

**VILLAGE OF YELLOW SPRINGS, OHIO
ORDINANCE 2023-43**

**REPEALING AND REPLACING SECTION 1040.13 "UTILITY ROUND UP
PROGRAM" OF THE CODIFIED ORDINANCES OF THE VILLAGE OF
YELLOW SPRINGS, OHIO TO ALLOW FOR THE ROUND UP PROGRAM TO
FUNCTION AS AN OPT OUT PROGRAM**

WHEREAS, in 2022, the Village instituted a utility round up program wherein utility customers bills can be rounded up to the nearest whole dollar with the round up funds collecting in a special fund to be used to assist Village utility account holders who are experiencing financial hardship; and,

WHEREAS, Village Council now seeks to amend the procedures for utility round up from opt in to opt out wherein all utility account holders will be automatically enrolled in the round up program; and,

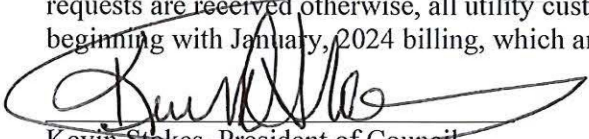
WHEREAS, all utility account holders have the option to opt out of the round up program at any time by contacting the Village utilities office by emailing utilitybilling@yso.com or calling 937-767-7202 or and selecting option 2 during business hours, or by stopping by in person,

**NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO
HEREBY ORDAINS THAT:**

Section 1. Section 1040.13 entitled "Utility Round Up Program" of the Codified Ordinances of the Village of Yellow Springs, Ohio be repealed.

Section 2. A new Section 1040.13 entitled "Utility Round Up Program" of the Codified Ordinances of the Village of Yellow Springs, Ohio be enacted to read as follows with new language underlined and **bolded** and deleted language in ~~strikethrough~~ as show in the attached Exhibit A.

Section 3. This ordinance shall take effect at the earliest time allowed by law: unless customer requests are received otherwise, all utility customers will be enrolled in the Round-up program beginning with January, 2024 billing, which are slated for mailing after January 18, 2024.


Kevin Stokes, President of Council

Passed: 12-18-2023

Attest: 

Judy Kintner, Clerk of Council

ROLL CALL

Kevin Stokes __Y__

Brian Housh __Y__

Marianne MacQueen __Y__

Carmen Brown __Y__

Gavin DeVore Leonard __Y__

EXHIBIT A to ORDINANCE 2023-43

1040.13 UTILITY ROUND UP PROGRAM.

(a) The Village hereby creates a Utility Round Up Program for the purpose of assisting qualified Village utility customers. **All utility account holders in the Village will be enrolled in the utility round up program with the option to opt out at any time by contacting the Village Utilities Office.**

(b) Village Council, is hereby authorized to review and amend the procedures by which the program is administered as needed.

(c) To be eligible for the program, a customer must:

(1) Be a residential customer of Village utility services. Commercial customers are not eligible.

(2) Be under threat of disconnection of utility services due to non-payment.

(3) Agree to go on a payment plan for up to six months for the remaining balance of the past due amount, and adhere to that plan. Failure to adhere to the plan may result in ineligibility for future assistance from the Utility Round Up Program. This requirement shall be waived if written documentation prohibiting participation in a payment plan is provided by a landlord.

(4) Must not have received assistance from the Utility Round Up Program within the last six months.

(5) A maximum award of four hundred dollars (\$400.00) per customer per request is permitted.

(6) Applications must be received by the Village Utility Office no later than noon the twentieth day of each month to ensure consideration for that month.

~~—(d) Current procedures are maintained on file with the Village Utility Office.~~