

STATE OF MISSISSIPPI
 COUNTY OF MONTGOMERY
 CITY OF WINONA

ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF WINONA, MISSISSIPPI, SETTING RATES FOR SEWER SERVICES TO BE CHARGED BY THE PUBLIC UTILITY OF THE CITY OF WINONA IN AND FOR CITY FOR SEWER SERVICES AS FURNISHED TO USERS WITHIN AND WITHOUT THE CORPORATE LIMITS OF THE CITY OF WINONA, MISSISSIPPI; REPEALING PRIOR ORDINANCES AND AMENDMENTS PERTAINING TO RATES FOR SEWER SERVICE FURNISHED BY SAID MUNICIPALITY; PROVIDING PENALTIES FOR VIOLATION THEREOF; AND SETTING THE EFFECTIVE DATE THEREOF.

Whereas, the Mayor and Board of Aldermen of the City of Winona, Mississippi, determine that all prior Ordinances of the City of Winona, Mississippi, and amendments thereto setting and establishing rates for sewer services to be charged by the Public Utility of the City of Winona, in and for said city, for sewer services furnished to users within and without the corporate limits of the City of Winona, Mississippi should be repealed, and determine that it would be in the best interest of the city to adopt this Ordinance thereby establishing rates for sewer services to be charged by the Public Utility of the City of Winona, Mississippi, for sewer services as furnished to users within and without the corporate limits of the City of Winona.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF WINONA, MISSISSIPPI, AS FOLLOWS:

SECTION 1. That the matters, facts, findings and determination contained and set forth in the Preamble to this Ordinance be, and the same are hereby adopted herein.

SECTION 2. That all prior Ordinances and amendments thereto setting and establishing rates for sewer services to be charged by the Public Utility of the City of Winona in and for said city, for sewer services furnished to users within and without the corporate limits of the City of Winona are hereby repealed.

SECTION 3. That the following rates are established for all sewer services furnished, based upon water consumption as follows, to-wit:

	Water Flat Rate	Water Step Rate	Sewer Flat Rate 90% of Water	Sewer Step Rate 90% of Water
Residential Rates	\$17.00	\$4.50	\$15.30	\$4.05
Commercial Rates	\$22.00	\$4.50	\$19.80	\$4.05

90 (ninety) percent of the rate for the water consumption as indicated by the water meter for the rate in effect at the time of billing for sewer services.

SECTION 4. There is hereby levied and assessed a monthly sewer charge of \$18.00 per month on all sewer users not on City of Winona Water. One year's advance payment shall be made to the City of Winona by sewer users not on City of Winona Water.

SECTION 5. There is hereby levied and assessed against multi-family dwellings and apartment complexes a monthly sewer charge of \$9.50 per unit.

SECTION 6. The following charges are hereby established for sewer main tapping service within and without the corporate limits of the City of Winona, Mississippi, to-wit:

<u>Tapping size</u>	<u>Outside paved</u>	<u>Inside paved</u>
4 inch	\$475.00	\$725.00
6 inch	\$575.00	\$825.00
8 inch	\$675.00	\$925.00

SECTION 7. There shall be no sewer fee charged for water service metered separately for yard sprinklers and swimming pools.

SECTION 8. That said monthly charge shall be due and payable on or before the fifteenth (15th) day of each month and shall be billed by the Public Utility of the City of Winona, Mississippi, on monthly water bills, except for the one year's advance payment as required hereinabove.

SECTION 9. That a penalty shall be assessed for late payments of all bills due the said City as of 8 A.M. on the 16th day of each month in the amount of \$20.00 for each month the said bill remains unpaid.

SECTION 10. The approved Sewer User Charge System as presented in the Financial Capability Summary reference shall include an itemized budget reflecting the costs of operation and maintenance (including replacement) of the public sewage works and retirement of existing debt including repayment of any Water Pollution Control Revolving Fund Loans. It shall also include the revenues dedicated to these costs and demonstrate that they are adequate based on the use of the system and the Sewer User Charge Rates referenced above.

SECTION 11. The Superintendent of the sewage works shall review the Sewer User Charge System periodically, and the City shall revise the Sewer User Charge System and/or Rates, if necessary, to generate sufficient revenue to pay the total costs necessary for the proper operation and maintenance (including replacement) of the sewage works and retirement of debt including the repayment of any Water Pollution Control Revolving Fund Loans.

