

RESOLUTION NO. 49-2011

Offered by: All of Council

A RESOLUTION OPPOSING THE 2011 RATE INCREASE PROPOSED BY WATER & SEWER LLC; AND DECLARING AN EMERGENCY.

WHEREAS, Water & Sewer LLC provides sewage disposal service to approximately 75 customers in the Village of Richfield and Richfield Township; and

WHEREAS, Water & Sewer LLC has filed a Notice of Intent with the Public Utilities Commission of Ohio seeking to substantially increase its current rates and charges for sewer service to these customers; and

WHEREAS, Water & Sewer LLC claims the proposed new rates, which represent an increase of approximately 40% over current rates, are needed because under the current rates, set in 2009 and based on 2007 costs, Water & Sewer LLC “continues to experience significant operating losses”; and

WHEREAS, this Council believes that Water & Sewer LLC’s proposed new rates are unreasonable and arbitrary, and will be an unjustified burden to customers; and

WHEREAS, this Council believes that Water & Sewer LLC’s proposed new rates are not in the best interest of the Village’s residents and the public health, safety and welfare and, for these reasons, this Council opposes the proposed rate increase.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio, that:

SECTION 1. The Village of Richfield is opposed to the 2011 sewer rate increase proposed by Water and Sewer LLC, finding the proposed new rates to be unreasonable and arbitrary, an unjustified burden to customers, and adverse to the public interest.

SECTION 2. The Clerk of Council is hereby directed to serve a certified copy of this Resolution upon the members of the Public Utilities Commission of Ohio.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason it is immediately necessary that the Public Utilities Commission of Ohio be advised of the Village’s opposition to the rate increased proposed by Water & Sewer LLC at the earliest possible time; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it

shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Aug 16, 2011

Robbie Bashara
President of Council

Michael P. Hayes
Mayor

Dated: 8/17/11

ATTEST:

Carolyn E. Sullivan
Clerk of Council