STATE OF MICHIGAN

COUNTY OF LIVINGSTON

TOWNSHIP OF HAMBURG

ORDINANCE NO. 2026.G.007

AN ORDINANCE TO AMEND THE HAMBURG TOWNSHIP CODE OF ORDINANCES, CHAPTER 32, "UTILITIES," TO CHANGE SEC. 32.32 "PAYMENT FOR USE OF THE SYSTEM," TO CLARIFY DEFINITIONS AND INTERNAL PROCEDURES.

HAMBURG TOWNSHIP ORDAINS:

PART I. That Chapter 32, "Utilities," is hereby amended in Section 32.31 "Payment for use of the system," to reads as follows:

Sec. 32-31. - Payment for use of the system.

(a) *Responsibility for payment.* When a single ~~water service pipe~~utility serves two or more consumer units, the property owner of the premises shall be ultimately responsible for payment of ~~water used~~service to ~~on~~ the premises.

(b) *Billing, collections and customers payments.*

(1) *Meter reading.* Meters shall be read quarterly and annually as deemed necessary.

(2) *Bills.* The Township shall render bills for ~~water~~ utility service~~s~~ and all other charges in connection therewith. Bills for ~~water~~ service shall be sent to consumers by first class mail or may be sent electronically with the permission of the consumer.

(3) *Quarterly bills.* Quarterly ~~water~~ bills for users of the system shall be based on ~~metered water consumption~~usage as set forth in the rate resolution.

(4) *Due date of charges.* All bills shall be payable by the due date specified on the bills and shall be paid at the office of the Township in person, ~~or~~ by mail, or electronically.

(5) *Collections.* The Township Treasurer shall collect all moneys due for ~~water~~ utility service and all other charges in connection with the ~~water~~ system.

(6) *Late charges.* If any charge for the services of the ~~water~~ utility which has been billed to a customer of the ~~water~~ system, shall not be paid on or before the due date specified on the bill, a delayed payment charge of up to ten percent of the amount of the bill shall be added thereto and collected therewith, the specific amount to be set by the Board from time to time.

(7) *Unpaid bills.* If any bills for the service of the system shall remain unpaid after 30 days following the due date specified on the bill therefor, the ~~water supply~~service for the lot, parcel of land, or premises affected may be cut off and if cut off shall not be turned on again except on payment in full of the delinquent charges, and the fee charged for resumption of service. The Township shall send a notice to its customers of intent to terminate service. If payment is not received, or satisfactory arrangements have not been made within seven days after the shut off notice is sent to the customer, the ~~water~~ service shall be shut off. No ~~water~~ service that has been discontinued because of nonpayment shall be restored until all past due bills are paid or satisfactory arrangements for such payment are made.

(8) *Non-receipt of bill.* Failure of the consumer to receive any bill shall not relieve him of the liability for the charges incurred, and the consumer shall notify the Township Clerk if a bill has not been received by the 15th day after the end of a billing period.

(9) *Charges to become a lien upon premises.* The Township shall have as security for the collection of ~~water supply~~ rates, assessments or charges due or to become due for the use and installation, repair or maintenance to any house, building or premises, a lien upon the building or premises, lot or lots, upon which the ~~water system~~utility service was supplied. This lien shall become effective immediately upon the providing of the ~~water system~~ service to the premises or property supplied.

Charges for ~~water~~ utility services which are under the provisions of Section 21 of Public Act No. 94 of 1933 (MCL 141.121), as amended, shall be made a lien on all premises served thereby. The charges for ~~water~~ service furnished to any premises are hereby recognized to constitute such lien and whenever any such charge against any piece of property or premises shall be delinquent for ~~six months~~180 days, or more, that fact shall be certified ~~on March 1~~in September of each year, to the proper tax assessing officer of the Township. Such charges shall be entered upon the next tax roll as a charge against such piece of property or premises and the charges shall be collected and the lien thereof enforced in the same manner as general Township taxes against such premises. ~~A transfer fee, to be set by the Board, shall also be added to the amount delinquent and payable hereunder.~~

For purposes of this subsection, a charge shall be considered delinquent for 180 days or more as of September if the charge became delinquent on or before 180 days prior to the date of certification.

(Ord. No. 83, § 10.0, 4-5-2011; Ord. No. 73-A, § 9.0, 9-3-2019)

PART II. Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III. Savings Clause. The amendment of the Hamburg Township Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Hamburg Township Code of Ordinances set forth in this Ordinance.

PART IV. Repealer. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PART V. Effective Date. The provisions of this Ordinance are ordered to take effect following publication in the manner prescribed by Hamburg Township.

PART VI. Adoption. This ordinance is hereby declared to have been adopted by the Hamburg Township Board of Trustees in a meeting thereof duly held and called on the ___ day of _____, 2025, in order to be given publication in the manner prescribed by Hamburg Township.

Moved by _____ and supported by _____.

_____
Mike Dolan, Hamburg Township Clerk

Certificate of Adoption

I, (Clerk), the duly qualified Clerk for the Township of Hamburg, Livingston County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Ordinance adopted by the Township Board at a meeting held on (date). The original is on file in the Office of the Township Clerk.

By: _____
Mike Dolan, Hamburg Township Clerk

Introduced: (First reading date)

Adopted: (Second reading date/when motion was passed)

Effective: (Date the law/change becomes effective) (Clerk assists with this)

Published: (Date the law/change is published) (Clerk assists with this)