

First Reading 6/6/22
Second Reading 6/20/22

TOR-2022-9

**AN ORDINANCE TO AMEND CHAPTER 175 OF THE CODE OF THE TOWN OF
AGAWAM**

(Sponsored by Mayor William P. Sapelli)

WHEREAS, Chapter 175 (Article IX) of the Code of the Town of Agawam relates to wastewater “USER Charges”; and

WHEREAS, Section 61 of Chapter 175 of the Town Code requires that sewer bills be mailed out on a semiannual basis; and

WHEREAS, the administration seeks to change the billing cycle from semiannual to a quarterly basis; and

WHEREAS, in addition, the Department of Public Works has had difficulty ordering properties to have proper backflow preventers (devices used to prevent wastewater from flowing back into a cellar due to a blockage) because the Town Code currently places the obligation on the owner of the device rather than the owner of the property; and

WHEREAS, in order to clarify the rate setting process, the Department of Public Works recommends amending the Town Code that rates are subject to the approval of the City Council.

NOW THEREFORE, the Agawam City Council hereby amends Chapter 175 of the Code of the Town of Agawam in the following manner:

Chapter 175 Section 61

B(3)

After “shall be billed on”, insert “at least a”

D(4)

After “assessed”, insert “at least”

Add new section F(1) with the following language

“All rates and fees set above in 175-61 shall be adjusted from time to time by the Department of Public Works subject to the approval of the City Council.”


Chapter 175 Section 76A

Delete “owner of the device”

Insert in its place “owner of the property where the devices are installed”


DATED THIS 21st DAY OF June, 2022.

PER ORDER OF THE AGAWAM CITY COUNCIL



Christopher C. Johnson, President

APPROVED AS TO FORM AND LEGALITY



Stephen J. Buoniconti, Solicitor

Orig: Town Clerk
cc: Council
cc: Auditor
cc: Treasurer
cc: DPW
cc: Law
cc: Mayor


MAYORAL ACTION

Received this 22nd day of June, 2022 from Council Clerk.

Signed by Council President this 21st day of June, 2022.

APPROVAL OF LEGISLATION

By the powers vested in me pursuant to Article 3, Section 3-6 of the Agawam Charter, as amended, I hereby approve the passage of the above legislation on this 22nd day of June, 2022.



William P. Sapelli, Mayor

DISAPPROVAL OF LEGISLATION

By the powers vested in me pursuant to Article 3, Section 3-6 of the Agawam Charter, as amended, I hereby veto the passage of the above legislation on this _____ day of _____, 2022 for the following reason(s):

William P. Sapelli, Mayor

RETURN OF LEGISLATION TO COUNCIL CLERK

Returned to Council Clerk this 22nd day of June, 2022.

Budget impacts

There will be additional costs for increased mailing, postage and notices. There is also a likely impact of needing to hire an additional staff member to coordinate the mailings.

All additional costs have been contemplated and are included in the proposed FY2023 budget.