

ORDINANCE NO. 9-26

AN ORDINANCE TO AMEND CHAPTERS 210, 1040 & 1042 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON FOR THE PURPOSE OF UPDATING THE WATER & SEWER CODES AND ADJUSTING CERTAIN RATES AND FEES AND DECLARING AN EMERGENCY

WHEREAS, the Administration, namely, the Superintendent of Utilities, along with the consulting rate model firm Hazen & Sawyer, have reviewed sections of Chapters 210, 1040 & 1042 of the Avon Codified Ordinances; and

WHEREAS, that review has resulted in proposed amendments to various sections of Chapters 210, 1040 & 1042 dealing with how the department operates, particularly, how it regulates construction of infrastructure and establishes fees and rates; and

WHEREAS, Council, having considered the recommendation of the Administration, finds it to be appropriate and in the best interests of the health, safety, and welfare of the citizens of Avon and desires to adopt said amendments as set forth in Chapter 210 - (Exhibit "A"), Chapter 1040 - (Exhibit "B") & Chapter 1042 - (Exhibit "C") attached hereto and made a part hereof.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 – That the provisions of Chapter 210, entitled, "General Fee Schedule" (Exhibit "A"), Chapter 1040, entitled "Water", (Exhibit "B") and Chapter 1042 entitled "Sewers", (Exhibit "C") shall be amended to read as set forth in Exhibits "A", "B", & "C" which are attached hereto and incorporated herein by this reference.

Section 2 – That the Codifier is hereby instructed to insert new language as contained in Exhibits "A", "B", and "C" of this legislation in the appropriate order within the existing codified ordinances, renumbering, and/or re-lettering anywhere applicable. All other language contained in Chapters 210, 1040 & 1042 not specifically amended herein shall remain in full force and effect.

Section 3 – That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Ordinance were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 – That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to amend Chapters 210, 1040 & 1042 of the Avon Codified Ordinances to update the Water & Sewer Code and adjust certain rates and fees thereby eliminating obsolete provisions and ensuring consistency in application;

therefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: February 23, 2026

DATE SIGNED: February 23, 2026

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: February 24, 2026

Bryan K. Jensen
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Barbara Brooks, Clerk of Council

Posted: February 25, 2026
Electronically and at City Hall as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director

I, Barbara J. Brooks, Clerk of the Council of the City of Avon, Ohio, hereby certify this document to be a true and exact copy of Ordinance No. 9-26, passed by the Council of said City on February 23, 2026.

IN WITNESS WHEREOF, I have on this 24th day of February 2026, affixed my signature and official seal.

Barbara J. Brooks
Barbara J. Brooks, Clerk of the Council
of the City of Avon, Ohio

EXHIBIT A TO ORDINANCE NO. 9-26

**CHAPTER 210 AMENDMENTS
GENERAL FEE SCHEDULE**

That Section 210.01(e)(2) of the Codified Ordinances of the City of Avon which currently reads as follows:

210.01 SCHEDULE ESTABLISHED.

(e) Streets, Utilities and Public Services Code.

(2) Water Rates (Sec. 1040.01):

A. Quarterly rates (water users)

		<i>Payable</i>
<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>	<u>Quarterly</u>
First 6,000	\$2.33	
Next 24,000	\$1.98	
All over 30,000	\$1.89	

B. Minimum rate per quarter \$13.98 Quarterly

C. Service charge per quarter \$1.74

D. Quarterly rates (water/sewer users)

		<i>Payable</i>
<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>	<u>Quarterly</u>
First 6,000	\$2.33	
Next 24,000	\$1.98	
All over 30,000	\$1.89	

E. Minimum charge per month \$4.66

F. Service charge \$0.58/month

G. Service charge for turn-on or turn-off \$8.75 At time of service

H. Fire hydrant rental 2,500.00 per year Upon application for rental

Shall be amended to read as follows: (New language in bold print; deleted language stricken)

210.01 SCHEDULE ESTABLISHED.

(e) Streets, Utilities and Public Services Code.

