

## Legislation Details (With Text)

**File #:** 120188      **Version:** 1      **Name:**

**Type:** Resolution      **Status:** ADOPTED

**File created:** 3/8/2012      **In control:** Committee on Law and Government

**On agenda:**      **Final action:** 5/10/2012

**Title:** Proposing an amendment to The Philadelphia Home Rule Charter to allow for the establishment of an independent rate-making body for fixing and regulating water and sewer rates and charges; to prescribe open and transparent processes and procedures for fixing and regulating said rates and charges; all under certain terms and conditions; and providing for the submission of the amendment to the electors of Philadelphia.

**Sponsors:** Council President Clarke, Councilmember Jones, Councilmember Johnson

**Indexes:** PHILADELPHIA HOME RULE CHARTER

**Code sections:**

**Attachments:** 1. Signature12018801.pdf

Date	Ver.	Action By	Action	Result	Tally
5/10/2012	0	CITY COUNCIL	ADOPTED	Pass	16:1
5/3/2012	1	CITY COUNCIL	FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING		
4/19/2012	0	Committee on Law and Government	HEARING NOTICES SENT		
4/19/2012	0	Committee on Law and Government	HEARING HELD		
4/19/2012	0	Committee on Law and Government	AMENDED		
4/19/2012	1	Committee on Law and Government	REPORTED FAVORABLY		
3/8/2012	0	CITY COUNCIL	Introduced and Referred	Pass	

Proposing an amendment to The Philadelphia Home Rule Charter to allow for the establishment of an independent rate-making body for fixing and regulating water and sewer rates and charges; to prescribe open and transparent processes and procedures for fixing and regulating said rates and charges; all under certain terms and conditions; and providing for the submission of the amendment to the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to The Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now therefore,

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the following amendments to The Philadelphia Home Rule Charter are hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

***Bold italics*** indicates matter added by this amendment.  
~~Strikethrough~~ indicates matter deleted by this amendment.

ARTICLE V  
EXECUTIVE AND ADMINISTRATIVE BRANCH-POWERS AND DUTIES-Managing Director and  
Departments, Boards and Commissions under his Supervision

\* \* \*

CHAPTER 8  
WATER DEPARTMENT

\* \* \*

§5-801. Rates and Charges.

In accordance with such standards as the Council may from time to time ordain, the Water Department shall fix and regulate rates and charges for supplying water, including charges to be made in connection with water meters, and for supplying sewage disposal services; ***provided however, that City Council may by ordinance, establish an independent rate-making body to be responsible for fixing and regulating rates and charges for water and sewer services; and provided further that City Council may by ordinance, establish open and transparent processes and procedures for fixing and regulating said rates and charges.*** The standards pursuant to which rates and charges shall be fixed by the Department shall be such as to yield to the City at least an amount equal to operating expenses and interest and sinking fund charges on any debt incurred or about to be incurred for water supply, sewage and sewage disposal purposes. In computing operating expenses, there shall be included proportionate charges for all services performed for the Department by all officers, departments, boards or commissions of the City.

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