

VILLAGE OF CLIMAX
KALAMAZOO COUNTY, MICHIGAN

ORDINANCE 45

AN ORDINANCE TO AMEND THE CLIMAX VILLAGE CODE OF ORDINANCES, SECTION 7.104 (RATE CHARGES), TO PERMIT THE VILLAGE TO DISCONTINUE SERVICE WHERE ONE PAYMENT IS MORE THAN 30 DAYS DELINQUENT; TO REPEAL SECTION 1.035 REQUIRING TWO READINGS BEFORE AN ORDINANCE MAY BE PASSED; TO AMEND SECTION 1.036 TO COMPLY WITH STATE EFFECTIVE DATE AND PUBLICATION PROVISIONS; AND TO REPEAL ANY ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

VILLAGE OF CLIMAX ORDAINS:

ARTICLE I

Section 7.104(G)(2) is hereby amended and shall now read:

"In addition to the foregoing, the Village shall have the right to shut off water service to any premises for which charges for water service are more than 30 days delinquent, and such service shall not be reestablished until all delinquent charges and penalties and a turn-on charge in an amount as established by Resolution have been paid. Such charges and penalties may be recovered by the Village in any manner permitted by law."

ARTICLE II

Section 1.035, Adoption, is hereby repealed.

ARTICLE III

Section 1.036, Effective Date, is hereby amended and shall now read:

"All Ordinances passed by the Village Council shall state its effective date, which may be upon publication, except that an Ordinance imposing a sanction shall not take effect before the 20th day after its passage or before the date of its publication, whichever occurs first. Ordinances shall be published as required by law."

ARTICLE IV

All Ordinances or parts thereof in conflict herewith are hereby repealed and shall be of no further force and effect.

ARTICLE V

Any and all sections, terms, provisions and/or clauses herein shall be deemed independent and severable. Should any Court of competent jurisdiction hold any section, term provision or clause void and/or invalid, all remaining sections, terms, provisions and/or clauses not held void and/or invalid shall continue in full force and effect.

ARTICLE VI

This Ordinance shall be published on May 23, 2008 and take effect on May 23, 2008.

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CERTIFICATE

I, Scott Torrance, Village Clerk for the Village of Climax, do hereby certify that the foregoing Climax Ordinance No. 45 adopted by the Village Council at a regular meeting held on May 20, 2008, and that the following is a record of the vote of the members of said Village Council on said Ordinance.

AYES: Bill Lewis, Lisa Strong, Terry Strong, Bill Twiss and Bill Rogers.

NAYS: None.

ABSENT: David Dell and Thomas Jones.

ABSTAIN: None.

Scott Torrance, Village Clerk