(2) Water Rates (Sec. 1040.01):

A. ~~Quarterly rates (water users)~~ **Monthly Water Rates (beginning March 1, 2026)**

		<i>Payable</i>
<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>	<u>Quarterly</u>
First 6,000 25,000	\$2.33 \$5.59	
Next 24,000	\$1.98	
All over 30,000 25,000	\$1.89 \$4.84	

A. ~~Quarterly rates (water users)~~ **Monthly Water Rates (beginning January 1, 2027)**

		<i>Payable</i>
<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>	<u>Quarterly</u>
First 6,000 25,000	\$5.59 \$5.70	
Next 24,000	\$1.98	
All over 30,000 25,000	\$4.84 \$4.95	

Payment of Water Charges. The water charges provided for in this section shall be payable monthly and shall be increased by a penalty of ten percent (10%) of such charges if charges are not paid prior to the next billing date.

B ~~Minimum rate per quarter \$13.98 Quarterly~~ **Monthly service charge \$1.00 (\$5.00 with deduct meter)**

C. Service charge per quarter ~~\$1.74~~ **for turn on or turn off: \$30.00**

D. ~~Quarterly rates (water/sewer users)~~ **Fireline Rate:**

		<i>Payable</i>
<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>	<u>Quarterly</u>
First 6,000	\$2.33	-
Next 24,000	\$1.98	-
All over 30,000	\$1.89	-

EXHIBIT A TO ORDINANCE NO. 9-26

Diameter of Pipe Supplying the System	Rate/Charge
2"	\$2.00 + Current Service Charge
3"	\$3.00 + Current Service Charge
4"	\$4.00 + Current Service Charge
6"	\$6.00 + Current Service Charge
8"	\$8.00 + Current Service Charge
10"	\$10.00 + Current Service Charge
12"	\$12.00 + Current Service Charge

~~E. Minimum charge per month \$4.66~~

~~F. Service charge \$0.58/month~~

~~G. Service charge for turn-on or turn-off \$8.75 At time of service~~

~~H. Fire hydrant rental 2,500.00 per year Upon application for rental~~

That Section 210.01(e)(3) of the Codified Ordinances of the City of Avon which currently reads as follows:

(3) Water taps (nonrefundable) (Sec. 1040.04):

A. Permanent tap: Upon application for water tap

<i>Size of Tap (in.)</i>	<i>Fee</i>
3/4, 5/8	\$750.00
1	\$840.00
2 and over	\$1,400.00 plus time and materials

B. Temporary hydrant taps per connection (exclusively by the City)

<i>Size (in.)</i>		Nonrefundable <i>Fee Per Hydrant Connection</i>
2	\$500.00	plus water use charged
1	\$100.00	plus water use charged
1 or 2	\$50.00	plus water use charged if the meter is used less than eight hours in any one 24-hour period

Shall be amended to read as follows: (New language in bold print; deleted language stricken)

(3) Water taps (nonrefundable) (Sec. 1040.04):

A. Permanent Tap: Upon application for water tap **(rates effective July 2025)**

EXHIBIT A TO ORDINANCE NO. 9-26

<i>Size of Tap (in.)</i>	<i>Fee</i>
3/4, 5/8	\$750.00
1	\$840.00
2 and over	\$1,400.00 plus time and materials

Service Size	Fee
3/4"	\$4,016.14
1"	\$4,016.14
1-1/2"	\$11,435.83
2"	\$11,435.83
3"	\$11,645.04
4"	\$11,645.04
6"	\$13,973.52
8"	\$16,516.50
10"	\$22,237.60
12"	\$33,360.25

Fee will increase or decrease with any increase or decrease in the Cleveland Construction Cost Index published in July of each year and for every year thereafter.

(1-1/2" and larger will need to add the current cost of water meter)

B. Temporary hydrant taps per connection (exclusively by the City)

<i>Size (in.)</i>	<i>Connection Fee</i>	<i>Nonrefundable Fee Per Hydrant Connection</i>
2"	\$500.00	plus water use charged
1"	\$100.00	plus water use charged
1 or 2	\$50.00 \$100.00	plus water use charged if the meter is used less than eight hours in any one 24-hour period

C. Sewer Deduct (Second) water meters: \$250.00 connection fee + current cost of water meter.

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That Section 210.01(e)(4) of the Codified Ordinances of the City of Avon which currently reads as follows:

(4) Construction and connection of building sewers Sec. 1042.01 \$10.00 City) Upon application for sewers

Shall be amended to read as follows: (New language in bold print; deleted language stricken)

(4) Construction and connection of ~~building~~ **sanitary** sewers (Sec. 1042.01): ~~\$10.00 City) \$20.00~~ upon application for **sanitary** sewers **(included in the 210.01(3)(A) fee)**
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That Section 210.01(e)(5) of the Codified Ordinances of the City of Avon which currently reads as follows:

