaining meters will be borne by the user. The village shall have the right to terminate water service to any user which fails to repair or replace in a timely manner a meter which has failed to register properly upon giving notice of the termination in accordance with § 50.09(B).

(G) Seals; tampering and the like prohibited. Meters shall be sealed by the village and no person except an authorized employee of the village shall break the seals. No unauthorized person, including the user, shall change the location of, alter or interfere in any way with any meter or its components.

§ 50.08 CROSS-CONNECTIONS PROHIBITED.

(A) No person shall make, permit to be made or permit to exist, any cross-connection on any lot or parcel of land owned or occupied by the person. The village adopts by reference the cross-connection rules of the Michigan Department of Environment, Great Lakes, and Energy, being M.A.C. R325.11401 through R325.11407, as the same may be amended or revised.

(B) It shall be the duty of the Department to cause inspections to be made of all properties served by the Water Supply System where cross-connection with the Water Supply System is deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be established by the Department and as approved by the Michigan Department of Environment, Great Lakes, and Energy.

(C) Duly authorized representatives of the village shall have the right to enter, at any reasonable time, any property serviced by a connection to the Water Supply System for the purpose of inspecting the piping system or systems thereof for cross-connections. On request of the owner, lessees or occupants of any property so served shall furnish to the Department any pertinent information regarding the piping system on the property. The refusal of the information or refusal of access, when requested, shall be deemed prima facie evidence of the presence of cross-connections.

(D) The Department is hereby authorized and directed to discontinue water service, after due notice thereof has been given at least seven days prior to the shut off date, wherein any connection in violation of this section exists and to take the other precautionary measures deemed necessary to eliminate any danger of contamination of the Water Supply System. Water service to the

property shall not be restored until the cross-connection has been eliminated in accordance with the provisions of this section.

(E) The potable water supply made available on the properties served by the Water Supply System shall be protected from possible contamination as specified by this section and by the State Plumbing Code. Any water outlet which could be used for potable or domestic purposes and which is not supplied by the Water Supply System must be labeled in a conspicuous manner as:

"Water Unsafe For Drinking"

(F) This section does not supersede the State Plumbing Code, but is supplementary to it.

(G) Any person or user found guilty of a violation of any of the provisions of this section, or any written order of the Department in pursuance thereof, upon conviction thereof, shall be punished as provided by ordinance of the village for each and every day that the violation exists. Each day upon which a violation of the provisions of this section shall occur shall be deemed a separate and additional violation for purposes of this section.

§ 50.09 RULES GOVERNING USE OF WATER SUPPLY SYSTEM.

(A) Turning on water service. No person, other than an authorized employee of the village, shall connect or disconnect to any water service, except that a licensed plumber may connect to a water service upon which he or she is working for the purpose of testing his or her work upon receiving a written order to operate the curb stop from the village. Upon completion of testing, the curb stop shall be immediately turned off.

(B) Turning off water service. The village reserves the right to terminate service to a user, after due notice thereof has been given at least seven days prior to the shut off date, where payment for service has not been timely received, and/or for violation of any of the rules and regulations of the village relating to the Water Supply System and/or the provisions of this subchapter. The village may shut off the water in any main to make repairs or extensions or for any other necessary purpose at any time without notice to users of the Water Supply System.

(C) Maintenance of water service pipes. The user shall maintain all service pipes free from leaks at all times. Whenever a leak appears in a user's installation which allows water to escape without registering upon the meter, the village shall give the user written notice thereof and the user shall immediately proceed to repair the water service pipe. If the repairs have not been completed within 48 hours after notice has been given, the village may stop the service by shutting off the water at the curb stop or by excavating to and closing the corporation stop. The costs incurred by the village of excavating and shutting off the service shall be paid by the user or by the owner of the property before service is restored. If, in the determination of the village, any leak on the user's installation endangers public safety or constitutes a nuisance or a source of waste, the village may shut off or stop the service until the leak is repaired.