SECTION 12. Rates set out in sections 3, 4, and 5 shall be adjusted annually according to the U.S. department of labor's consumer price index inflation calculator on October 1 of every year hereafter, commencing in 2020.

SECTION 13. That it shall be unlawful for any person, entity, corporation, organization, occupier of property, or landowner, or any agent thereof, to permit and allow an open sewer drain, or other system of usage or neglect, that causes storm water runoff, rain, debris, and other detritus for which the sewer system was not designed to contain and treat, to flow into or collect within the sanitary sewer system of the City of Winona, or the storm water sewer drainage. It shall also be unlawful to allow the discharge of sewage into the open environment. Any violation of this section shall be punishable by a fine of up to \$100.00 (One hundred and no/100 dollars) for every day the violation occurs, and up to ten days in jail per violation. The word "detritus" as used in this section shall include sewage collected from an off-site source, and any and all other substances in significant quantities which are regulated by the Mississippi Department of Environmental Quality and could cause a violation of the City's Wastewater Permit.

SECTION 14. That the Clerk of the City of Winona be, and she is hereby directed to cause the publication of this Ordinance in The Winona Times as required by law.

SECTION 15. That this Ordinance shall be in full force and effect from and after thirty (30) days of its adoption.

The above and foregoing Ordinance having been first reduced to writing, was read and considered section by section and then as a whole, a motion to adopt the foregoing Ordinance being made by Alderman Johnson, duly seconded by Alderwoman Minnieweather, the vote section by section and then as a whole being as follows:


1. SECTIONS ONE - FOURTEEN:

Alderman Mickey Austin voted	"Aye";
Alderman Travis Johnson voted	"Aye";
Alderman Kelvin Winbush voted	"Aye";
Alderwoman Sarah Minnieweather voted	"Aye";
Alderman David Ware voted	"No vote-serving as Vice Mayor".

2. AS A WHOLE:

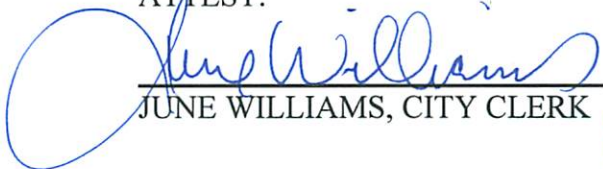
Alderman Mickey Austin voted	"Aye";
Alderman Travis Johnson voted	"Aye";
Alderman Kelvin Winbush voted	"Aye";
Alderwoman Sarah Minnieweather voted	"Aye";
Alderman David Ware voted	"No vote-serving as Vice Mayor"

Thereupon, the Mayor declared said Motion carried and said Ordinance adopted on this the 17th day of September 2019.



DAVID WARE, VICE MAYOR

ATTEST:



JUNE WILLIAMS, CITY CLERK



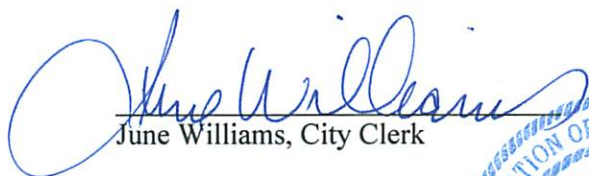
CERTIFICATE

I, June Williams, Clerk of the City of Winona, Mississippi, hereby certify that the attached documentation constitutes a true and correct copy of the following titled ordinance:

ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF WINONA, MISSISSIPPI, SETTING RATES FOR SEWER SERVICES TO BE CHARGED BY THE PUBLIC UTILITY OF THE CITY OF WINONA IN AND FOR CITY FOR SEWER SERVICES AS FURNISHED TO USERS WITHIN AND WITHOUT THE CORPORATE LIMITS OF THE CITY OF WINONA, MISSISSIPPI; REPEALING PRIOR ORDINANCES AND AMENDMENTS PERTAINING TO RATES FOR SEWER SERVICE FURNISHED BY SAID MUNICIPALITY; PROVIDING PENALTIES FOR VIOLATION THEREOF; AND SETTING THE EFFECTIVE DATE THEREOF

As approved and adopted on the 17th day of September and set forth in Ordinance Book 8 on Pages 905-908 and in Minute Book Number 63 on Pages 1141.2-1141.5

This the 18th day of September , 2019.


June Williams, City Clerk

