

ORDINANCE NO. 127

AN ORDINANCE TO AMEND AND RE-ENACT SECTIONS 7, 15, 19, 20, 22 AND 25 OF ORDINANCE NUMBER 99, AND TO REPEAL SECTIONS 11, 13, 14, 21, 26 AND 27 OF ORDINANCE NUMBER 99, AND PROVIDING FOR AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF MILLS, WYOMING:

SECTION 1. That Section 7 of Ordinance Number 99 be amended and re-enacted as follows:

SECTION 7. HOOK-ON AND INSPECTION CHARGES. That within the corporate limits of the Town of Mills, there shall be a hook-on charge assessed for each hook-on attachment to the sewer system of the Town of Mills, or to any line thereof, in the amount of Forty-five (\$45.00) Dollars, which fee shall include the costs of a "Y" and a "Riser" for each hook-on; in addition to said hook-on fee, there shall be a One (\$1.00) Dollar inspection fee assessed for the inspection of each attachment when completed; said charges shall be due and payable following favorable action upon any application for a sewerage service permit, such action being taken by either the Town Council or the office of the Town Clerk as herein provided, and prior to the issuance of such permit pursuant to such favorable action, and no such permit shall be granted without payment of the charges as herein provided; and the Town Treasurer shall place all moneys accruing from said charges, together with all application fees collected under the provisions of a foregoing section hereof, in the town treasury, in a special fund as provided hereinafter; and it shall be the duty of the Town Treasurer to dispose and keep all such moneys as aforesaid and as provided in this and other ordinances of the town. All hook-on charges and inspection fees for hook-on and inspections outside the corporate limits of the Town of Mills shall be Ninety (\$90.00) Dollars and Two (\$2.00) Dollars respectively, which moneys shall be kept and disposed of in the same manner as all other charges provided for herein.

SECTION 2. That Section 15 of Ordinance Number 99 be amended and re-enacted as follows:

SECTION 15. CONNECTION TO SEWER REQUIRED. That every building, trailer house, or other structure, any portion of which is occupied as residential housing or as a business establishment, which is capable of being served

by the sewerage system of the Town of Mills, shall be connected with said system; that the Sewer Commissioner shall give a written or printed notice to connect with said system to all owners or occupants of properties which are not connected with the system but which are capable of being connected therewith; and unless the time for connection be extended by the Town Council, all connections shall be completed within 60 days after the giving of said notice.

SECTION 3. That Section 19 of Ordinance Number 99 be amended and re-enacted as follows:

SECTION 19. MONTHLY CHARGES FOR SEWERAGE SERVICE. That charges for sewerage service within the corporate limits of the Town of Mills shall be imposed or assessed against each user of such service, shall be in the sum of Twelve (\$12.00) Dollars per quarter-year, said charge to be the minimum charge and based upon the use of 9,000 gallons of water per quarter, each user that uses in excess of 9,000 gallons per quarter, shall be charged the minimum charge plus 5 cents for each 1,000 gallons used in excess of 9000 gallons for each quarter, provided further, that the sewerage charge for the second and third quarters of each year (April 1st through August 31st) shall be the same as billed for the first quarter of the year; users that were not billed during the first quarter of the calendar year shall pay the charges set out above; the charges for sewerage service outside the corporate limits of the Town of Mills shall be in the sum of Twenty-four (\$24.00) Dollars per quarter-year, said charge to be the minimum charge and based upon the use of 9000 gallons of water per quarter, each user that uses in excess of 9000 gallons per quarter shall be charged the minimum charge plus 10 cents for each 1000 gallons used in excess of 9000 gallons for each quarter.

SECTION 4. That Section 20 of Ordinance Number 99 be amended and re-enacted as follows:

SECTION 20. BILLS FOR SEWERAGE SERVICE - DUE - PAYABLE - COLLECTION THEREOF. That all charges for sewerage service, as established herein and otherwise by ordinance of the Town Council, shall, upon issuance of a bill to the user of said system for said charges, become due and payable immediately, said bills to be rendered with and as a part of the water service bills of the Town of Mills; and any user failing for a period of 15 days following the issuance to him of a bill for said charges as aforesaid to make full payment of the same shall be deemed in default of such payment and, upon official notice being given to him of such delinquency, shall be entitled to an additional period of not more than 10 days during which to make payment; that at the expiration of which period of time, the amount of

said bill, together with a penalty of 10% and a reasonable attorney's fee which is incurred therein, may be recovered by the Town of Mills and, in addition thereto, all water service to such user shall be discontinued without further notice. The official notice of delinquency herein designated shall be in writing and either sent by registered or certified mail to the defaulting user or delivered to him personally by an authorized official of the Town of Mills; and provided further that any person whose water supply has been discontinued because of default of payment thereof, as herein provided, shall be and shall continue to be ineligible for any resumption of said service, either for himself or for any tenant who may subsequently occupy any premises wherein the water supply has been shut off as herein provided, until all charges, fees and other costs assessed against such person by the town are paid in full.

