



## Legislation Details (With Text)

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**Type:** Ordinance      **Status:** Passed

**File created:** 6/13/2014      **In control:** Public Utilities Committee

**On agenda:** 7/14/2014      **Final action:** 7/17/2014

**Title:** To authorize the Director of Public Utilities to reimburse M W Realty Co. Inc. for over-payment of clean river and stormwater charges, to authorize a revenue reduction transaction of \$28,881.42 and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
7/17/2014	1	CITY CLERK	Attest	
7/16/2014	1	MAYOR	Signed	
7/14/2014	1	COUNCIL PRESIDENT	Signed	
7/14/2014	1	Columbus City Council	Approved	Pass

**BACKGROUND:** The Department of Public Utilities recommends reimbursement to M W Realty Co. Inc., 5059 Broadview Rd, Columbus, Ohio 43230 (account number 143-1029663) for over-payment of clean river and stormwater charges. Between July 26, 2007 to September 5, 2013, the customer was over-billed for and paid for a cumulative 2700 Equivalent Residential Units (ERUs) of clean river charges and storm water charges, when the charges were for a cumulative 1525 ERUs of clean river and storm water charges. This overbilling and overpayment resulted in a customer credit of \$29,758.24. The reason for the difference is relative to a re-calculation of the impervious areas for commercial and industrial customers.

Subsequent customer billings have reduced the customer credit to a total of \$28,881.42. The Department of Public Utilities requests that this credit be returned to M W Realty Co. Inc.

It is requested that that this legislation be handled in an emergency manner in order to reimburse the customer at the earliest possible date.

Contract Compliance is not required as this refund is necessary to our customer to whom we have agreed to provide services.

**FISCAL IMPACT:** There is no budgetary impact because we are returning a portion of funds the customer paid. Revenues are not significantly impacted by this legislation.

To authorize the Director of Public Utilities to reimburse M W Realty Co. Inc. for over-payment of clean river and stormwater charges, to authorize a revenue reduction transaction of \$28,881.42 and to declare an emergency.

**WHEREAS,** the Department of Public Utilities recommends reimbursement to M W Realty Co. Inc., 5059 Broadview

Rd, Columbus, Ohio 43230 for over-payment of clean river and stormwater charges; and

**WHEREAS**, the adjustment was made after the customer was billed for and paid for 2700 ERUs of clean river charges and storm water charges, when they should have been charged 1525 ERUs of clean river and storm water from July 26, 2007 to September 5, 2013; and

**WHEREAS**, this overbilling and overpayment resulted in a customer credit of \$29,758.24 and subsequent customer billings have reduced the credit to a total of \$28,881.42; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to reimburse M W Realty Co. Inc., 5059 Broadview Rd, Columbus, Ohio 43230 for clean river and stormwater charges, in an emergency manner in order to reimburse them at the earliest possible date, for the immediate preservation of public health, peace, property and safety; now, therefore

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS**

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to reimburse M W Realty Co. Inc. 5059 Broadview Rd, Columbus, Ohio 43230 (account number 143-1029663) for clean river and stormwater charges.

**SECTION 2.** That a revenue reduction transaction in the total amount of \$28,881.42 or as much thereof as may be needed is hereby authorized from:

Storm Sewer Operating Fund 675, Dept. 60-15, \$17,391.39  
Sewerage System Operating Fund 650, Dept. 60-05, \$ 11,490.03

**SECTION 3.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.