

ORDINANCE NUMBER THIRTY-FOUR.

AN ORDINANCE CONCERNING THE WATER SUPPLY OF THE TOWN OF MILLS, WYOMING, FIXING RATES THEREFOR AND ESTABLISHING RULES AND REGULATIONS PERTAINING TO SAID WATER SUPPLY.

BE IT ORDAINED, by the Town Council of the Town of Mills, State of Wyoming, as follows, to-wit:

Sec.1. No person, firm, company or corporation within the town of Mills shall take, use or consume, any water from the reservoirs, pipes, mains, conduits or hydrants, forming a part of a water system or water supply of the town of Mills, nor from any tap, faucet, private line or connection with said water works without first having obtained permission therefor from the Town Council of the town of Mills, or the duly appointed official under said town council, and without having first complied with the terms of this ordinance.

Sec.2. All water sold and supplied to consumers of the town of Mills within the corporate limits thereof from the water works system of said town shall be sold and supplied to each and every customer thereof upon a flat rate or meter basis as hereinafter specified, provided however, that when the said town council may so desire, it may contract with any such individual consumer to supply water to said consumer through a meter and upon such terms as said town council may see fit.

Sec.3. For the purpose of this ordinance, the words "user" or "consumer" as herein used shall be construed to mean and include each person, ~~group~~ group of persons or firm, as follows, namely; a family consisting of several persons residing in one house or portion of a house or building shall be treated as one consumer; a person, firm or corporation doing business in one office, store or building shall be treated as one consumer; but where a person, firm or corporation has or conducts several separate or distinct business shall be treated as an independent and distinct consumer from the others, and where several distinct businesses shall be conducted by distinct persons, firms or corporations, in separate rooms or on separate floors of the same building, each business shall be treated as a distinct consumer, provided that owners or tenants

occupying offices in buildings shall not be held to be individual consumers because of such occupancy.

Sec.4. The rate to be paid by each and every individual water consumer or user shall be in the sum of one dollar and fifty cents per month and no such consumer or user shall pay a less amount than the said sum of One Dollar and fifty cents per month, the same being herein and hereby established as the rate to be charged for the use of such water, provided, however, that the town council may at any time, by proper ordinance or by-law, increase the rate to be charged or make such other provision in relation thereto as may be necessary or proper.

Sec.5. There is hereby created the office of Water Commissioner, the incumbent of which shall be appointed by the Mayor, by and with the consent of the Town Council and who may be removed at any time by action of the Town Council. The duties of said Water Commissioner shall be as hereinafter set out and generally to conduct the business of the municipal water works system and enforce the ordinances, by-laws and resolutions of the Town Council of the said Town of Mills.

Sec.6. It is hereby made the duty of each and every consumer of user of water in said town of Mills to pay the water tax herein provided for on or before the 8th day of each and every calendar month next following the month in which such water has been consumed and used, said payment to be made at the office of the Water Rental Collector

Sec.7. It is hereby made the duty of the Town Treasurer to furnish to the Town Clerk the names and addresses of all consumers who have failed, neglected or refused to pay the water tax herein called for upon the eighth day of each and every month. The Town Clerk, upon receipt of the list of such delinquent water users, shall immediately give to each such delinquent user a notice in writing to the effect that the water tax for water consumed by such consumer is due and unpaid and that unless the same be paid within three days the said water supply

will be shut off and the penalty assessed, and that said water will remain shut off until full payment shall be made of both tax and penalty.

Sec.8. Water consumers failing to comply with the terms of the notice of water tax due, as recited in Section 7 of this ordinance, within the time stated in such notice, shall be subject to a penalty or fine of \$1.00, which shall be collected in the same manner as the water tax, and upon the failure of such water consumer to pay such water tax and the fine herein imposed, within five days after the time named in such notice, it shall be the duty of the Water Commissioner to shut off and stop the supply of water from said water system to such consumer, or to the premises where such consumer used and consumed such water, and to keep such water supply shut off until the delinquent water tax and fine or fines be fully paid, provided, that where there are two or more consumers on one line or connection, part of whom shall have paid their water tax and part of whom are delinquent, then it shall be the duty of the Water Commissioner to shut off such delinquent without interfering with the water supply of such other consumers, if possible, and for this purpose he shall have power to go upon the premises where such line is located and disconnect such delinquent water consumer from such line or connection, which supply, so shut off, shall remain shut off and closed until all delinquencies and fines be fully paid, and provided, further, that where tenants or persons occupying premises under lease or license from the owner or landlord shall fail or neglect to pay the water tax herein provided, the owner of such premises or the landlord thereof shall be personally liable for such delinquent water tax and fines imposed for non-payment, and the Town Council may at its option refuse to permit the use or consumption of water from such water system, on such premises, until the amount of such delinquency and fines shall have been fully paid and may sue the owner therefor by proper action in the courts.

Sec.9. Any person, company or corporation using or consuming water from the water supply and system of the town of Mills without first having obtained permission and license for such use, or any person who shall sell, give away or dispose of such water after having obtained such permission for his, her or its individual use, or any person, firm or corporation who shall knowingly permit any stranger or any person who has not complied with the terms of this ordinance to use or obtain water from any tap, faucet or hydrant of such permittee, or any person who shall in any manner practice any fraud or deception, or attempt to practice any fraud or deception upon the town of Mills, shall be deemed guilty of a misdemeanor and shall be fined not more than One Hundred Dollars or be imprisoned in the town jail of the town of Mills not more than ninety days, or by both such fine and imprisonment.

Sec.10. It is provided that the town council may from time to time adopt by resolution, such regulations for the conduct of the said water supply system as it may deem necessary.

Sec.11. It is provided that in the event any clause, part of section, or section, of this ordinance shall be held invalid, that then and in such event the remaining clauses, sections and parts of sections, shall be and remain in full force and effect.

Sec.12. Whereas an emergency exists, such as is hereby declared to be the case, therefore this ordinance shall take effect and be in force from and after its passage without previous publication or posting.

Passed and approved August 7th, 1923.

W.S. Allen.
Mayor.

(SEAL)

Attest: Winifred Garside
Town Clerk.