

DETROIT CHARTER REVISION COMMISSION
PROPOSAL/ISSUE REVIEW SUMMARY

ISSUE NUMBER: GDS 99

ISSUE CATEGORY: Government Department & Services

SOURCE: Mayor Bing Administration
Letter, Rec'd December 21, 2010

RELATED CHARTER SECTIONS: §7-1502([Water and Sewerage] Powers)

RELEVANT ORDINANCE SECTION:

RELEVANT LAW(S):

ISSUE/PROPOSAL STATEMENT: Remove language allowing the Board to receive additional authority to establish rates by ordinance. Recognize that the Board has exclusive authority concerning construction, management, supervision, maintenance, extension, expansion, operation, use and control of all water, drainage and sewerage assets owned by the City. Require Board to make and enforce all necessary rules and regulations for the department and for the exercise of other powers conferred upon it by Charter. Various grammatical changes.

ARTICLE 7. THE EXECUTIVE BRANCH: PROGRAMS, SERVICES AND ACTIVITIES

CHAPTER 15. WATER AND SEWERAGE

Sec. 7-1502. Powers.

Under the direction of the Board, the department shall supply water, drainage and sewerage services within and outside of the city.

The Board shall periodically establish equitable rates to be paid:

1. By the owner or occupant of each house or building using water, drainage, or sewerage services; and
2. By any person, municipality, or public or private entity or agency ~~making a wholesale purchase of~~ receiving water, drainage or sewerage services from the city.

Unless otherwise provided by contract, the unpaid charges for water, drainage, and sewerage services, with interest, shall be a lien of the City upon the real property using or receiving ~~them~~ the service.

The Board may make all necessary adjustments in the collection of water, drainage or sewerage charges.

~~The board may be given additional authority to establish rates by ordinance.~~

The Board shall make and enforce all necessary rules and regulations for the Department, and for the exercise of such other powers as are conferred upon the Board by this Charter.

Upon the request of the Mayor, the Board shall advise the various agencies of the City on matters involving water resource management.

The Board shall have exclusive charge of the construction, management, supervision, maintenance, extension, expansion, operation, use and control of all water, drainage and sewerage assets owned by the City.

RATIONALE: *“The changes in the rate language clarifies that the section applies not only to persons and entities with contracts with the Detroit Water and Sewerage Department, but also to all persons and entities using the Detroit Water and Sewerage System. In addition, the change clarifies the role of the Board.”*-Mayor Bing Administration, Letter, Rec’d December 21, 2010.

ANALYSIS:

DISPOSITION/COMMISSION ACTION:

NOTES: