

AN ORDINANCE TO AMEND
TITLE 13
OF THE CODE OF EMMITSBURG
ENTITLED
PUBLIC SERVICES

BE IT RESOLVED, ENACTED AND ORDAINED by the Mayor and Board of Commissioners of the Town of Emmitsburg, Maryland, pursuant to the authority granted to them by the laws of Maryland and the Charter of the Town of Emmitsburg, that Title 13, Sections 13.04.040, 13.04.041, & 13.08.090 & 13.08.111 of the Emmitsburg Municipal Code, be amended as follows:

New language is indicated by being in **BOLD, CAPITAL LETTERS**, and deleted language is designated by being in ~~[brackets and strike out]~~.

Chapter 13.04 - Water System

13.04.040 Water service and connection capacity charges.

- A. Each new service or connection applied for shall be charged a connection capacity fee of eight thousand two hundred dollars (\$8,200.00) per residential unit, or pursuant to the town's "water and sewer service allocation chart" for all other uses, payable at the time the ~~[building]~~ **ZONING** permit is applied for. All water service shall be metered and such meter shall be purchased by the applicant, and installation shall be performed by the applicant at the applicant's expense, and will be maintained by the town. Installation must be inspected and approved by the town.
- B. In the event such water connection is not completed within one year from the date of the obtainment of the permit, such permit to connect with the water system shall become null and void and purchase fee, in full, shall be refunded.
- C. ~~[Any user contracting/agreeing to use two million (2,000,000) gallons or more per quarter for a period of ten years or more may request to negotiate their connection fees with the mayor and commissioners.]~~

A SEWER AND WATER CONNECTION FEE PAYMENT PLAN IS ESTABLISHED FOR NON-RESIDENTIAL PROPERTIES THE TERMS AND CONDITIONS OF WHICH WILL BE DETERMINED FROM TIME TO TIME BY THE MAYOR AND BOARD OF COMMISSIONERS AND ENACTED BY RESOLUTION.

- D. All funds collected as connection/capacity fees will be restricted/reserved and limited to be used to enhance, repair and maintain the town's water and wastewater treatment systems.

13.04.041 – Water ~~[allocation other than residential.]~~ **FIXTURE UNIT CHART FOR EQUIVALENT UNITS FOR COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL PROPERTIES.**

- A. Each new service, other than residential, applied for shall be charged an allocation fee based upon the following fixture unit chart for equivalent units:

Fixture Type	Trap Size	Fixture Unit Value
APARTMENT (PER APARTMENT)²	—	10
Bath tub with or without integral shower	1½ or 2	4
Combination sink and tray	1½	3
Combination sink and tray with food disposal unit	½ separate	4
Dental unit or cuspidor	1½	1
Dental lavatory	1½	1
Drinking fountain - SINGLE	1½	1
DRINKING FOUNTAIN – HIGH/LOW OR DOUBLE	1½	2
Dishwasher (commercial)	1½	6
Dishwasher (domestic type)	1½	4
Eyewash	1½	1
Floor drain ³	2 - 3	[3] 4
[Floor Drain]	[3]	[5]
Floor drain	4	6
Floor drain	6	8
Floor drain (demonstration fume hood)	2	3
Floor sink	3	6
Floor sink	4	7
Fume hood with drain	2	2

Trench drains (every [2°]3' min. 9[°]') (per each trench drain)	—	1
ICE CREAM DIPPER WELL	—	3
Kitchen sink (domestic type)	1½	4
Kitchen sink (domestic type with food disposal unit)	1½	5
Lavatory [†]	1½	2
Lavatory tray (1 or 2 compartments)	1½	3
Print washer	—	3
Processing sink	—	3
Shower, 2 heads	—	8
Shower, 3 heads	—	12
Shower, 4 heads	—	16
Shower stall (domestic type)	2	4
Shower (group) per head w/2 or more	—	4
Sinks:	—	—
Bar with disposer	1½	3
Bed pan	—	6
Classroom	—	3
Mop, SINGLE BOWL	2	3
MOP, DOUBLE BOWL	2	6
PEDICURE	—	2
Pot, scullery, etc.	1½	4

Print	—	3
Service, SINGLE BOWL	3	3
Surgeon's	1½	3
Three-compartment	—	6
Urinal:	—	—
Pedestal	3	10
Wall or stall	2	5
Trough (for 18 inch length)	—	2
WATERLESS	—	2
Ventilator	2	3
Wash sink (circular or multiples each set [ø] OF faucets - or 12[°]”)	1½	2
Washing machine	1½	4
Water closet	3	10
Water cooler, electric with drain	1½	1
Motel room or dormitory room:	—	2.5
[Bathroom only]	—	[7.5]
[Bathroom and kitchenette]	—	[10]
Continuing care retirement community living units and beds only:		
Comprehensive Care Bed	—	2.5
Assisted Living Unit	—	5
Independent Living Unit	—	7.5

2 DOES NOT INCLUDE APARTMENTS WITH ASSISTED LIVING/NURSING HOME/REHABILITATION/RETIREMENT CENTERS.

3 FLOOR DRAINS USED TO COLLECT WATER FROM A SERIES OF FIXTURES WILL BE CHARGED BY THE FIXTURE UNITS OF THE FIXTURES OR BY THE DRAIN SIZE, WHICHEVER IS GREATER.

Fixtures and other connections which are not included in this list will need to be rated by staff upon request. Fifteen (15) fixture unit values or any fraction thereof would equate to one residential house or dwelling.

Chapter 13.08 – Sewer System

13.08.090 – Sewer service and connection capacity charges.