(5) Sewer charges:

A. Connection to sanitary sewerage system not applicable with Avon Lake Wastewater Service Area in an amount charged by the City of North Ridgeville for connection into the French Creek Sewer System that is in effect at the time of the issuance of the sewer tap-in fee. (Sec. 1042.02(d))

B Tap-in charge (Not applicable within Avon Lake Wastewater Service Area) (Sec. 1042.02(e)):

1. Residential class \$800.00 per living unit
2. Commercial class \$1,000.00 plus \$100.00 per fixture-unit flow rate
3. Institutional, governmental and industrial class: \$2,000.00 plus \$100.00 per fixture-unit flow rate

C. Inspection charge (Not applicable within Avon Lake Wastewater Service Area) (Sec. 1042.02(f)): \$120.00 Upon application for sewers

E. Sanitary sewer extension connections (Sec. 1042.055):

1. Total cost for all parcels shall be charged in equal amounts to the property owners required to tap in

Shall be amended to read as follows: (New language in bold print; deleted language stricken)

(5) Sewer Charges:

~~A. Connection to sanitary sewerage system not applicable with Avon Lake Wastewater Service Area in an amount charged by the City of North Ridgeville for connection into the French Creek Sewer System that is in effect at the time of the issuance of the sewer tap-in fee. (Sec. 1042.02(d))~~

A. In addition to all other charges, new dwellings must connect to either the French Creek Wastewater Treatment Plant sewer (North Ridgeville) or the Avon Lake Wastewater

Treatment Plant sewer, depending on the geographical location within the City of Avon and pay any applicable fees required by that jurisdiction. (Sec. 1042.02(d))

~~B. Tap-in charge: (Not applicable within Avon Lake Wastewater Service Area) (Sec. 1042.02(e)):~~

- ~~1. Residential class \$800.00 per living unit~~
- ~~2. Commercial class \$1,000.00 plus \$100.00 per fixture-unit flow rate~~
- ~~3. Institutional, governmental and industrial class: \$2,000.00 plus \$100.00 per fixture-unit flow rate~~

B. Sewer Tap-in Charge: (effective July 2025)

Water Meter Size	Nonrefundable Fee
3/4"	\$2,812.09
1"	\$2,812.09
1-1/2"	\$4,499.34
2"	\$4,499.34
3"	\$12,380.75
4"	\$12,380.75
6"	\$24,681.50
8"	\$43,191.20
10"	\$64,746.80
12"	\$115,827.50

Fee will increase or decrease with any increase or decrease in the Cleveland Construction Cost Index published in July of each year and for every year thereafter.

~~C. Inspection charge (Not applicable within Avon Lake Wastewater Service Area) (Sec. 1042.02(f)): \$120.00 Upon application for sewers~~

C. Inspection charge: \$190.00 (included in the 210.01(e)(3)(A) fee)

D. Sewer use charges (Sec. 1042.02(i)):

1. Base charge: \$1.54 **\$1.99 per monthly billing**
2. ~~2026~~ Sewer use rate: ~~\$4.58~~ **\$9.06 per 1,000 gallons (effective 4/1/26)**
2. **2027 Sewer use rate: \$9.60 per 1,000 gallons (effective 1/1/27)**

E. Sanitary sewer extension connections (Sec. 1042.055):

1. Total cost for all parcels shall be charged in equal amounts to the property owners required to tap in

EXHIBIT B TO ORDINANCE NO. 9-26

CHAPTER 1040 AMENDMENTS WATER

That Section 1040.01(a) of the Codified Ordinances of the City of Avon which currently reads as follows:

1040.01 RATES.

(a) Commencing with the billing date of February 1, 2024, the following monthly rates for all water users in the City are hereby established:

(1) 2024 Water rates (beginning February 1, 2024).

<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>
First 25,000	\$5.37
All over 25,000	\$4.53

(2) 2025 Water rates (beginning February 1, 2025).

<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>
First 25,000	\$5.48
All over 25,000	\$4.62

There shall be no minimum consumption charge. A service charge of one dollar (\$1.00) will be charged per account per month.

