

**STATE OF MISSISSIPPI  
COUNTY OF MONTGOMERY  
CITY OF WINONA**

**ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF WINONA, MONTGOMERY COUNTY, MISSISSIPPI, SETTING RATES TO BE CHARGED FOR WATER SERVICE FURNISHED BY SAID MUNICIPALITY; AND REGULATIONS FOR THE FURNISHING OF SAID WATER SERVICE; REPEALING PRIOR ORDINANCE AND AMENDMENTS PERTAINING TO RATES AND REGULATIONS FOR WATER SERVICE FURNISHED BY SAID MUNICIPALITY; AND SETTING THE EFFECTIVE DATE THEREOF.**

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

SECTION 1. Definitions: (a) residential water service- water service to habitable places of abode which are used as residences as their primary function; (b) commercial water service -water service to all other users.

SECTION 2. That the following rates are established for residential water service provided by the Winona Public utility, to-wit:

0 to 2,000 gallons	\$17.00 minimum
Over 2,000 gallons	\$4.50 per 1,000 gal.

SECTION 3. That the following rates are established for commercial water service provided by the Winona Public utility, to-wit:

0 to 2,000 gallons	\$22.00 minimum
Over 2,000 gallons	\$4.50 per 1,000 gal.

SECTION 4. Rates for water service to water associations shall be established periodically by City in accordance with the terms and provisions of the individual contracts with said water associations with a minimum rate of \$5.75 per 1,000 gallons. Rates for water service to fill swimming pools, tanks or other private uses shall be \$10.00 per 1,000 gallons.

SECTION 5. Rates set out in sections 2, 3 and 4 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. All Rates for water service shall be routinely reviewed and adjusted as necessary at least once every three years. The City shall consult where practicable with Mississippi Rural Water Association in routinely reviewing and adjusting water rates; and comply with all requirements of the Mississippi Department of Health in maintaining said routine review and adjustment.

SECTION 6. That the following fees are set for meter deposits within and without the corporate limits of said municipality, to-wit:

**Meter Size**

3/4 in.	\$85.00
1 in.	\$90.00
1 1/4 in.	\$100.00
1 1/2 in.	\$115.00
2 in.	\$120.00
3 in.	\$130.00
4 in.	\$225.00
6 in.	\$250.00
8 in.	\$275.00

SECTION 7. The following charges are hereby established for water 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>
3/4 inch	\$440.00	\$690.00
1 inch	\$503.00	\$753.00
1 1/2 inch	\$1,000.00	\$1,250.00
2 inch	\$1,250.00	\$1,500.00
3 inch and larger	\$1,500.00	\$2,000.00
Split meter fee	\$250.00	

SECTION 8. (a). That the following shall be the rates charged for un-metered fire protection water service, to-wit:

2 inch connection	\$20.00 per month
4 inch connection	\$25.00 per month
6 inch connection	\$30.00 per month
8 inch connection	\$35.00 per month

(b). Yard Sprinklers and Swimming pools -All sizes will be charged based on tapping fee and water deposit.

(c). Any water customer of the City of Winona shall pay \$150.00 in advance for use of a city fire hydrant for the first 10,000 gallons, and \$10.00 per 1,000 gallons for anything over 10,000, provided such usage is not in conflict with usage of the fire hydrant by the Fire Department or Water Department. Any account established under the provisions of this subsection, shall be for no more than thirty consecutive days. In addition thereto, the customer must pay a deposit of \$100.00 which will be refunded if there is no damage to any equipment, meters, or other city property. The deposit aforesaid shall not limit the recovery available to the City if there is more than \$100.00 in damages and customer will be liable for entire amount of damages.

SECTION 9. That a penalty shall be assessed for late payments of all bills due the City as of 8:00 o'clock A.M. on the 16th day of each month in the amount of \$20.00 and immediately thereafter the employees of the Water Department shall be directed to place a notice at the address of the customer advising that the bill is past due and the service will be cut off if the bill is not paid in full on or before the 20th day of the month and if not paid as aforesaid there shall be applied to the customer's account a fee of \$20.00 for cutting the service off. Thereafter, there shall be an additional fee of \$20.00 which must be paid along with the other fees as set out herein to have the service re-established. If the said delinquency is not paid by 8 A.M. on the 25th day of the month, the employees of the Water Department shall be immediately notified to pull the meter, in which case an additional penalty of \$10.00 shall be added to the late charge and cut off charge. In the event the 16th or the 20th or 25th day of the month is on a state or federal holiday, or non-working day, any penalty shall become effective as of the next normal working day. Any person who has an outstanding water bill due the City shall not be permitted new service until such time as the delinquent account is paid in full.

SECTION 10. That all multi residential or commercial facilities under one roofline with one water meter, such as multi-family dwellings or apartment complexes, shall be charged the minimum billing rate per unit, provided that any usage in excess of the number of units times 2,000 gallons shall be charged the incremental rate applicable to said usage over and above two thousand gallons.

SECTION 11. That any exterior building or structure that is joined to a single meter and used for residential or commercial use will be charged under the two minimum billing rates for water and sewer. Specifically excluded from this provision shall be sheds, workshops, pool houses and other similar types of uses.

