



ORDINANCE NO. 2023 - 277

**BOROUGH OF AVONDALE
CHESTER COUNTY, PENNSYLVANIA**

**AN ORDINANCE AMENDING THE AVONDALE
BOROUGH CODE OF ORDINANCES, TO AMEND
CHAPTER 398 OF THE CODE OF THE BOROUGH
OF AVONDALE TO INCREASE WATER RATES AND
TO INCORPORATE THOSE REVISIONS INTO THE
BOROUGH'S CODE OF ORDINANCES.**

WHEREAS, Avondale Borough Council has determined, with the input of the Borough Engineer and the Borough Treasurer, that certain adjustments should be made to water rates in the Borough;

WHEREAS, Avondale Borough Council has determined to increase water rates in order to be fiscally responsible, in order to begin charging water customers accurately for the cost of providing water services, and to account for increased costs related to daily operations of the water system;

NOW THEREFORE, BE IT HEREBY ENACTED AND ORDAINED, BY THE COUNCIL OF THE BOROUGH OF AVONDALE, CHESTER COUNTY, PENNSYLVANIA, TO AMEND THE AVONDALE BOROUGH CODE OF ORDINANCES, AS FOLLOWS:

SECTION 1. Section 398-5.A. shall be revised to read as follows:

“A. Residential customers.

- (1) The rates for metered residential water consumption shall be as follows:
 - (a) Zero gallons to 20,000 gallons per quarter: \$6.51 per 1,000 gallons.
 - (b) Twenty thousand and one gallons to 40,000 gallons per quarter: \$7.79 per 1,000 gallons.
 - (c) Over 40,001 gallons per quarter: \$8.46 per 1,000 gallons.
- (2) A minimum charge for each active residential metered service connection to the Borough's water supply system shall be \$32.56 per quarter, if the preceding rate-based consumption charges would be less. A service charge for each inactive residential metered service connection shall be in the same amount of \$32.56 , which shall be in lieu of the minimum charge, for any service connection that has been terminated. Such service charge shall be

due and payable each quarter until service is restored or service is permitted to be discontinued and capacity relinquished in accordance with the rules governing such discontinuance.”

SECTION 2. Section 398-5.B. shall be revised to read as follows:

“B. Nonresidential customers.

- (1) The base rate for nonresidential metered water consumption for each quarter shall be \$6.51 per 1,000 gallons, plus 20% of the nonresidential customer's average quarterly metered water consumption from the immediately preceding calendar year; provided, however, that if quarterly meter readings are not available for the immediately preceding calendar year, the rate shall be 120% of the base rate which shall be applied to the metered water consumption for the quarter being billed.
- (2) A minimum charge for each active, nonresidential metered service connection to the Borough's water supply system shall be \$32.56 per quarter, if the preceding rate-based consumption charges would be less. A service charge for each inactive nonresidential metered service connection shall be in the same amount of \$32.56 , which shall be in lieu of the minimum charge, for any service connection that has been terminated. Such service charge shall be due and payable each quarter until service is restored or service is permitted to be discontinued and capacity relinquished in accordance with the rules governing such discontinuance.”

SECTION 3. All other ordinances or resolutions or parts thereof, conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION 4. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts hereof. It is hereby declared as the intent of Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be effective upon enactment as by law provided.

PASSED by Borough Council this ____ day of March, 2023

BY: _____
Paul Morgan, President

APPROVED this ____ day of March, 2023.

BY: _____
Susan Rzucidlo, Mayor

ENACTED this ____ day of March, 2023

BY: _____
Sharon Norris, Borough Secretary

I HEREBY CERTIFY the foregoing is a true and correct copy of the said Ordinance duly adopted at a regular meeting of Borough Council held on the ____ day of March, 2023.

BY: _____
Sharon Norris, Borough Secretary