Shall be amended to read as follows: (New language in bold print; deleted language stricken)

1040.01 RATES.

(a) Commencing with the billing date of **April 1, 2026**, the following monthly rates for all water users in the City are hereby established:

(1) 2026 Water rates (beginning ~~February 1, 2024~~ **March 1, 2026**):

<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>
First 25,000	\$5.48 \$5.59
All over 25,000	\$4.62 \$4.84

EXHIBIT B TO ORDINANCE NO. 9-26

(2) 2027 Water Rates (beginning ~~February 1, 2025~~ **January 1, 2027**).

<u>Gallons Used</u>	<u>Charge Per 1,000 Gallons</u>
First 25,000	\$5.59 \$5.70
All over 25,000	\$4.84 \$4.95

~~There shall be no minimum consumption charge.~~ A **monthly** service charge of one dollar (\$1.00) will be charged per account per month. **(\$5.00 with deduct meter)**

Payment of Water Charges. The water charges provided for in this section shall be payable monthly and shall be increased by a penalty of ten percent (10%) if such charges are not paid prior to the next billing date.

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That Section 1040.04(b)(1) of the Codified Ordinances of the City of Avon which currently reads as follows:

1040.04 CONNECTIONS; FEES; METERS.

(a) All water tap connections shall be made by the Department of Utilities of the City. (Ord. 51-84. Passed 7-9-84.)

(b) (1) The owner of real property upon which there is made a water tap connection with the Municipal waterworks system shall pay a fee according to the following schedule:

Tap Size (in.)	Nonrefundable Fee
3/4	\$3,776.77+*
1	\$3,776.77+*
1-1/2	\$10,754.22+*
2	\$10,754.22+*
3	\$11,645.04
4	\$11,645.04
6	\$13,973.52
8	\$16,516.50
10	\$22,237.60
12 +	\$33,360.25

+Rate effective July, 2022

*Check with Department of Utilities for current year's rate.

(Ord. 117-89. Passed 12-26-89; Ord. 58-17. Passed 7-3-17; Ord. 45-20. Passed 5-11-20; Ord. 121-22. Passed 11-14-22.)

Shall be amended as follows: (New language in bold print; deleted language stricken)

EXHIBIT B TO ORDINANCE NO. 9-26

1040.04 CONNECTIONS; FEES; METERS.

(a) All water tap connections shall be made by the Department of Utilities of the City. (Ord. 51-84. Passed 7-9-84.)

(b) (1) The owner of real property upon which there is made a water tap connection with the Municipal waterworks system shall pay a fee according to the following schedule:

Tap Size (in.)	Nonrefundable Fee
3/4	\$3,776.77+* \$4,016.14+*
1	\$3,776.77+* \$4,016.14+*
1-1/2	\$10,754.22+* \$11,435.83+*
2	\$10,754.22+* \$11,435.83+*
3	\$11,645.04
4	\$11,645.04
6	\$13,973.52
8	\$16,516.50
10	\$22,237.60
12 +	\$33,360.25

+Rate effective July, ~~2022~~ **2025**

*Check with Department of Utilities for current year's rate.

Fee will increase or decrease with any increase or decrease in the Cleveland Construction Cost Index published in July of each year and for every year thereafter.

(Ord. 117-89. Passed 12-26-89; Ord. 58-17. Passed 7-3-17; Ord. 45-20. Passed 5-11-20; Ord. 121-22. Passed 11-14-22.)

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That Section 1040.04(f) of the Codified Ordinances of the City of Avon which currently reads as follows:

(f) If, in the judgment of the Superintendent of Utilities, an approved backflow prevention device is necessary for the safety of the public water system, the Superintendent will give notice to the water consumer to install such an approved device immediately. The water consumer shall, at his or her own expense, install such an approved device at a location and in a manner approved by the Superintendent and shall have inspections and tests made of such approved devices as required by the Superintendent.

Shall be amended as follows: (New language in bold print; deleted language stricken)

EXHIBIT B TO ORDINANCE NO. 9-26

(f) If, in the judgment of the Superintendent of Utilities, an approved backflow prevention device is necessary for the safety of the public water system, the Superintendent will give notice to the water consumer to install such an approved device immediately. The water consumer shall, at his or her own expense, install such an approved device at a location and in a manner approved by the Superintendent and shall have inspections and tests made of such approved devices as required by the Superintendent. **A non-compliance fee of fifty dollars (\$50.00) shall be assessed for each backflow prevention device that is not in compliance with the annual inspection and testing requirements.**

EXHIBIT C TO ORDINANCE NO. 9-26

CHAPTER 1042 AMENDMENTS SEWERS

Section 1 - That Section 1042.02(e) of the Codified Ordinances of the City of Avon which currently reads as follows:

1042.02 SANITARY SEWER CHARGES.

(e) Tap-in Charges.