(D) Change of user. When premises are to be vacated or there is a change of owner, occupant or agent, prompt written notice shall be given to the Village Clerk's office. The user may discontinue service by giving not less than 24-hours' notice to the Village Clerk's office during its regular office hours. Failure of a user to give the notice to the village shall continue the contract between the village and the user, at the option of the village, and the user may be held liable for all of the services provided or furnished the premises until the notice is properly given.

(E) Water mains; extensions.

(1) The water mains of the village shall be under the general control of the Department, and no person other than duly authorized agents or employees of the village shall uncover, tap, change, obstruct, interfere with or in any way disturb the system of water mains.

(2) All extensions and alterations of the system of water mains shall be constructed under the supervision of the Director or other authorized agent of the village who shall act only upon authorization by the Village Council. A petition for the extension of water mains may be addressed to the Village Council, and the Village Council shall consider the same and advise the petitioners of its decision. The cost of all improvements to and extensions of the Water Supply System shall be at the expense of the person or properties benefitted by the improvements or extension, reasonably proportioned to the benefits received, or at the expense of the Water Supply System, to the extent funds are lawfully available therefore, or at the expense of the general fund of the village. Notwithstanding the foregoing, the cost of improvements to the Water Supply System, the benefits of which cannot be attributed to particular customers or groups of customers of the Water Supply System may be allocated proportionally among all customers of the Water Supply System.

(F) Access; inspection.

(1) The Director and other duly authorized representatives of the village bearing proper credentials and identification shall be permitted to enter upon all properties served by the Water Supply System at reasonable times for the purpose of inspection, observation, measurement, sampling and testing to determine compliance with the provisions of this subchapter. Any person who applies for and/or receives water from the Water Supply System under this subchapter shall be deemed to have consented to inspections pursuant to this section, including entrance upon that person's property at reasonable times to make inspections.

(2) Any duly authorized agent or employee of the village shall have access to the user's premises at all reasonable hours for the purpose of reading meters, inspections, doing repairs or installing or removing any or all village owned apparatus used for providing service to the premises.

(G) Restricting water use. The Village Council may regulate, limit or prohibit the use of village supplied water for any purpose. The regulations may limit use of water by a user to the extent deemed necessary to assure an adequate supply of water for essential needs and fire fighting.

(H) Limit on connections.

(1) Unless written approval is granted by the village, separate premises shall have separate curb stops and water service pipe installations and shall be separately metered.

(2) Whenever water is to be supplied to more than one user located in a single building and supplied through one water service pipe, the property owner shall be responsible for the payment of all water bills for service of the premises.

(3) In no event shall a user extend a water service pipe or plumbing across any public way, or to an adjacent property in order to furnish service thereto, even though the adjacent property is owned by the user.

(I) Prohibitions. No person in the village shall:

(1) Willfully, negligently or maliciously break, damage, destroy, uncover, deface or tamper with or alter any structure, property, appurtenance, equipment or any other item which is part of the Water Supply System;

(2) Remove any water meter, water service pipe or other equipment or tools;

(3) Prevent or circumvent a water meter from measuring water supplied by the Water Supply System; and

(4) Fraudulently obtain or waste water from the Water Supply System.

(J) Water main extension on private property. All water mains on private property shall be installed at the property owner's expense and shall be conveyed to the village by the property owner, and the property owner, at his or her expense shall provide the village with a recorded easement sufficient to permit access by the village for inspection, operation, repair and maintenance of same.

(K) Water supply emergencies.

(1) Authorization. The Director is hereby authorized to declare a water supply emergency whenever he or she determines, on the basis of existing or anticipated drought conditions, depletion of the water supply, reduction in water pressure, failure of one or more parts of the supply system, or for other good reasons, that there is a threat of loss of water supply to the village or a portion of the village.

(2) Method of declaration.

(a) A water supply emergency shall exist when the Director has caused a declaration of such emergency to be made by:

1. Public posting the declaration at the Village Hall and the Village's website;
2. Announcement on the Village Hall telephone answering system;
3. Announcement on one or more radio or television stations with a normal operating range covering the village.

(b) When practical, and if the duration of the anticipated emergency warrants it, such declaration shall also be announced in a local newspaper.

(c) The Director shall make a record of the time and date for implementation of each method of such declaration.

