

AN ORDINANCE AMENDING SECTION 92.050 OF THE CITY CODE ESTABLISHING THE COST OF SEWER TAP FEES, AND FIXING AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HAMILTON, MISSOURI AS FOLLOWS TO WIT:

SECTION 1: Section 92.050 of the City Code is amended to read as follows:

“92.050. Application for connections to public sewer; Permit required; Fees. The owner of property to be connected to the public sewer shall make an application to the City Clerk for a connection permit on such form as required by the City Clerk. No sewer connection shall be made without a permit.

The sewer tap fees for the City of Hamilton for sewer taps or connections to City owned sewer mains or extensions shall be as follows:

A. The intent of this Subsection to establish a sewer system user's fee imposed upon new connections to the City's sewer system and not to levy a "tax" or fee as such term is used in Article X, Section 22 of the Missouri Constitution. It is the intent of this Subsection to impose a sewer tap fee, payable prior to approval of a new sewer service connection, in an amount based upon the demand for sewer attributable to the new connection cost of constructing sewer service facilities needed to serve the new connection.

B. FEES.

1. In City Limits. The tapping fee to connect to the city sewer for service locations inside the city limits will be \$100.00 per tap.
2. Outside City Limits. The tapping fee to connect to the city sewer for service locations outside the city limits will be \$200.00 per tap.

All other costs and expenses incident to the installation and connection of the sewer shall be borne by the owner, who shall indemnify the City for any loss or damage directly or indirectly caused by the connection of the sewer to the public sewer.”

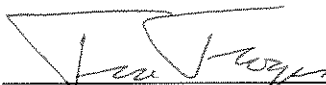
SECTION 2: This ordinance repeals any prior ordinance or parts of any prior ordinance that might be in conflict herewith.

SECTION 3: This ordinance shall be in full force and effect from and after the date of its passage and approval. It is the intent of the Board of Aldermen that this amendment be made a part of the City Code and such inclusion shall have the same force and effect as if the ordinance had been included in the original code at the time of its adoption by the Board of Aldermen.

SECTION 4: That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

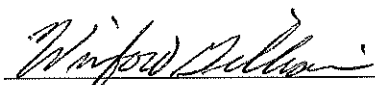
A copy of this Ordinance has been made available for public inspection prior to its adoption by the Board of Aldermen and this bill was read by title in the open meeting two times prior to its final passage.

Adopted by the Board of Aldermen this 10th day of May, 2017.




Travis Trosper, President
of Board of Aldermen

Approved on this 10th day of May, 2017.



Winford Gilliam, Mayor

Attest: 
Debra Davis, City Clerk