

ORDINANCE NO. 2023-07

AN ORDINANCE AMENDING TITLE VI PHYSICAL ENVIRONMENT, CHAPTER 5 UTILITIES – BILLING CHARGES IN THE MILES, IOWA CODE OF ORDINANCES.

SECTION 1. PURPOSE The purpose of this Ordinance is to provide adequate revenue for the operation of the Sewer Systems by increasing the rates for usage. The existing Sections 6-5-10 in the Miles, Iowa Code of Ordinances are hereby repealed and replaced with new Sections 6-5-10 as follows:

6-5-10 RATE OF SEWER RENT AND MANNER OF PAYMENT.

Residential/Commercial

| | |
|-----------------------------|---------|
| Infrastructure fee | \$52.00 |
| Sewer rate for each premise | \$49.00 |

1. Sewer rates. All property owners who have a sewer connection as part of the 2020 Wastewater Facility Treatment Plant shall pay a monthly sewer charge of \$52.00 whether the property is vacant or the water is disconnected. And the rate of sewer shall be \$49.00 per month for each **unit within each** premise within the sewer district created in 6-5-2, except: \$451.00 per month for Easton Valley School. All will be billed for 12 months per year. The rate shall be paid with the water bill at the same time as payment of the water bill is due and under the same condition as to penalty for late payment, at the office of the City Clerk-Treasurer, beginning with the next payment after the enactment of this Ordinance, or, if connection has not been made, after the connection to the sewer system is made.

(Code of Iowa, Sec. 384.84(1))
(Ord. 01-6, Passed December 5, 2001)
(Ord. 02-3, Passed December 4, 2002)
(Ord. 08-2, Passed June 4, 2008)
(Ord. 10-2, Passed May 5, 2010)
(Ord. 16-1, Passed July 6, 2016)
(Ord. 17-1, Passed June 7, 2017)
(Ord. 18-1, Passed June 6, 2018)
(Ord. 19-1, Passed June 5, 2019)

2. Exemption to rates: Commercial and industrial users of the sewer system shall be exempt from paying for sewer during the first twelve (12) months of the start-up of the commercial or industrial business. The commercial or industrial business shall apply to the City Council for this exemption.

(Ord.07-1, Passed June 6, 2007)
(Ord. 08-2, Passed June 4, 2008)
(Ord. 10-2, Passed May 5, 2010)

3. Approved dumping of outside waste into the sewer system, shall be \$100/load up to 1500 gallons.

(Ord. 10-2, Passed May 5, 2010)

SECTION 2. REPEALER CLAUSE. Any ordinance, provision or part thereof, which differs or is inconsistent with this ordinance, is hereby repealed, to the extent of said difference or inconsistency.

SECTION 3. SEVERABILITY. If any section, provision or part of the Ordinance shall be adjudged invalid or unconstitutional by a court of competent jurisdiction, such adjudication shall not affect the validity of the ordinance as a whole, or any sector, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This Ordinance shall be in full force and effect upon posting as required by Iowa law.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Miles, Iowa this 1ST, day of November, 2023.

Date of 1st Reading: 10-4-2023

Date of 2nd Reading: 11-1-2023

Date of 3rd Reading: 11-1-2023

Date of Publication: 11-8-2023

CERTIFICATION

I, Brenda Tebbe, City Clerk do hereby certify that the above is a true and correct copy of Ordinance 2023-07 which was passed by the Miles City Council on 1st day of November 2023, published in the Preston Times on 8th day of November, 2023 and posted at the Miles Post Office, Facebook, and Miles City Hall on 2023.