(d) Irrespective of such methods of declaration, a water supply emergency shall be deemed to exist for any person, and the property under his or her direct supervision or control, as soon as such person has received a direct written notice of such declaration.

(3) Content of declaration. A declaration of water supply emergency shall include:

(a) The effective date and time of such emergency, which may be immediate; the period of time during which such emergency shall be in effect, which may be for as much as 24 hours per day, and until further notice is given;

(b) The types of outside water usage which are prohibited, which may include all outside uses except fire protection, and may permit certain outside uses on alternating days or during restricted hours; and

(c) The types of inside water usage which are requested to be reduced or avoided in the interest of conservation of water.

(4) Water use restricted; violations. No person shall use water in violation of a declaration of water supply emergency as provided herein, nor cause willful or needless waste of water by allowing constant flow of a faucet or otherwise. Whenever a water supply emergency exists, it shall be a violation of this code for any person to utilize water from the village water supply system for any type of use which is in violation of the terms of such declaration.

(5) Discontinuance of service for violations; cost of resumption. Any premises may be disconnected from the distribution pipes of the village water system and the supply of water withheld from such premises upon violation by the owner or occupant of the premises of any provision of this code, a declaration of water supply emergency as provided herein, or of the regulations adopted pursuant the village's water system ordinances. Whenever the water is turned off from any premises because of any such violation, it shall not be turned on again until the owner or occupant has paid the applicable water shut off and water turn on fees as set by the Village Council in the fee schedule.

(6) Municipal civil infraction. A person who violates any provision of this code is responsible for a municipal civil infraction, subject to payment of a civil fine as set forth in § 10.99. Repeat offenses under this subsection (K) shall be subject to increased fines.

§ 50.10 ESTABLISHMENT OF RATES; RATES AND CHARGES.

(A) Establishment of cost of service. The Village Council has determined that the purpose of water rates is to produce sufficient revenues each year to pay the costs of service. The costs of service to be paid from revenues shall include all of the following:

(1) Operation and maintenance expenses;

(2) Debt service expenses; and

(3) Capital expenses not funded from bonded indebtedness.

(a) The rates to be charged for water service furnished by the Water Supply System shall be made against each lot, parcel of land or premises having any connection with the Water Supply System.

(b) The village shall periodically review rates, fees, rules and regulations of the Water Supply System. The review shall be completed not less than one time per fiscal year. The review will define actual expenses associated with the operation, maintenance and administration of the Water Supply System, as well as debt service requirements, repair and replacement costs. Results of the review shall be reported to the Village Council with recommendations for any adjustments.

(B) Allocation of cost of service; user classification. The Village Council has determined that not all classes of users of the Water Supply System cause the same costs of service. The Village Council has previously found and currently reaffirms that:

(1) The commodity costs of water service for users of the Water Supply System located within the village are uniform among users in accordance with the volume of use.

Accordingly, all classes of users located within the village shall pay the same rate per gallon of metered water for water supply services;

(2) Certain indirect costs of providing water service, including size of the water service pipe, materials used, location of meters, size of storage and treatment facilities, maintenance and administrative overhead, vary according to the size of meters employed;

(3) Users taking possession of previously undeveloped properties and users changing the nature and amount of use of the Water Supply System at renovated or expanded properties would not bear their proportionate share of the cost of capital improvements to the Water Supply System unless required to pay a capital connection fee; and

(4) Certain types of property use require a reservation of a greater capacity of the Water Supply System than others. The Village Council has therefore developed the following classification of users which the Village Council finds is the most fair and accurate means of apportioning the indirect costs of providing service among different classes of users for purposes of calculating the readiness-to-serve charge and determining the relative demand on capacity of the Water Supply System among different classes of users for purposes of calculating the capital connection fee. For meters of the following sizes, the following meter equivalency ratios shall be used for purposes of allocating the amount of the indirect costs of service and determining the relative demand on capacity of the Water Supply System per meter size.

Meter Size (Inches)	AWWA Meter Capacity Ratio
5/8 and ¾"	1
1"	2.5
1 ½"	5
2"	8
3"	17.5
4"	30
6"	62.5
8"	90

(C) Specific rates and charges.