(1) There is hereby levied a sewer tap-in charge for each tap-in made to the sanitary sewerage system, of which 20% of the tap-in charge is to be deposited into Sanitary Sewer Fund No. 2, the funds from which shall be used for sewer debt reduction and/or for sewer operation and maintenance, and/or capital outlay, prior to the issuance of a building permit, if sanitary sewer service is available, or at the time that sanitary sewer service becomes available to a property owner, and, 80% of the tap-in charge is to be deposited into the Sanitary Sewer Replacement and Depreciation Fund as follows:

Meter Size (inches)	Non-Refundable Fee
3/4	\$2,644.48+*
1	\$2,644.48+*
1-1/2	\$4,231.17+*
2	\$4,231.17+*
3	\$12,300.75
4	\$12,300.75
6	\$24,601.50
8	\$43,111.20
10	\$64,666.80
12 +	\$115,747.50

+Rate effective July, 2022

*Check with Department of Utilities for current year's rate.

(Ord. 202-98. Passed 12-28-98; Ord. 190-01. Passed 12-17-01; Ord. 56-07. Passed 5-14-07; Ord. 17-11. Passed 2-28-11; Ord. 43-12. Passed 5-14-12; Ord. 15-14. Passed 1-27-14; Ord. 94-15. Passed 7-13-15; Ord. 68-16. Passed 6-13-16; Ord. 59-18. Passed 7-9-18; Ord. 68-19. Passed 7-8-19; Ord. 89- 19. Passed 10-15-19; Ord. 64-20. Passed 7- 13-20; Ord. 59-21. Passed 8-9-21; Ord. 3-24. Passed 1-22-24; Ord. 23-24. Passed 3-11-24.)

Shall be amended as follows: (New language in bold print; deleted language stricken)

EXHIBIT C TO ORDINANCE NO. 9-26

1042.02 SANITARY SEWER CHARGES.

(e) Sewer Tap-in Charges.

(1) There is hereby levied a sewer tap-in charge for each tap-in made to the sanitary sewerage system, of which 20% of the tap-in charge is to be deposited into Sanitary Sewer Fund No. 2, the funds from which shall be used for sewer debt reduction and/or for sewer operation and maintenance, and/or capital outlay, prior to the issuance of a building permit, if sanitary sewer service is available, or at the time that sanitary sewer service becomes available to a property owner, and, 80% of the tap-in charge is to be deposited into the Sanitary Sewer Replacement and Depreciation Fund as follows:

Meter Size (inches)	Non-Refundable Fee
3/4	\$2,644.48+* \$2,812.09+*
1	\$2,644.48+* \$2,812.09+*
1-1/2	\$4,231.17+* \$4,499.34+*
2	\$4,231.17+* \$4,499.34+*
3	\$12,300.75
4	\$12,300.75
6	\$24,601.50
8	\$43,111.20
10	\$64,666.80
12 +	\$115,747.50

+Rate effective July, ~~2022~~ **2025**

*Check with Department of Utilities for current year's rate.

Fee will increase or decrease with any increase or decrease in the Cleveland Construction Cost Index published in July of each year and for every year thereafter.

(Ord. 202-98. Passed 12-28-98; Ord. 190-01. Passed 12-17-01; Ord. 56-07. Passed 5-14-07; Ord. 17-11. Passed 2-28-11; Ord. 43-12. Passed 5-14-12; Ord. 15-14. Passed 1-27-14; Ord. 94-15. Passed 7-13-15; Ord. 68-16. Passed 6-13-16; Ord. 59-18. Passed 7-9-18; Ord. 68-19. Passed 7-8-19; Ord. 89- 19. Passed 10-15-19; Ord. 64-20. Passed 7- 13-20; Ord. 59-21. Passed 8-9-21; Ord. 3-24. Passed 1-22-24; Ord. 23-24. Passed 3-11-24.)

