

ORDINANCE NO. 1209

AN ORDINANCE AMENDING CHAPTER 10.08, SECTIONS 10.08.01 AND 10.08.02, OF THE EUREKA SPRINGS MUNICIPAL CODE, TO ESTABLISH A NEW TAP FEE AND MONTHLY RATES FOR SERVICES RENDERED BY THE SEWER DEPARTMENT OF THE CITY OF EUREKA SPRINGS, ARKANSAS AND DECLARING AN EMERGENCY:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS:

SECTION 1. Section 10.08.01, Eureka Springs Municipal Code, amended.

10.08.01 Tap Fee:

The first paragraph of Section 10.08.01, Eureka Springs Municipal Code, is hereby amended to read in its entirety as follows:

A fee shall be charged for each tap on the Municipal Sewage System, with the fee therefor being Three Hundred and no/100 (\$300.00) Dollars.

SECTION 2. Section 10.08.02, Eureka Springs Municipal Code, amended.

The first paragraph of Section 10.08.02, Eureka Springs Municipal Code, is hereby amended to read in its entirety as follows:

The monthly rate for sewage services shall be at a minimum rate of \$5.00 for the first 2,000 gallons of water used and \$2.15 per thousand for each additional thousand gallons. A standby charge equal to the minimum billing will be charged although the water is cut-off at the meter. This standby charge does not apply to a permanently vacated location. Statements for sewage services shall not be rendered more often than monthly, and may be rendered in conjunction with the statements for water service, and if not paid within ten (10) days from the billing date therefor, a penalty of ten percent (10%) of the amount of the statement shall be added. In the event the statement shall not be paid within fifteen (15) days of the due date, water services to the user will be discontinued. Service may be restored only after such time as payment of all delinquent charges and penalties for water and sewage service have been made.

SECTION 3. Emergency Declared.

It is hereby ascertained and declared that the Sewage System of the City is inadequate to serve the needs of the City and the inhabitants thereof, thus endangering the life, health and safety of the inhabitants and their property, and that the only practical manner in which those hazards can be eliminated is by the construction of extensions, betterments and improvements to the Sewage System, the costs of which will have to be paid from

the proceeds of the revenue of the Sewer Department necessitating the establishment of a new schedule of rates to be charged for the services of the System. It is, therefore, declared that an emergency exists, and this Ordinance being necessary for the immediate preservation of the public peace, health, and safety shall take effect and be in force from and after its passage, approval and publication according to law.

PASSED AND ORDAINED BY THE CITY COUNCIL
OF THE CITY OF EUREKA SPRINGS, ARKANSAS
ON THIS THE 14th DAY OF August, 1984.

APPROVED:

Donald L. Thurman
DONALD L. THURMAN
Mayor

ATTEST:

Truie Walsh
TRUIE WALSH /s/ Vesta Lomay
City Clerk-Treasurer