(1) Commodity charge. Every user shall pay a commodity charge for all water furnished by the Water Supply System. Except as otherwise provided in this subchapter, commodity charges for all water service shall be calculated on the basis of metered gallons of water consumed at rates determined by the Village Council and which fairly apportion the variable costs of providing water service to users of the Water Supply System.

(2) Readiness-to-serve charge. Every user shall pay a readiness-to-serve charge for water service on the basis of meter size in an amount and in the manner determined by the Village Council and which fairly apportions the fixed costs of providing water service for users of the Water Supply System.

(3) Connection fee. Each user connecting or reconnecting, directly or indirectly, to the Water Supply System shall pay a connection fee as determined by resolution of the Village Council.

(4) Capital connection fee. The Village Council may, by resolution, establish a capital connection fee to defray or recover the cost of capital improvements which are acquired and constructed for the primary purpose of providing additional capacity determined by the village to be reasonably necessary to accommodate:

(a) New connections to the Water Supply System; or

(b) Modifications of existing connections for a use estimated to demand the reservation of greater capacity of the Water Supply System than previously required. Every person seeking to connect previously unconnected property to the Water Supply System, or to reconnect previously connected property to the Water Supply System for a use estimated to demand the reservation of greater capacity of the Water Supply System, may be required to pay a capital connection fee. A capital connection fee shall be established and managed as provided in this section.

1. Calculation of estimated demand on capacity. The estimated demand on capacity of a new connection to the Water Supply System (or modification of an existing connection to the Water Supply System).

2. Calculation of capital cost requirements. The capital costs to be defrayed or recovered through the imposition of the capital connection fee shall be determined annually by the village and shall be based on the estimated cost of capital improvements incurred or to be incurred for the primary purpose of providing additional capacity determined by the village to be reasonably necessary to accommodate new connections to the Water Supply System, or modifications of existing connections for a use estimated to demand the reservation of greater capacity of the Water Supply System than previously required.

3. Credits. If the capital connection fee relates to an increase in demand on capacity, the village shall credit against the specific amount of the capital connection fee, the amount of any capital connection fee or similar charges previously paid for connection of that property to the Water Supply System.

(5) Turn-on/turn-off fee. Each user desiring to:

(a) Reinstate service which has been discontinued due to violations of the provisions of this subchapter; or

(b) Voluntarily discontinue or reinstate water service shall pay a fee for reinstating or discontinuing water service, as applicable, in an amount equal to the actual costs of the labor and administrative expenses as determined by resolution of the Village Council.

(6) Meter charge. Each user connecting to the Water Supply System shall pay the actual cost of the required meter and components plus a 10% fee for administration and handling. The meter charge shall be in addition to the connection fee and other fees and charges prescribed by this subchapter.

(7) Fire hydrant rental charges. Any person desiring to utilize any fire hydrant in the village shall make application to the village for the use, which application shall specify the hydrant or hydrants to be used, the length of time the hydrant(s) will be used and the purpose for which the hydrant(s) will be used. Village Council and/or the Department of Public Works Director shall have the authority to deny any application or grant said application in whole or limit the approval up to a certain amount of gallons. If the application is granted, the applicant shall submit a non-refundable rental charge plus a cash deposit for a temporary meter in amounts established by resolution of the Village Council. The fire hydrant connection and meter installation shall be made by the village. A hydrant usage charge, calculated on the basis of metered gallons of water consumed, shall be assessed at rates determined by resolution of the Village Council. Upon expiration of the rental period, the village shall remove the connection and temporary meter. The cash deposit shall be applied by the village to the payment of the hydrant usage charge and the excess amount of the deposit, if any, shall be refunded to the applicant. The purchaser is liable for any damage to the hydrant, Village equipment, or the surrounding area.

(8) Annual fire suppression sprinkler line service fee. Each user connecting or reconnecting a dedicated service line for fire suppression services shall pay an annual sprinkler line service fee on the basis of fire service line size in an amount and in the manner determined by the Village Council and which fairly apportions the fixed costs of providing fire suppression services to users of the Water Supply System.

