

RESOLUTION NO. 2011-002

A RESOLUTION REPEALING RESOLUTION NO 2009-012 AND AMENDING THE WATER LEAK ALLOWANCE POLICY FOR THE CITY OF PAOLA, KANSAS.

WHEREAS, the Governing Body of the City of Paola understands that, from time to time, water utility customers may experience unusually large water bills caused by undetected leaks; and

WHEREAS, to help alleviate the potential financial burden caused by certain water leaks, the Governing Body of the City of Paola established a formal Water Leak Allowance Policy adopted by Resolution No. 2009-012 on November 24, 2009; and

NOW THEREFORE, the Governing Body of the City of Paola hereby repeals Resolution No. 2009-012 and hereby amends the Water Leak Allowance Policy to read as follows:

City of Paola, Kansas Water Leak Allowance Policy

The City of Paola may, upon the approval of the Governing Body, provide an allowance on utility bills for high consumption of water that is caused by a leak in the plumbing on the consumer's side of the water meter.

- A. Types of leaks that will be considered for an allowance include:
- 1) Breaks in the underground service line between the water meter and the foundation of the structure.
 - 2) Breaks in the plumbing located in a crawl space or basement.
 - 3) Breaks in the plumbing located in an interior wall of a structure.
 - 4) Breaks in the underground plumbing of an irrigation system.
- B. Types of leaks that **will not** be considered for an allowance include:
- 1) Leaks caused by any defective part of a toilet, hot water heater, ice maker, water softener, or other appliance or item connected to the plumbing of the structure.
 - 2) Leaks caused by any item considered to be a maintenance item of the plumbing or irrigation system.
- C. To qualify for a leak allowance:
- 1) The total amount of water consumed during the billing cycle in which the leak occurred must be more than 2 times the highest monthly water consumption during the previous 12 months for that occupant at that address. A leak allowance will only be considered for one billing cycle.
 - 2) A minimum of 10,000 gallons will be the responsibility of the property owner and a maximum adjustment of 75,000 gallons will be made for any leak.
 - 3) The property owner must provide evidence that the leak has been repaired (e.g.: copy of a paid invoice from a plumber);
 - 4) The property owner must complete the leak allowance request form and agree that the property will not qualify for any additional leak allowances for the next 4 years. A tenant cannot submit a leak allowance request form on behalf of an owner/landlord.
 - 5) The leak allowance must be approved by the Governing Body.

- D. The water leak adjustment will be calculated as follows:
- 1) Highest monthly water consumption in the past 12 months: _____
 - 2) Multiplied by 2 x 2.
 - 3) Equals the amount of consumption billed to the customer: = _____
(minimum of 10,000 gallons)
 - 4) Water consumed during the current billing cycle: _____
 - 5) Less calculated consumption (3) above: - _____
 - 6) Number of gallons adjusted: = _____
(maximum of 75,000 gallons)
 - 7) Multiplied by the current water rate: x _____
 - 8) Equals the amount of the water leak adjustment: = _____
 - 9) For commercial properties, the sewer rate will also be recalculated to reflect the amount of water consumption billed to the consumer in (3) above and sales tax will be adjusted accordingly.

E. Customers responsibility:

Utility customers are responsible for monitoring their own water usage. The City of Paola accepts no responsibility or liability for notifying a utility customer that they may have a leak or that they may qualify for a leak allowance.

NOW, THEREFORE, LET IT BE RESOLVED that the Governing Body of the City of Paola, Kansas, does hereby adopt the aforementioned Water Leak Allowance Policy as an Official Policy of the City.

PASSED, APPROVED AND ADOPTED this 8th day of March, 2011.

Artie Stuteville, Mayor

Attest: [seal]

Daniel G. Droste, City Clerk