SECTION 12. That all trailer park owners and owners of trailers or mobile homes who receive water service from the Winona Public Utility shall pay the same rates, fees and

deposits as set forth hereinabove for residential or commercial users as the meter size so indicates.

SECTION 13. That any check returned to the Winona Public Utility office after the 15th will be considered as an unpaid bill and all late fees applies as set forth in Section 9 and a \$40.00 returned check fee charged to the account.

SECTION 14. That customers who transfer deposits must move within five (5) days or a new deposit must be paid. If the deposit on file is not the current amount of deposit required at the time of transferring, the deposit must be brought up to the current amount. A \$15.00 fee shall apply to transfer existing water service from one location to another unless such transfer is the result of a natural disaster or catastrophic loss of property.

SECTION 15. That, if a customer transfers within five (5) days after the regular meter reading date, any additional water consumption will be added to the first monthly bill at the new address. If a customer moves after the five (5) day limitation, he must pay a full month minimum at the address he moved from.

SECTION 16. That a minimum water bill will be charged to all customers terminating service with the Winona Public Utility for any water used after the regular meter reading date.

SECTION 17. That if any customer desires to have their water meter tested for accuracy the City shall perform such tests as may be necessary to determine if the meter is in good working order. If it is determined that the meter is functioning properly, within acceptable standards, then the customer, at whose instance the testing was initiated, shall be liable for a service charge of \$75.00. If any customer desires to have any other discretionary testing or service performed by City of Winona personnel there shall be applied a charge of \$75.00 for such service.

SECTION 18. That all prior ordinances and amendments thereto of the Mayor and Board of Aldermen of the City of Winona, Montgomery County, Mississippi, establishing and fixing rates to be charged for water service furnished by said municipality and establishing regulations for the furnishing said water service be, and the same are hereby, repealed from and after the effective date of this Ordinance.

SECTION 19. That any person, firm, corporation or entity whose water meter is tampered with in order to obtain water from the City of Winona by breaking a lock or manually adjusting any such metering device or fixture, shall be assessed a charge of \$500.00 for any such occurrence, and thereafter shall be assessed a charge of \$1,000.00 for any second or subsequent occurrence, and that this assessment shall be in addition to all water used during the period when such meter or fixture had been tampered with.

SECTION 20. Any customer receiving water service from the City of Winona shall have their service immediately interrupted and discontinued if there is a sewage discharge that is not properly connected to a sanitary sewer system. All customers of the City of Winona water service shall be required to connect to the City's sanitary sewer system if available at the customer's location. If the City's sanitary sewer system is not available at customer's location there shall be a connection to a septic sewer system approved by the Mississippi Board of Health, or other state agency with regulatory powers, including, but not limited to, the Mississippi Department of Environmental Quality.

SECTION 21. That the Clerk of the City of Winona be, and she is hereby directed to immediately cause publication of this Ordinance in The Winona Times as required by law.

SECTION 22. 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, then as whole; the motion to adopt the foregoing Ordinance being made by Alderman Johnson, which was duly seconded by Alderwoman Minnieweather, the vote section by section and a whole being as follows:

1. Section 1-20:

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”.

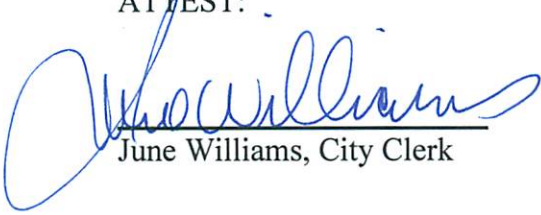
2. As a whole:

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 the motion carried and said Ordinance adopted on this the 17<sup>th</sup> day of September 2019.

  
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David Ware, Vice Mayor

ATTEST:

  
\_\_\_\_\_  
June Williams, City Clerk



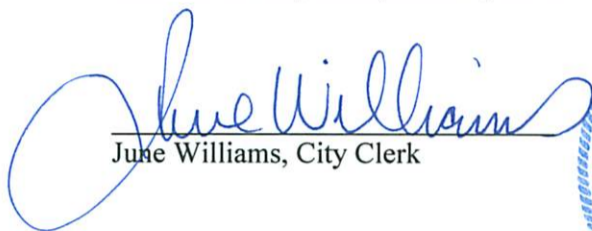
CERTIFICATE

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, MONTGOMERY COUNTY, MISSISSIPPI, SETTING RATES TO BE CHARGED FOR WATER SERVICE FURNISHED BY SAID MUNICIPALITY; AND REGULATIONS FOR THE FURNISHING OF SAID WATER SERVICE; REPEALING PRIOR ORDINANCE AND AMENDMENTS PERTAINING TO RATES AND REGULATIONS FOR WATER SERVICE FURNISHED BY SAID MUNICIPALITY; AND SETTING THE EFFECTIVE DATE THEREOF.**

As approved and adopted on the 17<sup>th</sup> day of September and set forth in Ordinance Book 8 on Pages 900-904 and in Minute Book Number 63 on Pages 11407-11411

This the 18<sup>th</sup> day of September , 2019.

  
June Williams, City Clerk