(9) Other fees. The Village Council may, by resolution, establish certain additional fees as may be required to carry out the purposes of this subchapter.

(D) Publication of rates. Following approval from time to time by the Village Council of rates and charges or revisions thereto for use of the Water Supply System in accordance with this

subchapter, the rates, as approved by the Village Council, shall be published once in a newspaper of general circulation in the village within 30 days of approval thereof.

§ 51.11 BILLING AND ENFORCEMENT; NO FREE SERVICE.

(A) Responsibility for payment.

(1) Except as provided in subsection (C) of this section, the owner of the premises served by the Water Supply System shall be liable to the village for any charges and fees authorized by this subchapter.

(2) When a single water service pipe serves two or more users, the owner of the premises shall be responsible for payment of water used on the premises.

(B) Billing, collections and user payments.

(1) Meters shall be read at least quarterly.

(2) The Village Clerk/Treasurer shall render bills for water service and all other charges in connection therewith. Bills for water service shall be sent quarterly and delivered to the user or owner of the premises, as applicable, by mail. No bill for water use shall be changed, altered or amended without consent of a majority of the Village Council. Except as otherwise provided in this subchapter, all bills shall be payable by day 30 following the mailing of the bill and shall be paid at the Village Hall.

(3) The Village Clerk/Treasurer or his or her designee shall collect all monies due for water service and all other charges in connection with the operation of the Water Supply System.

(4) If any billed charge for water service shall not be paid by day 30 following the mailing of the bill for which the charges were made, a delayed payment charge of 10% of the amount of the bill shall be added thereto and collected therewith.

(5) Failure of the user or owner of the premises served to receive any bill shall not relieve the person of the liability for the charges incurred, and the person shall notify the Village Clerk if a bill has not been received by day 15 of the end of a quarterly billing period.

(C) Rates and charges to constitute lien on premises served.

(1) Tax lien. Under the provisions of Public Act 178 of 1939, being M.C.L.A. §§ 123.161 through 123.167, as amended, and Act 94 of 1933, M.C.L.A. §§ 141.121, as amended, as security for the collection of water service supplied to any house or any other building or any premises, lot or lots, or parcel or parcels of land, the village shall have a lien upon the

house or other buildings and upon the premises, lot or lots, or parcel or parcels of land, upon which the house or other building is situated. This lien shall become effective immediately upon the distribution of the water service to the premises or property supplied. This lien created herein shall be collected and enforced in the same manner as provided for the collection of taxes assessed upon the tax roll pursuant to Village Charter, except that the same shall not be enforceable for more than three years after it becomes effective.

(2) The village shall annually, on April 1, certify to the appropriate tax assessing officer or agency, all unpaid water service charges for the services furnished to any premises, which, on the last day of March immediately preceding April 1, have remain unpaid for a period of six months or more, whereupon the charge shall be entered upon the next tax roll as a charge against the piece of property or premises served. The charges shall be collected and the lien thereof enforced in the same manner as general village taxes.

(3) This lien remedy does not preclude any other remedy provided by law.

(4) Lease exception. Charges for water services furnished to any premises, as described in the preceding paragraph, shall not be a lien thereon if all of the following exist:

(a) A legally executed written lease between the owner of the premises and the tenant containing a provision that the owner of the premises shall not be liable for the paying of water services accruing subsequent to the filing of an affidavit by the owner with the Village Clerk;

(b) An affidavit filed by the owner with the Village Clerk/Treasurer containing statements as to the date of the execution of the lease, that the lease contains a provision holding the tenant liable for water services on the premises, the expiration date of the lease; and 20 days' written notice shall be given to the village by the lessor of any cancellation, change in, or termination of the lease; and

(c) In the case of multiple tenancies in one building, the owner shall provide, at his or her cost, a separate meter, service line and curb box to each apartment or leasehold within the building that is to be servicing the tenants responsible for charges under this section.

(D) Deposits.