SECTION 5. That Section 22 of Ordinance Number 99 be amended and re-enacted as follows:

SECTION 22. ALL CHARGES PAYABLE TO TOWN TREASURER AND ESTABLISHMENT OF A SPECIAL FUND. That all charges herein or otherwise provided by ordinance for sewerage service, application fees, hook-on and initial service charges, or other charges directly appertaining to the sewer system or service received therefrom, shall be payable to the Town Treasurer, at his office, and that it shall be the duty of the said Treasurer to receive such payments and to place and keep all moneys accruing therefrom in a special fund to be known as "Sewer Revenue Bond Fund," said fund shall contain all the revenue to be derived by the Town of Mills from the operation of its sewerage system after paying the necessary costs of operating and maintaining such systems. The owners and holders of the Revenue Bonds, which are provided for in Ordinance Number 124, shall have a first and prior lien on said revenues and Fund. Such net revenues are hereby irrevocably pledged for the following purposes and shall be disbursed in the following order:

(a) In the payment of current installments of principal and interest on outstanding bonds of the issue herein authorized.

(b) For the accumulation of a Reserve Fund which shall be maintained in an amount sufficient to pay in advance the interest on and principal of said bonds in the next ensuing year. Such fund shall be used and applied, if necessary, in the payment of principal or interest on said bonds, and if so used and applied, shall be restored in the manner hereinafter provided, so that such amount shall always be maintained in said sum, in excess of current installments of principal and interest on said bonds.

(c) When current requirements for principal and interest on said bonds have been met and said Reserve Fund is on hand, any remaining income and revenue from said system may be used and applied for necessary capital expenditures for said sewerage system, including renewals and replacements required to maintain the system in proper working condition at all times to meet the needs of the community, or for the call and redemption of outstanding bonds, or for the purchase of outstanding bonds at a price not exceeding the call price, and in such event the bonds so called or purchased shall be cancelled forthwith.

SECTION 6. That Section 25 of Ordinance Number 99 be amended and re-enacted as follows:

SECTION 25. PROHIBITING OUTHOUSES, SEPTIC TANKS AND CESSPOOLS. That from and after the effective date of this ordinance, it shall be unlawful for any person to keep, maintain or continue in use any outhouse, septic tank, cesspool or other means of sewage disposal other than the sewerage system of the Town of Mills and all such facilities and devices aforesaid are declared to be a nuisance endangering the peace, health and lives of the inhabitants of said Town, and it shall be the duty of each person being the owner or proprietor of any such facility or device to remove, destroy and/or fill in the same so that no unsanitary or unsightly condition remains at the site of such facility or device.

SECTION 7. That Sections 11, 13, 14, 21, 26 and 27 of Ordinance Number 99 be and the same are hereby repealed.

SECTION 8. Whereas an emergency exists and such is declared to be the case, this ordinance shall take effect and be in force from and after its passage by the Town Council and proclaimed by the Mayor of the Town of Mills, Wyoming.

ADOPTED AND APPROVED this _____ day of April, 1960.

(Sign) _____
Mayor

(Seal) (Attest) _____
Town Clerk

I, the undersigned, Town Clerk of the Town of Mills, Wyoming, do hereby certify that the foregoing is a true and correct copy of Ordinance Number 127, entitled: "An Ordinance to Amend and

Re-Enact Sections 7, 15, 19, 20, 22 and 25 of Ordinance Number 99, and to Repeal Sections 11, 13, 14, 21, 26 and 27 of Ordinance Number 99, and Providing for an Emergency." approved and passed by the Town Council of the said Town of Mills, at a meeting thereof, held on the _____ day of April, 1960, and that the ayes and nays were taken and entered upon the journal of the said Town Council.

(Sign) _____
Town Clerk

I, the undersigned, regularly appointed and qualified Town Clerk of the Town of Mills, Wyoming, and acting in that capacity, do hereby state and certify that this ordinance (No. 127) approved and passed as certified above, did take effect and become in force as a legal ordinance of the said town, immediately upon its enactment as stated, but that this ordinance was nevertheless, by me, subsequently posted up in three public places within the Town of Mills for a period of ten days, and that the copies hereof which were so posted were signed, attested, sealed and certified, as required by law.

(Sign) _____
Town Clerk