

**CITY OF SILVERTON**  
**ORDINANCE**  
**19-04**

**AN ORDINANCE OF THE SILVERTON CITY COUNCIL AMENDING SILVERTON MUNICIPAL CODE CHAPTER 13.04 TO UPDATE CODE LANGUAGE REGARDING DELINQUENT UTILITY ACCOUNTS**

**WHEREAS**, the City desires to extend the grace period for charging late fees; and

**WHEREAS**, the City desires to remove the fee amounts from the Silverton Municipal Code and establish those amounts through resolution.

**NOW, THEREFORE, THE CITY OF SILVERTON ORDAINS AS FOLLOWS:**

Section 1: The Silverton Municipal Code is amended in substantially the same form as set forth in the attached Exhibit 'A' (Chapter 13.04).

Section 2: This ordinance is and shall be effective within 30 days of its passage.

Ordinance adopted by the City Council of the City of Silverton, this 1<sup>st</sup> day of April, 2019.

  
\_\_\_\_\_  
Mayor, City of Silverton  
Kyle Palmer

ATTEST


  
\_\_\_\_\_  
City Manager/Recorder, City of Silverton  
Christy S. Wurster

Exhibit 'A'

(additions in *italics* and deletions in ~~strikethrough~~)

**Chapter 13.04**

**UTILITY FEES, CHARGES, BILLING AND COLLECTION**

**13.04.220 Delinquent accounts.**

A. Utility bills are delinquent if not paid by the due date. A late fee *and monthly interest charge* will be added to ~~the~~ delinquent accounts. *All fees and interest rates for delinquent utility accounts shall be set by resolution of the city council.* ~~balance on the next business day following the due date.~~

~~B. The city will add a one and one-half percent monthly interest charge on the delinquent balance if the utility bill is not paid by the last business day of the month following the billing month. The city will continue to add a one and one-half percent monthly interest charge for every subsequent month in which the account is delinquent.~~

~~B.~~ Water service for delinquent utility accounts may be turned off after the city provides the customer with written notice:

1. The city will send written notice to the occupant and person responsible for the account (if they are different) stating that water service will be discontinued unless the delinquent account balance is paid by 5:00 p.m. on the date specified in the delinquent notice. The city must mail the notice at least 10 *business* days before the shut off date. Water services will not be turned off after 3:00 p.m. nor will water services be turned off on Fridays, weekends, or the day before a regular holiday.

2. The notice shall indicate that the property owner is responsible for payment of any unpaid balance and that the unpaid balance will remain a lien against the premises as authorized by the utility code.

~~D.~~ If the full payment of the delinquent amount is not made by the date designated on the turn-off notice, the water may be immediately turned off. At the time water service is turned off, a notice will be posted on the premises indicating the water service has been turned off and it may be restored by payment of the delinquent amount, a restoration fee, and/or an additional deposit as set forth in SMC 13.04.130.

~~E.~~ Before restoration of service by the city, the delinquent bill and administrative fee must be paid, unless the finance director or director's designee approves a deferred payment schedule.

~~E.~~ Delinquent utility accounts totaling less than \$25.00 will not be turned off unless circumstances indicate the service has been abandoned.