(1) Deposit required by tenant. If notice of a tenant's liability has been filed with the Village Clerk/Treasurer, the village shall render no further service to such premises until a cash deposit in a sum sufficient to cover three times the average quarterly bill for such premises, as estimated by the Village Clerk/Treasurer, has been made as security for the payment of such charges.

(2) Deposit required for non-village service. Whenever services are applied for under this chapter for premises located outside the village, the Village Clerk/Treasurer shall forthwith advise Council of such application, and no such service shall be furnished without the approval of Council, nor until a cash deposit in a sum sufficient to cover three times the average quarterly bill for such premises, as estimated by the Village Clerk/Treasurer, has been made as security for the payment to secure all bills and charges. However, the Council may waive this requirement in the event the property being served by the village water services is covered by an agreement with Pentwater Township to provide for the collection of unpaid rates, fees, and charges and payment to the village by placing such unpaid rates, fees, and charges on the township's summer tax roll.

(3) The security deposit shall be retained by the village in a separate account established for that purpose and shall be forfeited to the village if the lessee of property contemplated in division (D)(1) above, or the owner on property outside of the village contemplated in division (D)(2) above, shall be or become delinquent in the payment of water rates or charges. Upon such forfeiture of a security deposit, the Village Clerk/Treasurer shall transfer as much of the sum of the deposit as is required to satisfy the delinquency to the credit of the proper account, and the remainder, if there be any, shall be transferred to the contingent reserve fund of the water department, as the case may be. The property affected shall not be served again unless a new security deposit be made in the same amount as the original, and disconnection preceding under subsection (G) below shall be commenced.

(4) Monies deposited with the village for tenants under this subsection (D), which shall not have been forfeited in the above-described manner, shall be returned to the depositor upon his or her application at the expiration of the lease period. Such deposits may be left undisturbed to apply on renewals or extensions of a lease for which the original deposit was made. Upon a sublease or cancellation of a lease contemplated hereunder, security deposits shall, upon request, be returned to the depositor. In the case of a sublease, no such return shall be made unless there be a similar guarantee deposit made by the holder of such sublease. Monies deposited with the village under this subsection (D) for non-village property service, which shall not have been forfeited in the above-described manner, shall be returned to the depositor when all services provided for in this chapter have been paid for in full and further services are not required.

(E) Appeal of charges. Any user shall have the right to appeal any rates, charges or fees levied in accordance with this subchapter. Appeals shall be directed to the village within 30 days of the billing or invoice date along with any supporting documentation. Any additional information required to resolve the appeal shall be obtained by the user at his or her expense. Resolution of appeals shall be made within 60 days by the Village Council or its designee in accordance with the best available data and this subchapter. All bills for rates and charges outstanding during the appeal process, including all late payment fees or delinquency charges, shall continue to be due and payable.

(F) No free service. No free service shall be furnished to any user of the Water Supply System.

(G) Termination of water service by village. The village reserves the right to terminate a user's water service in each case where payment for water service has not been timely received, and/or for violation of any of the rules and regulations of the village relating to the Water System and/or the provisions of this subchapter.

(1) It is the policy of the village to discontinue water service under this code to customers by reason of nonpayment of bills only after notice and a meaningful opportunity to be heard on disputed bills. The village's form for application for water service and all bills shall contain, in addition to the title, address, room number, and telephone number of the official in charge of billing, clearly visible and easily readable provisions to the effect:

(a) That all bills are due and payable on or before the date set forth on the bill;
(b) That if any bill is not paid by or before that date, a second bill will be mailed containing a cutoff notice that if the bill is not paid within ten days of the mailing of the second bill, service will be discontinued for nonpayment; and
(c) That any customer disputing the correctness of his or her bill shall have a right to a hearing at which time he or she may be represented in person and by counsel or any other person of his or her choosing and may present orally or in writing his or her complaint and contentions to the village official in charge of water billing. This official shall be authorized to order that the customer's service not be discontinued and shall have the authority to make a final determination of the customer's complaint.

(2) Requests for delays or waiver of payment will not be entertained; only questions of proper and correct billing will be considered. In the absence of payment of the bill rendered or resort to the hearing procedure provided herein, service will be discontinued at the time specified, but in no event until the charges have been due and unpaid for at least 30 days.