- A. The fee for making connection with any sanitary sewer main and/or sewer system maintained by the town shall be eight thousand dollars (\$8,000.00) per residential unit or pursuant to the town's "water and sewer service allocation chart" for all other uses payable at the time the [building] ZONING permit is applied for. In addition, thereto, the property owner shall pay all costs involved in said connection.
- B. In the event said sewer connection is not completed within one year from the date of the obtaining of the permit, said permit to connect with the sewer system shall become null and void and purchase fee, in full, shall be refunded.
- C. ~~[Any user contracting/agreeing to use two million (2,000,000) gallons or more per quarter for a period of ten years or more may request to negotiate their connection fees with the mayor and commissioners.]~~
A SEWER AND WATER CONNECTION FEE PAYMENT PLAN IS ESTABLISHED FOR NON-RESIDENTIAL PROPERTIES THE TERMS AND CONDITIONS OF WHICH WILL BE DETERMINED FROM TIME TO TIME BY THE MAYOR AND BOARD OF COMMISSIONERS AND ENACTED BY RESOLUTION.
- D. All funds collected as connection/capacity fees will be restricted/reserved and limited to be used to enhance, repair and maintain the town's water and wastewater treatment systems.

13.08.111 – Sewer ~~[allocation other than residential.]~~ **FIXTURE UNIT CHART FOR EQUIVALENT UNITS FOR COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL PROPERTIES.**

- A. Each new service, other than residential, applied for shall be charged an allocation fee based upon the following fixture unit chart for equivalent units:

Fixture Type	Trap Size	Fixture Unit Value
APARTMENT (PER APARTMENT)²	—	10
Bathtub with or without integral shower	1½ or 2	4
Combination sink and tray	1½	3
Combination sink and tray with food disposal unit	½ separate	4
Dental unit or cuspidor	1½	1
Dental lavatory	1½	1
Drinking fountain - SINGLE	1½	1
DRINKING FOUNTAIN – HIGH/LOW OR DOUBLE	1½	2
Dishwasher (commercial)	1½	6
Dishwasher (domestic type)	1½	4
Eyewash	1½	1
Floor drain ³	2 - 3	[3] 4
[Floor Drain]	[3]	[5]
Floor drain	4	6
Floor drain	6	8
Floor drain (demonstration fume hood)	2	3
Floor sink	3	6
Floor sink	4	7
Fume hood with drain	2	2

Trench drains (every [2 ^o]3' min. 9[^o]) (per each trench drain)	—	1
ICE CREAM DIPPER WELL	—	3
Kitchen sink (domestic type)	1½	4
Kitchen sink (domestic type with food disposal unit)	1½	5
Lavatory [±]	1½	2
Lavatory tray (1 or 2 compartments)	1½	3
Print washer	—	3
Processing sink	—	3
Shower, 2 heads	—	8
Shower, 3 heads	—	12
Shower, 4 heads	—	16
Shower stall (domestic type)	2	4
Shower (group) per head w/2 or more	—	4
Sinks:	—	—
Bar with disposer	1½	3
Bed pan	—	6
Classroom	—	3
Mop, SINGLE BOWL	2	3
MOP, DOUBLE BOWL	2	6
PEDICURE	—	2
Pot, scullery, etc.	1½	4

Print	—	3
Service, SINGLE BOWL	3	3
Surgeon's	1½	3
Three-compartment	—	6
Urinal:	—	—
Pedestal	3	10
Wall or stall	2	5
Trough (for 18 inch length)	—	2
WATERLESS	—	2
Ventilator	2	3
Wash sink (circular or multiples each set [ø] OF faucets - or 12[ø])	1½	2
Washing machine	1½	4
Water closet	3	10
Water cooler, electric with drain	1½	1
Motel room or dormitory room:		2.5
[Bathroom only]	—	[7.5]
[Bathroom and kitchenette]	—	[10]
Continuing care retirement community living units and beds only:		
Comprehensive Care Bed	—	2.5
Assisted Living Unit	—	5
Independent Living Unit	—	7.5

2 DOES NOT INCLUDE APARTMENTS WITH ASSISTED LIVING/NURSING HOME/REHABILITATION/RETIREMENT CENTERS.

3 FLOOR DRAINS USED TO COLLECT WATER FROM A SERIES OF FIXTURES WILL BE CHARGED BY THE FIXTURE UNITS OF THE FIXTURES OR BY THE DRAIN SIZE, WHICHEVER IS GREATER.

Fixtures and other connections which are not included in this list will need to be rated by staff upon request. Fifteen (15) fixture unit values or any fraction thereof would equate to one residential house or dwelling.

BE IT FURTHER RESOLVED, ENACTED AND ORDAINED that this Ordinance shall take effect on the date on which the Mayor approves the Ordinance after passing by the Board of Commissioners or on the date on which the Board of Commissioners passes the Ordinance over the veto of the Mayor.

PASSED this 6th day of January, 2020

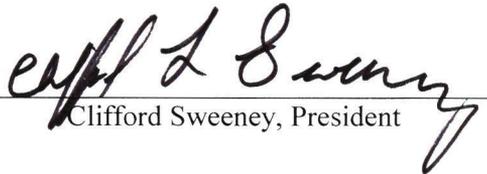
by a vote of 4 for, 1 against, 0 absent, and 0 abstain.

ATTEST:

EMMITSBURG BOARD OF COMMISSIONERS:



Madeline Shaw, Town Clerk



Clifford Sweeney, President

MAYOR



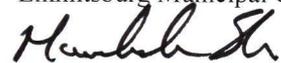
 APPROVED VETOED

this 6th day of January, 2020.



Donald N. Briggs, Mayor

I hereby certify that the foregoing Ordinance has been posted as required by Chapter 2.04 of the Emmitsburg Municipal Code.



Madeline Shaw, Town Clerk

Date: 01/07/2020