

**Water-Sewer Service Surrender Form**  
**Albany Village Code § 50.97**

**PROPERTY OWNER INFORMATION:**

**Account Number** \_\_\_\_\_

Property Owner Name \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ Email \_\_\_\_\_

Service Address \_\_\_\_\_ Parcel Number \_\_\_\_\_

City **Albany** State **Ohio** Zip **45710**

**CERTIFICATION STATEMENT BY PROPERTY OWNER:**

I, \_\_\_\_\_, the above-named Property Owner, certify that I have familiarized myself with the provisions of Albany Village Code Section 50.97 and I do hereby request that the sanitary sewer-tap (the right to discharge sewage) for the property listed above be registered on the Dormant-Tap Surrender List.

I understand that by requesting this action I am also surrendering the water-service at my property provided, however, that if the property on which the surrendered tap is located is also served by a separate sewer tap then only the structure served by the surrendered sewer tap shall also surrender its water service for that structure or dwelling.

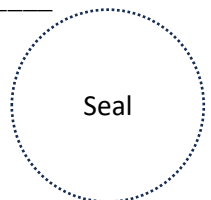
I also understand that by registering my sewer tap on the Dormant-Tap Surrender List I will be billed for and responsible for paying the monthly Dormant Tap fees as set forth in Albany Village Code Section 50.97(D) until such time that I am notified by the Village that the surrender process has been completed for my dormant sewer tap.

I acknowledge that by requesting this action I am aware that any property where a sanitary sewer tap has been surrendered shall be deemed to never have had a sanitary sewer or a municipal water tap. I further acknowledge that should the property listed above require water and sewer service in the future, I must submit a new application for both services and pay a new connection (tap) fee for each in order to reconnect to the Village's Municipal Water and Sanitary Sewer Services.

I do hereby certify and affirm under penalty of perjury that all information is true and correct and that I have read and understand the provisions of this document and that I will make no attempt to acquire water or allow discharge into the sanitary-sewer system at the service location shown above from this point forward. Additionally, this agreement shall be transferable to all future owners of said service location and it shall be recorded at the Athens County, Ohio Recorder's Office by Village of Albany officials.

**Signature of Above-Named Property-owner:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Village of Albany Mayor:** \_\_\_\_\_ **Date:** \_\_\_\_\_



**Actual Date of Surrender** \_\_\_\_\_ **By (Village Official)** \_\_\_\_\_

#### **§ 50.97 SURRENDER OF DORMANT TAP.**

**(A) Purpose.** The purpose of this section is to provide any property-owner possessing a dormant (not active but capable of becoming active) sanitary sewer-tap (dormant-tap) a procedure to surrender all rights to such connection(s). Any property-owner that submits a request to surrender a sewer tap shall be required to comply with all provisions herein.

**(B) General Provisions.**

- (1) Any property-owner shall be provided the right to surrender a dormant sewer tap that may have previously discharged but is not currently discharging sewage or that may have never discharged into the Albany Sanitary Sewer System (System).
- (2) Provided that any account which has submitted a request to surrender a dormant tap is also served by the Albany Municipal Water System, the associated water-tap shall also be surrendered. upon completion of the dormant-tap surrender process pursuant to section (C) below.
- (3) Any property that has completed the dormant-tap surrender process shall be deemed to have never had a sanitary sewer tap or a municipal water tap on said property.
- (4) After the surrender process is completed, should development on such property occur in the future, the property owner shall be required to purchase new sanitary sewer and municipal water taps and be subject to the application and tap-fees in effect at that time.
- (5) In order to be eligible to participate in this section: Any property-owner that applies for surrender of a dormant-tap shall not be outstanding on any water or sewer charges levied against any accounts of the requesting property-owner, nor are any sewer taps owned by any property owner already involved in litigation with the Village, or involved in any agreement with the Village in which a dormant sanitary sewer tap is dealt with otherwise than in this section.

**(C) Sewer Tap Surrender Procedure.**

- (1) Any property-owner that seeks to surrender a dormant sewer tap as provided for in this section shall be required to apply for such surrender on a form provided by the Village.
- (2) After acceptance by the Village as set forth herein, the property shall be registered on the Dormant-Tap Surrender List and shall, in the order they are registered, become eligible to surrender their dormant sewer tap as new taps are sold by the Village to new developments.
- (3) Any dormant sewer tap registered on the Dormant-Tap Surrender List shall immediately become unavailable to accept any type of discharge.
- (4) Water service shall not be available to any account on the Dormant-Tap Surrender List.
- (5) Any dormant sewer tap and associated municipal water-tap, if applicable, that has been previously registered on the Dormant-Tap Surrender List but for which the surrender process has not been completed, may be returned to service upon completion of new applications for service and payment of all application fees and deposits for each service in effect at that time.
- (6) The Village may require that any sanitary sewer and/or water connections (taps) surrendered pursuant to this section be physically disconnected from the water main and/or sanitary sewer main at the owner's expense.

**(D) Dormant Tap Fee.**

- (1) The dormant sewer tap fee for any account registered on the Dormant-Tap Surrender List shall be thirty-dollars (\$30.00) per month to be paid monthly until the surrender process has been completed.
- (2) The water account fee for any account registered on the Dormant-Tap Surrender List shall be, pursuant to Albany Village Code § 51.27(B), ten-dollars (\$10.00) per month to be paid monthly until the surrender process has been completed.

*[Ord. 2024-09, Passed 3/20/2024]*

**§ 51.27 DEBT RETIREMENT SURCHARGE.**

- (A) **Purpose.** A Debt Retirement (DR) surcharge is hereby created to financially underwrite the 2012 Ohio Water Development Authority (OWDA) loan facilitated for purposes of the 2012 Albany Water Line Replacement Project. Each Albany Municipal Water Service account shall contribute an equal share of the project cost.
- (B) Any Albany Municipal Water System account that is active or inactive shall be subject to the monthly Debt Retirement surcharge however any account that has completed the sanitary sewer surrender process as provided in Albany Village Code § 50.97 shall not be subject to this Debt Retirement surcharge.
- (C) The Debt Retirement surcharge shall be ten dollars (\$10.00) per month and shall continue to be collected until repayment of said OWDA loan has been completed or until the fee is removed by Albany Village Council.
- (D) The Debt Retirement surcharge shall be implemented as set forth below;
  - (1) January 2012: \$5.00 separate (DR) surcharge per month added to the monthly bill.
  - (2) January 2013: \$5.00 separate (DR) surcharge per month added to the monthly bill.
- (E) The Debt Retirement surcharge imposed by this section shall be subject to the billing, collection, termination, and other provisions of this chapter. The Village shall enforce all provisions of this chapter accordingly.
- (F) If title to a property is transferred and the previous owner closed the water account, the new owner shall have the responsibility to pay any and all outstanding surcharge fees and any other delinquent Village fees associated with the property, prior to receiving water service.+

*(Ord. 2024-10 Passed 3/20/2024)*