

ORDINANCE NO. 307

**AN ORDINANCE TO AMEND THE CODE OF
ORDINANCES TO PROVIDE FOR THE
REGULATION OF SEWERS AND SEWAGE
DISPOSAL; TO FIX A PENALTY FOR THE
VIOLATION OF THIS ORDINANCE; AND TO FIX
THE EFFECTIVE DATE OF THIS ORDINANCE.**

BE IT ORDAINED by the Board of Mayor and Aldermen as follows:

- SECTION I. That the Town of Mount Carmel Municipal Code, Title 18, SEWERS AND SEWAGE DISPOSAL, Chapter 8, SEWER EXTENSION POLICY, Section 18-802, SYSTEM USER FEES, is hereby amended to read as follows:

Title 18

SEWERS AND SEWAGE DISPOSAL

Chapter 8.

SEWER EXTENSION POLICY

Section

Sec. 18-802. System User Fees.

Sec. 18-802. System User Fee Credits.

1. In the case of construction of any "submain" or "main" line to the property to be served, a System User Fee credit in the amount of Two Thousand and 00/100's Dollars (\$2,000.00) may be issued against the System User Fee assessed upon each residential lot within the interior of the property to be served.
 - (a) the cost of the "submain" or "main" line extension to the property, including the actual proven cost to the developer of engineering fees, easement acquisition cost and construction cost of the line between the existing POTW and the property to be served shall be determined by the Public Utilities Board. This cost shall not include any pump stations or "interceptors."
2. In order to calculate the number of System User Fee credits to be issued on any "submain" line or any "main" line extension to the POTW:
 - (b) then the cost of the "submain" or "main" line extension to the

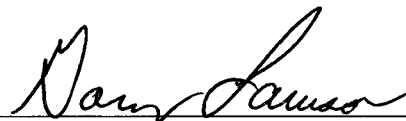
property shall be divided by the amount of the System User Fee credit, and the resulting number of System User Fee credits may be used for residential lots within the interior of the property to be served.

3. The System User Fee credit, shall be evidenced by a Certificate identifying the Project and the property against which the System User Fee credit may be taken. The Town will endeavor to have the Certificates redeemed before accepting System User Fees for the property from other parties. The System User Fee credit Certificates shall expire five (5) years after their date of issue.

4. Applications for individual services (sewer taps) will be accepted upon completion of construction, receipt of "record plans", receipt of waiver of lien from the contractor installing the sewer system, copies of permit approvals for operation from regulatory agencies, and proof that plumbing permits for the structures for which application is being made have been issued.

SECTION II. That the violation of any provision of this ordinance shall be punishable by a penalty of not more than fifty dollars (\$50.00) and costs for each separate violation.

SECTION III. That this ordinance shall take effect from and after its date of passage, as the law directs, the public welfare of the Town of Mount Carmel demanding it.



Gary W. Lawson, Mayor

ATTEST:



Nancy Carter, Recorder

Passed First Reading 12-27-05

Passed Second Reading 1-24-06

Published On 2-09-06

MOTION MADE BY: Vice Mayor Christian
SECOND BY: alderman Bailey
Ordinance No. 307

FIRST READING	AYES	NAYS	OTHER
Alderman Bailey	✓		
Vice-Mayor Christian	✓		
Alderman Mawk	✓		
Alderman Wheeler	✓		
Alderman Wolfe	✓		
Alderman Worley	absent		
Mayor Lawson	✓		
TOTALS	6	0	0

PASSED FIRST READING 12-27-05

SECOND READING	AYES	NAYS	OTHER
Alderman Bailey	✓		
Vice-Mayor Christian	✓		
Alderman Mawk	✓		
Alderman Wheeler	✓		
Alderman Wolfe	✓		
Alderman Worley	✓		
Mayor Lawson	✓		
TOTALS	7	0	0

PASSED SECOND READING 1-24-06

DATE PUBLISHED: _____
NEWSPAPER: <u>Kingsport Times</u>

KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN March 1, 2006

This is to certify that the Legal Notice hereto attached was published in the Kingsport Times-News, a daily newspaper published in the City of Kingsport, County of Sullivan, State of Tennessee, beginning in the issue of 2-09-06, and appearing 1 consecutive weeks times, as per order of _____

Town of Mount Carmel

Signed Karen C. Muskey

ORDINANCE PASSED BY
THE MT. CARMEL BOARD
OF MAYOR AND ALDER-
MEN AND DATE PASSED
IS AS FOLLOWS: Ordinance
307. Amends Ordinance 287.
(Sewer) Sec. 18-801 and
Sec. 18-802. Passed
01/24/06.

Pub 1T: 02/09/2006

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 1st day of March
2006, Karen C. Muskey
of the Kingsport Times-News and in due form of law made oath that the foregoing
statement was true to the best of my knowledge and belief.

William David Richards

NOTARY PUBLIC

My commission expires 6-26-07