Section 2 - That Section 1042.02(i) which currently reads as follows:

1042.02 SANITARY SEWER CHARGES

(i) Schedule of Base Charge and Sewer Use Rate. The base charge and sewer use rate shall be fixed and established as follows, subject to adjustment pursuant to paragraph (h)(5) hereof:

EXHIBIT C TO ORDINANCE NO. 9-26

- (1) Base charge for all users: \$1.99/month
- (2) (a) In 2024 sewer use rate for all users: \$8.22/1,000 gallons
- (b) Beginning in 2025 sewer use rate for all users: \$8.55/1,000 gallons

The Director of Finance is hereby authorized and directed to adjust, from time to time, the dollar amount of the base charge and/or the sewer use rate fixed and established in this subsection to reflect any increase or decrease in such amount charged by the City of Avon, the City of North Ridgeville or the City of Avon Lake but no such adjustment shall take effect until the billing date following the Finance Director filing with the Clerk of Council a notice of the base charge adjustment or sewer use rate adjustment, as the case may be.

(Ord. 202-98. Passed 12-28-98; Ord. 190-01. Passed 12-17-01; Ord. 56-07. Passed 5-14-07; Ord. 17-11. Passed 2-28-11; Ord. 43-12. Passed 5-14-12; Ord. 15-14. Passed 1-27-14; Ord. 94-15. Passed 7-13-15; Ord. 68-16. Passed 6-13-16; Ord. 56-17. Passed 7-3-17; Ord. 59-18. Passed 7-9-18; Ord. 68-19; Passed 7-8-19; Ord. 64-20. Passed 7-13-20; Ord. 59-21. Passed 8-9-21; Ord. 3-24. Passed 1-22-24; Ord. 23-24. Passed 3-11-24.)

Shall be amended as follows: (New language in **bold** print)

1042.02 SANITARY SEWER CHARGES

(i) Schedule of Base Charge and Sewer Use Rate. The base charge and sewer use rate shall be fixed and established as follows, subject to adjustment pursuant to paragraph (h)(5) hereof:

- (1) Base charge for all users: \$1.99/month
- (2) (a) ~~In 2026~~ Sewer use rate for all users: ~~\$8.22~~ **\$9.06**/1,000 gallons
- (b) ~~Beginning in 2027~~ Sewer use rate for all users: ~~\$8.55~~ **\$9.60**/1,000 gallons

The Director of Finance is hereby authorized and directed to adjust, from time to time, the dollar amount of the base charge and/or the sewer use rate fixed and established in this subsection to reflect any increase or decrease in such amount charged by the City of Avon, the City of North Ridgeville or the City of Avon Lake but no such adjustment shall take effect until the billing date following the Finance Director filing with the Clerk of Council a notice of the base charge adjustment or sewer use rate adjustment, as the case may be.

(Ord. 202-98. Passed 12-28-98; Ord. 190-01. Passed 12-17-01; Ord. 56-07. Passed 5-14-07; Ord. 17-11. Passed 2-28-11; Ord. 43-12. Passed 5-14-12; Ord. 15-14. Passed 1-27-14; Ord. 94-15. Passed 7-13-15; Ord. 68-16. Passed 6-13-16; Ord. 56-17. Passed 7-3-17; Ord. 59-18. Passed 7-9-18; Ord. 68-19; Passed 7-8-19; Ord. 64-20. Passed 7-13-20; Ord. 59-21. Passed 8-9-21; Ord. 3-24. Passed 1-22-24; Ord. 23-24. Passed 3-11-24.)

Section 3 - That Section 1042.02(j) of the Codified Ordinances of the City of Avon which currently reads as follows:

EXHIBIT C TO ORDINANCE NO. 9-26

(j) Payment of Sewer Charges. The sewer charges provided for in this section and in Section 1042.13 shall be payable monthly at such locations as may be determined by the City. However, if such sewer charges are billed and collected with water charges, such charges are payable at the same times as such water charges are payable. The sewer charges provided for in this section and in Section 1042.13 shall be increased by a penalty of ten percent (10%) of such charges, if such charges are not paid prior to the next date of billing.

Shall be amended as follows: (New language in bold print; deleted language stricken)

(j) Payment of Sewer Charges. The **sanitary** sewer charges provided for in this section and in Section 1042.13 **Chapter** shall be payable monthly **and** at such locations as may be determined by the City. However, if such sewer charges are billed and collected with water charges, such charges are payable at the same times as such water charges are payable. The sewer charges provided for in this section and in Section 1042.13 shall be increased by a penalty of ten percent (10%) of such charges, if such charges are not paid prior to the next date of billing.