

FILE

09-92-WW-SFC2

RESOLUTION NO. 2009-27

**A RESOLUTION OPPOSING THE APPLICATION OF OHIO  
AMERICAN WATER COMPANY FOR AUTHORITY TO  
COLLECT A SYSTEM IMPROVEMENT CHARGE**

**WHEREAS**, the City Council of Ashtabula, Ohio, is advised that Ohio American Water Company has filed an application for authority to collect a system improvement charge applicable to the Ashtabula service district with the Ohio Public Utilities Commission; and,

**WHEREAS**, the foregoing application, if granted, would permit a System Improvement Charge (SIC) surcharge of 2.07% to be assessed upon the total charges for water service shown on each monthly or bi-monthly bill; and,

**WHEREAS**, the City Council of the City of Ashtabula, Ohio, is of the opinion that the surcharge is not justified and would result the utility to earn an excessive rate of return on it valuation; and,

**WHEREAS**, the City Council of the City of Ashtabula, Ohio, is of the opinion that such a surcharge would be detrimental to the residents and businesses of the said City of Ashtabula, Ohio;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Ashtabula, Ohio:

**SECTION 1.** That the City Council of the City of Ashtabula, Ohio, does for the foregoing reasons declare its opposition to the pending application of Ohio American Water Company for authority to collect a system improvement charge.

**SECTION 2.** That the City Council of the City of Ashtabula, Ohio, does hereby call upon the Public Utilities Commission of Ohio to deny said application.

**SECTION 2.** That the Clerk of this Council is directed to forward a certified copy of this Resolution to the Public Utilities Commission of Ohio forthwith..

PASSED: March 2, 2009

ATTEST: [Signature]  
LaVette E. Hennigan, Clerk of Council

[Signature]  
K. Rodger Alfer, Council President

[Signature]  
Betty S. Kist, Council Vice President

[Signature]  
Joseph L. Rose, Ward 1 Councilor

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
MAR 12, 2009  
Date Processed

Bernard P. Roskovics  
Bernard P. Roskovics, Ward 2 Councilor

Ericka H. Severino  
Ericka H. Severino, Ward 3 Councilor

Julie A. Lattimer  
Julie A. Lattimer, Ward 4 Councilor

James M. Trisket  
James M. Trisket, Ward 5 Councilor

APPROVED: A. Cantagallo  
Anthony J. Cantagallo, City Manager

Approved as to form and correctness this 2<sup>nd</sup> day of March, 2009:

Michael Franklin  
Michael Franklin, City Solicitor

(legislation requests & drafts/2009/resolution opposing oawc sic surcharge)

I HEREBY CERTIFY THAT THE ABOVE  
IS A TRUE AND CORRECT COPY OF THE  
ORIGINAL RESOLUTION # 2009-27

Barbara Henry, Clerk  
CLERK OF COUNCIL