

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2014, Legislative Day No. 9

Bill No. 22-14

Introduced by Mr. Jones and Mr. Grasso

By the County Council, April 21, 2014

Introduced and first read on April 21, 2014
Public Hearing set for and held on May 19, 2014
Bill AMENDED June 2, 2014
Public Hearing on AMENDED BILL set for June 16, 2014
Bill Expires July 25, 2014

By Order: Elizabeth E. Jones, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Utilities – Fees and Charges

2
3 FOR the purpose of providing for a credit against certain capital facility recoupment
4 charges; providing for a credit against certain interest and penalties for capital facility
5 recoupment charges; and generally relating to utility charges.

6
7 WHEREAS, the Capital Facility Recoupment Charge for metered water charges
8 was created by Bill No. 37-11, with an effective date of July 1, 2011; and

9
10 WHEREAS, certain water haulers informed members of the County Council that
11 they were provided insufficient notice of the rate increase and many were locked
12 into billing agreements that prevented them from adjusting for the new charge;
13 and

14
15 WHEREAS, County Department of Public Works officials agreed there was no
16 advance notice to said haulers of the rate increase included in Bill No. 37-11 but
17 the officials indicated they were unable to provide relief for the hardship created
18 for the businesses affected by the sudden rate change, asserting that Code
19 requirements prevent them from issuing a credit for the sudden increase in fees,
20 and

21
22 WHEREAS, certain water haulers have been unable to recover the increased costs
23 and have maintained certain arrearages; now, therefore

EXPLANATION: Underlining indicates amendments to bill.
~~Strikeover~~ indicates matter stricken from bill by amendment.

1 SECTION 1. *Be it enacted by the County Council of Anne Arundel County,*
2 *Maryland,* That, notwithstanding any other provision of law, commercial water haulers
3 who had an existing account with the County as of June 30, 2011, and who obtained
4 water from a County fire hydrant and resold that water to businesses or private
5 individuals, that was assessed a capital facility recoupment charge on their first bill after
6 July 1, 2011, shall be entitled to a one-time credit equal to 50% of the cost of the capital
7 facility recoupment charge for their first bill for which the charge was assessed.

8
9 SECTION 2. *And be it further enacted,* That, notwithstanding any other provision of
10 law, commercial water haulers who had an existing account with the County as of June
11 30, 2011, and who obtained water from a County fire hydrant and resold that water to
12 businesses or private individuals, that were assessed a capital facility recoupment charge
13 on the first bill after July 1, 2011 and who incurred interest or penalties on outstanding
14 capital facility recoupment charges charged on the first bill after July 1, 2011, shall be
15 entitled to a one-time credit of 50% of the interest and penalties imposed on outstanding
16 capital facility recoupment charges charged in the first bill after July 1, 2011, provided
17 the interest and penalties are paid with the outstanding balance.

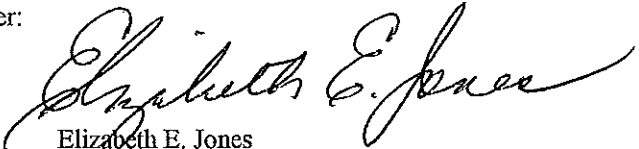
18
19 SECTION 3. *And be it further enacted,* That, in order for a commercial water hauler
20 to receive a one-time credit of 50% of the capital facility recoupment charge or 50% of
21 the interest or penalties on the capital facility recoupment charge in accordance with
22 Sections 1 and 2 of this Bill, the commercial water hauler shall submit a written request
23 to the County on a form provided by the Department of Public Works within 90 days of
24 written notice from the County of eligibility for the refund. The form shall require the
25 commercial water hauler to certify that the commercial water hauler obtained water from
26 a County fire hydrant and resold that water to businesses or private individuals in order to
27 obtain a one-time credit in accordance with Sections 1 and 2 of this Bill.

28
29 SECTION 3-4. *And be it further enacted,* That this Ordinance shall take effect 45
30 days from the date it becomes law.

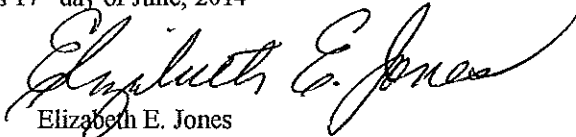
AMENDMENT ADOPTED: June 2, 2014

READ AND PASSED this 16th day of June, 2014

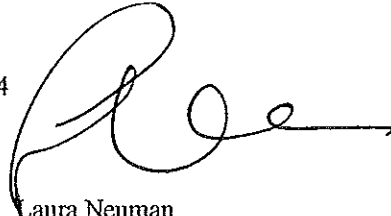
By Order:


Elizabeth E. Jones
Administrative Officer

PRESENTED to the County Executive for her approval this 17th day of June, 2014


Elizabeth E. Jones
Administrative Officer

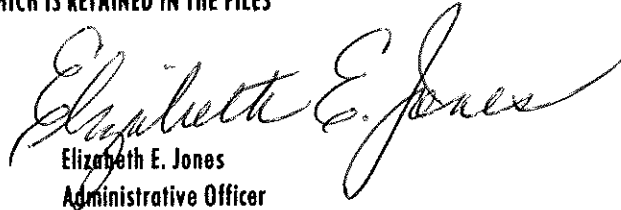
APPROVED AND ENACTED this 27 day of June, 2014



Laura Neuman
County Executive

EFFECTIVE DATE: August 7, 2014

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
22-14. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.



Elizabeth E. Jones
Administrative Officer