(3) When it becomes necessary for the village to discontinue water service to a customer for nonpayment of bills, service will be reinstated only after all bills for service then due have been paid, along with a turn-on charge in an amount set by Village Council.

(H) Litigation. In addition to discontinuing service to a delinquent user and/or placing a lien on any premises for unpaid charges, the village shall have the option of collecting all such delinquencies and penalties due by legal proceedings in a court of competent jurisdiction.

§ 50.12 CONTRACT FOR SERVICE; INDEMNITY; LIABILITY OF VILLAGE FOR INTERRUPTION OF SERVICE; LIMITATION ON LIABILITY OF VILLAGE.

(A) All provisions and sections of this subchapter and any amendments hereto shall be considered a part of the contract with every person that is supplied with water through the Water Supply

System, and every person, by taking water from the Water Supply System, shall be considered to express his or her consent to be bound hereby, and whenever any provision or section of this subchapter is violated, the water may be cut off from the building or place of violation at the discretion of the village and shall not be turned on again except upon correction of the violation and payment of the expenses of same as provided in this subchapter.

(B) The user shall indemnify, save harmless and defend the village against all claims, demands, cost or expenses for loss, damage or injury to persons or property in any manner, directly or indirectly, growing out of the transmission and use of water by the user from the user's water service pipe installation.

(C) Should it become necessary to shut off the water to any user or users of the Water Supply System because of any accident or for the purpose of making repairs or extensions, the village shall endeavor to give timely notice to the users affected thereby and shall, so far as is practicable, use its best efforts to prevent inconvenience and damages arising from any such causes, but the failure to give the notice shall not render the village liable in damages for any inconvenience, injury or loss which may result therefrom.

(D) The village shall not be responsible for interruptions of service because of natural calamities, equipment failures or actions of users of the Water Supply System. It shall be the responsibility of the user that all connected equipment remains in good working order. No claim shall be made against the village by reason of the breaking away of any water service pipe, corporation stop, curb stop or for any other interruption of the water supply.

(E) The village shall not be liable for any expense incurred by a permit holder or applicant in locating water mains, water service pipes, corporation stops, curb stops, compilation of water records or compliance with other requirements of this subchapter.

§ 50.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

(B) (1) Any person found to be violating any provision of this chapter shall be served with a written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in the notice, permanently cease all violations. Any violation of the provisions of this chapter, unless the violation constitutes a crime under the laws of the state, is a municipal civil infraction subject to a fine of not more than $500, court costs and costs of prosecution.

(2) A violation of this chapter is also declared to be a public nuisance and the village may enforce same by injunction or other remedy, including the right to correct the violation and

recover the cost of obtaining the necessary correction from the owner or person in charge of the premises therefore.

Section 3. Severability and Captions. The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of this Ordinance, which shall continue in full force and effect. Pronouns shall be read as masculine, feminine or neuter as may be appropriate. Captions appearing at the beginning of any section shall not be deemed a part of this Ordinance and shall have no independent significance.

Section 4. Repeal. All ordinances or parts thereof which are in conflict in whole or in part with any provisions of this Ordinance as of the effective date of this Ordinance are hereby repealed to the extent of such conflict.

Section 5. Effective Date. This Ordinance shall be effective on the twentieth (20th) day after the date of passage pursuant to MCL 66.1.

AYES: 6.
Members: Dave Bluhm, Jared Griffis, Dan Nugent, Don Palmer, Claudia Ressel-Hodan and Jeff Hodges.

NAYS: 0.
Members: None.
ABSENT: 1.
Members: Michelle Angell-Powell.

ORDINANCE DECLARED ADOPTED.

Jeffrey Hodges, Village President
Village of Pentwater

Rande S. Listerman, Village Clerk
Village of Pentwater

STATE OF MICHIGAN)
) ss.

COUNTY OF OCEANA)

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Village Council of the Village of Pentwater at a regular meeting held on July 11, 2022, and I further certify that public notice of such meeting was given as provided by law.

Rande S. Listerman, Village Clerk
Village of Pentwater