

TOWN OF NEW WINDSOR

ORDINANCE NO.: 02-05-25

WHEREAS, by virtue of the authority contained in Section 5-202, *et seq.* of the Local Government Article of the Annotated Code of Maryland, and Section 5-1, *et seq.* of the Charter of the Town of New Windsor, the Mayor and Council have the authority to enact ordinances for the general well-being of the residents of the Town; and

WHEREAS, the Town has experienced significant issues with collection of water and sewer usage charges, including but not limited to those levied on rented properties, resulting in large arrearages being owed to the Town; and

WHEREAS, the Mayor and Council have determined that sending these charges to the property owners rather than the tenants will resolve some of these issues; and

WHEREAS, the Mayor and Council held a public hearing on this amendment on the _____ day of _____, 2025.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF NEW WINDSOR:

ARTICLE 1. That Chapter 205, Section 205-37 be amended to read as follows:

- A. The Mayor and Council shall from time to time establish by resolution a water connection charge, a sewer connection charge, water usage rates and sewer usage rates. Said resolution shall also impose penalties for delinquent payment of charges.

- B. Effective July 1st, 2025, for all rental properties or any property not occupied by the owner, as defined in Chapter 148 hereof, all charges for water usage and sewer usage shall be the responsibility of the owner of the property. All invoices will be sent to the property owner, who shall also be responsible for any penalties for delinquent payments of charges.

ARTICLE 2. SEVERABILITY

If any section, subsection, sentence, clause, phrase, or portion of this chapter is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this chapter, it being the intent of the Town that this chapter shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion thereof.

ARTICLE 3. SECTION HEADINGS, CHAPTER HEADINGS, TITLES

Section headings, chapter headings, titles, etc., are for the purpose of description or ease of use and do not form a part of the text of this Ordinance or any Code or test adopted hereby.

ARTICLE 4. EXISTING LIABILITIES

This Ordinance shall not discharge, impair or release any contract, obligation, duty, liability or penalty whatever existing on the date of its enactment. All suits and actions, both civil and criminal pending or which may hereafter be instituted for causes of action now existing or offenses already committed against any law or ordinance affected by the adoption of this Ordinance shall be instituted, proceeded with and prosecuted to final determination and judgment as if this Ordinance had not become effective.

ARTICLE 5. EFFECTIVE DATE

This Ordinance shall take effect on the _____ day of _____,
2025.

Introduced this _____ day of _____, 2025.

DANA MANGUS, Town Clerk

Passed this _____ day of _____, 2018, by a vote of _____ members in favor and _____ Council members opposed.

Dana Mangus, Town Clerk

ATTEST:

Dana Mangus
Town Clerk

Neal C. Roop
Mayor

Effective this _____ day of _____, 2025.

Approved as to form and legal
sufficiency this _____ day of
_____, 2025.

By: _____
Michelle M. Ostrander

NOTE: Matter in [brackets] is proposed for deletion from existing law.
Matter underlined is new material proposed to be added to existing law.