

CITY OF HOMER
HOMER, ALASKA

ORDINANCE 93-2

filed
Lrd Reading
02/22/93

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF HOMER REGARDING SERVICE FEES AND SERVICE
DEPOSITS, AMENDING SECTIONS 14.08.080 AND 14.08.091
AND ESTABLISHING SECTION 14.08.095,
LANDLORD UTILITY AGREEMENT

WHEREAS, a request has been made to establish a
landlord/tenant agreement for utility services; and

WHEREAS, the city hereby determines that this service
will be a benefit to the City of Homer utility customers;

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. Section 14.08.080, subsection b., of the
Homer City Code is hereby amended to read as follows:

b. In addition to all other charges, the
following fees shall apply:

<u>Service</u>	<u>Fee</u>
Establishing service (includes one-time disconnect)	\$30.00
<u>Landlord transfer service</u>	<u>\$20.00</u>
Service calls, inspections and minor repairs not to exceed one hour labor	\$25.00
Service calls, inspections and major repairs requiring in excess of one hour labor	Actual costs city employee hourly wage

Section 2. Section 14.08.091, subsection c., of the
Homer City Code is hereby amended, and a new subsection d. is
hereby added to read as follows:

c. Except as provided in subsection d.,
deposits and any accrued interest shall be
refunded:

1. In December of each year following
one year of service provided the customer has

demonstrated a good payment history with no delinquencies; or

2. within forty-five days after the date of disconnection; provided, that the deposit and interest shall first be applied to any outstanding balance.

d. Deposits being held pursuant to a landlord utility agreement will not be refunded until such time as the agreement is terminated; provided, that the deposit and interest shall first be applied to any outstanding balance.

Section 3. A new Section 14.08.095 is hereby added to the Homer City Code to read as follows:

14.08.095 Landlord Utility Agreement. a. The city may agree with a landlord to continue to provide water and sewer service to the landlord's property when there is no tenant or the tenant fails to make utility payments as required by this Code.

b. In order to activate this service, the landlord must sign a connect order, enter into a landlord utility agreement with the City, and pay a deposit and establishing-service fee in accordance with §§ 14.08.080 and 14.08.091.

c. In the event the landlord is delinquent in payment of water or sewer billings under a landlord utility agreement, the city may apply the deposit plus interest to the delinquent account, terminate the water service to the property, and cancel the landlord utility agreement. These remedies shall be in addition to any other remedy available at law or in equity.

Section 4. This ordinance is of a permanent and general character and shall be included in the City code.

ENACTED BY THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA,
this ____ day of _____, 1993.

CITY OF HOMER

HARRY E. GREGOIRE, MAYOR

ATTEST:

MARY L. SHANNON, CITY CLERK

AYES:
NOES:
ABSTAIN:
ABSENT:

First Reading:
Public Hearing:
Second Reading:
Effective Date:

Reviewed and approved as to form and content:

RICHARD LELAND
CITY MANAGER

GORDON J TANS
CITY ATTORNEY