

**RESOLUTION 2017 – 9**

**ELK RAPIDS TOWNSHIP  
SEWER SYSTEM EQUIPMENT REPLACEMENT FUND –BUILDING SEWERS**  
Township of Elk Rapids, County of Antrim, Michigan

At a Special Meeting of the Township Board, Township of Elk Rapids, County of Antrim, Michigan, held in the Township Hall on the 2nd day of June, 2017, at 2:00 p.m. Eastern Daylight Time.

PRESENT: Members: D. Amos, S. Boisvert, M. Szymanski, A. Isenhart  
ABSENT: Members: R. Hults

The following preamble and resolution offered by Member Szymanski and supported by Member Amos.

WHEREAS, the Township of Elk Rapids owns and operates a sanitary sewer system comprised of a collection system around Birch Lake, a lift station and an interceptor trunk line running from the Birch Lake collection system to the Village of Elk Rapids waste water treatment plant, and

WHEREAS, the Township of Elk Rapids adopted a Sewer Use Ordinance that requires certain property owners to connect their establishments used for human occupancy to the Township sewer system at their expense, and

WHEREAS, the Township of Elk Rapids Sewer Ordinance provides that responsibility for all costs and expenses incidental to the installation, connection and future maintenance of the customers' building sewers shall be the property owners, and

WHEREAS, the Township of Elk Rapids pursuant to its sewer use ordinance has adopted sewer rates intended to provide sufficient revenue to cover all of the expenses of operating a sanitary sewer system, including funding an equipment replacement fund, and

WHEREAS, the Township of Elk Rapids has been unable to build a sufficient equipment replacement fund, which is necessary for the future replacement of the collection system, lift station and interceptor trunk pipeline, as a result of using money from the equipment replacement fund to replace Birch Lake customers' grinder pumps and panels, previously perceived to be part of the public system, and

WHEREAS, the Township of Elk Rapids' engineers and counsel have presented the Township of Elk Rapids Board with various options for addressing the problem of not having a sufficient equipment replacement fund and the potential for operating at a deficit in the next year, and

WHEREAS, following meetings with Township sewer system customers and receipt of communications from such customers, it appears that a majority of Township sewer system customers oppose a sewer rate increase high enough to build a sufficient equipment replacement fund.

NOW THEREFORE, be it resolved that the policy of the Township of Elk Rapids concerning the operation of the Township sewer system shall include the following:

1. Grinder pumps, panels, sewer laterals and any related equipment comprising building sewers are private property, the repair and replacement of which will be the responsibility of the property owners; the Township will not use equipment replacement fund money to repair or replace such equipment;

2. The Township of Elk Rapids sewer system customers replacing their grinder pumps and/or panels must replace them with equipment that meets the technical specifications attached to this resolution and made a part hereof.

3. The Township of Elk Rapids sewer system customers who repair or replace their grinder pumps and/or panels must hire qualified contractors, including, but not limited to the Village of Elk Rapids DPW;

4. The Township of Elk Rapids sewer system rate and benefit schedule is as follows:

Operation of Maintenance	\$15.00 per customer per month
Repair and Replacement	19.10
Administration Fee	2.00 ( <i>adjusts at rate of \$0.10 per year</i> )
Debt	<u>16.30</u>
TOTAL	\$52.40

5. The Township of Elk Rapids will re-evaluate the rates every February to be effective in April.


Be it further resolved that all resolutions and parts of resolutions insofar as the same conflict with the provisions of this Resolution shall be and the same is hereby rescinded.

Be it further resolved that the rate and benefit schedule established herein shall be effective thirty (30) days from date of publication of this Resolution.

AYES: MEMBERS: 4  
NAYS: MEMBERS: 0  
ABSENT: MEMBERS: R. Hults

RESOLUTION DECLARED ADOPTED

I, Shelley Boisvert, duly elected Elk Rapids Township Clerk, do hereby certify that the above Resolution was adopted by the Elk Rapids Township Board at its special meeting on June 2, 2017.

  
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Shelley Boisvert  
Township Clerk