

ORDINANCE NO. 08-15-05

**AN ORDINANCE CONCERNING THE SEWAGE DISPOSAL SYSTEM
OF THE CITY OF RAINSVILLE – ESTABLISHING USE CHARGES,
REGULATING COLLECTION OF CHARGES, REGULATING CONNECTIONS,
AND ESTABLISHING PENALTIES FOR VIOLATIONS**

BE IT ORDAINED BY THE CITY COUNCIL OF RAINSVILLE, ALABAMA, as follows:

SECTION 1 – Single family residences. For each building designed for occupancy as a residence by one family, there shall be a minimum service charge of \$22.00 each month for each such building connected to the sanitary sewage system of the City.

SECTION 2 – Multiple family residences, duplexes, and apartment buildings. For each residential unit in a building designed for occupancy by one family separate from occupancy by another family, there shall be a minimum service charge of \$15.00 each month for each such unit connected to the sanitary sewage system of the City, regardless of whether such unit is separately connected to said system or is served with other units through a single connection with said system.

SECTION 3 – Commercial and industrial establishments. For each commercial business establishment and each industrial establishment connected to the sanitary sewage system of the City, there shall be a minimum service charge of \$24.00 each month for establishments using less than 10,000 gallons of water per month. Each establishment using 10,000 gallons or more of water per month shall pay as a sewer service charge an amount equal to said establishment's actual water bill, but in no instance less than \$24.00 per month.

SECTION 4 – Wholesale customers. For each wholesale purchaser of the services of the sanitary sewage system of the City, there shall be a minimum service charge of \$1.96 per 1000 gallons of sewage discharged into the sanitary sewage system of the City by each such customer each month.

SECTION 5 – Liability for payment of sewer service charges. All bills for the treatment and disposal of sewage by and through the sewage disposal plant of the City, based upon the rates herein set out, shall be rendered monthly on the first day of each month, in advance for the ensuing monthly period. It shall be the responsibility and liability of both the owners of the establishments to which such sanitary sewage service is provided and the tenants or other inhabitants of such establishments to ensure that all such bills are timely paid when due. Each bill shall become delinquent if not paid within ten (10) days after it becomes due and a late charge equal to 10% of the bill shall be due on any delinquent account. In addition to all criminal prosecution and other recourse available to the City for delinquent and unpaid bills, sewer service may thereupon be discontinued to the owners and inhabitants of such establishment for which payment is

delinquent. In the event that the City intends to discontinue sewer service pursuant to this provision, the delinquent owner and the delinquent inhabitant of the establishment shall be notified either by registered mail or in person of such intent and shall be given fourteen (14) calendar days to pay the delinquent bill, in full, unless other arrangements are agreed upon by the City. An additional charge of \$75.00 to cover costs incurred by the City for disconnection will be added to the delinquent bill if disconnection occurs.

SECTION 6 – Permit and inspection. A connection permit shall be obtained before any connection to the sewer system is effected. The fee for this permit shall be \$300.00. All unpaid fees or charges owed to the City shall be paid by the owner and the inhabitant of the establishment prior to the issuance of a connection permit for that establishment. All connections to the sanitary sewage system of the City shall be performed by a contractor approved by the City. An inspection must be allowed prior to covering the connection to ensure the connection has been properly made.

SECTION 7 – Penalties for violations. It shall be unlawful for any person or entity to connect or assist in any connection to the sewer system without first obtaining a connection permit, to have any connection to the sewer system performed by a contractor not approved by the City, and to complete and cover a connection to the sewer system without first having the completed connection inspected and approved by the City. Any person or entity who violates any provision of this section shall be guilty of an offense against the City of Rainsville and shall, upon conviction, be punished by a fine in an amount not exceeding Five Hundred Dollars (\$500.00), be sentenced to jail for a period not to exceed six (6) months, be ordered to pay restitution in the amount of the connection permit fee set out in Section 6 above, together with court costs, or be fined, sentenced to jail, and ordered to pay restitution and court costs, at the discretion of the Court deciding the case.

SECTION 8 – Repealer. Ordinance No. 01-20-03 and all other ordinances, or parts of ordinances, in conflict with this ordinance are hereby repealed.

SECTION 9 – Effective date. This ordinance shall become effective on October 1, 2005.

Adopted this 15th day of August, 2005.


DONNIE CHANDLER, Mayor

Attest:

JUDY LEWIS, Clerk

CLERK'S CERTIFICATE

I hereby certify that Ordinance No. 08-15-05 was published on the 18th day of August, 2005, by publication of the same in The Weekly Post, a newspaper of general circulation in the City of Rainsville.



JUDY LEWIS, Clerk