

"AN ORDINANCE PROVIDING FOR CHARGES AND
REGULATIONS FOR THE USE OF THE SANITARY
SEWER SYSTEM OF THE CITY OF PORTAGE DES
SIOUX, MO."

WHEREAS, the City of Portage des Sioux, Missouri by Ordinance #154, passed on February 20th, 1988, has directed the construction of a sanitary sewer system for said City and has provided for the issuance of \$300,000.00 in sewer system revenue bonds of the City for the purpose of paying the cost of such construction and;

WHEREAS, it is now necessary, in order to provide funds with which to meet the requirements of said Ordinance and the bonds issued thereunder, that rates be established for the services to be rendered by said system.

NOW therefore, be it ordained by the Board of Aldermen of the City of Portage des Sioux, Missouri as follows:

SECTION 1. Charges for the use and services of the Sanitary Sewer System of the City of Portage des Sioux, as specifically set forth below shall be made and collected against each separate premises which may have active sewer connection with the sanitary system of said City or which may actively discharge sewerage or industrial waste either directly or indirectly into said sewer system or any part thereof. "Premises" as used in this ordinance shall be defined as any single lot or parcel of land, or any single family residence where more than one family resides on a lot or parcel of land. The word "premises" shall not be construed to cover all building and divisions under one common roof owned by one or more persons who would be charged for all services to such premises, but would be defined and charged as separate premises for each and every single family dwelling or household unit within duplexflat, double houses and apartment houses. All mobile homes on a single lot or parcel of land shall be defined and charged as separate premises.

SECTION 2. Such charges, as herein established, shall be \$24.00 per month per premises as defined in Section 1, or a payment of \$273.00 annually if prepaid by January 10th of each year. This is a reduction of \$15.00 per year. This pre-payment shall not become effective until January 1st, 1989.

SECTION 3. Whenever any premises shall be connected with the Sanitary Sewer System of said City, a charge of three hundred dollars (\$300.00) shall be made and collected against said premises. Such connections shall not be made unless and until payment therefor is paid in full to the City Clerk and a permit is issued therefor, an additional tap-on charge will be made and collected for each premises. Tap-on charges for sanitary sewer connections for commercial, business or industrial establishments within or outside the City limits shall be determined by a negotiated agreement between the applicant or applicants and the Board of Aldermen.

SECTION 4. Bills for the sewer usage charge herein established shall be prepared and sent out monthly by the account officer of the Sanitary Sewer System. Bills shall be sent out on or about the 26th of the month of usage and are due by the 10th of the following month.

SECTION 4 - continued

All sewer service charges not paid by the 10th of said month shall be deemed delinquent and a delayed payment charge of ten per centum (10%) of the amount of the bill shall be added thereto and collected therewith. If the delinquent bill is not paid by the end of said month, the sewer account officer shall contact the Board of Aldermen, who in turn will contact, in person or by registered letter, the holder of said delinquent bill and issue a shut-off notice. Upon receipt of said notice, all current and delinquent and delayed payment charges due must be paid in full within five (5) days, or sewer and or water services supplied to the affected premises may, by the City of Portage des Sioux, at the order of the Board of Aldermen be shut off.

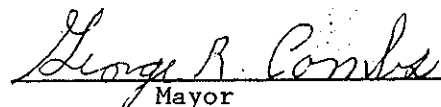
SECTION 5. All premises whose sewer is shut-off or disconnected because of non-payment of sewer use charges, will be charged a new and separate tap-on charge as outlined in Section 3, which shall be made and collected against said premises. All tap-on charges and overdue sewer use charges must be paid in full before sewer service is reconnected. Any water shut-off because of non-payment of sewer use charges shall not be turned on again except on payment in full of all overdue charges therefor, and in addition to a reconnection charge of fifty dollars (\$50.00)

SECTION 6. The City of Portage des Sioux shall cause to be installed and maintained separate books of record and accounts of all transactions of or in relation to the affairs of the Sanitary Sewer System. At least once a year such accounts shall be audited properly by a public accountant employed for that purpose. The expenses of such audit shall be deemed an operating expense of said system. Such audit shall be open to the examination of any taxpayer, any user of the services of the system, or any holder of any bonds payable from the revenues of said system or by anyone acting for or on the behalf of any such taxpayer, user, or bondholder. The City will segregate the revenues derived from the operation of such system from all other revenues of the City and deposit such funds in a separate and distinct "Sewer System Account". All revenues of the system shall be devoted to the payment of the expenses of operating and maintaining the sewer system of the City, and payment of any sewer system bonds or other obligations of the Sanitary Sewer System.

SECTION 7. That all ordinances or parts of ordinances in conflict with this ordinance shall be and the same are hereby repealed insofar as they may so conflict.

SECTION 8. That this Ordinance shall be in full force and take effect from and after its passage and approval.

Passed and approved this 20th day of February, 1988.


Mayor

ATTEST:


City Clerk