

AN ORDINANCE FURTHER AMENDING ORDINANCE NO. 1536 AS PREVIOUSLY AMENDED BY ORDINANCE 1553, ORDINANCE NO. 1554, ORDINANCE NO. 1157 AND ORDINANCE NO. 1564, SO THAT IT READS AS FOLLOWS:

AN ORDINANCE TO FIX AND COLLECT REASONABLE FEES AS AUTHORIZED BY § 11-47-135, CODE OF ALABAMA, 1975

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRICHARD, ALABAMA, AS FOLLOWS:

SECTION 1: The following words and terms when used in this Ordinance shall have the meaning respectively ascribed to them by this section unless the context clearly indicates otherwise.

(a) "Person" shall mean and include a natural person, firm, cooperation, partnership, association, trustee, executor, administrator, or other local entity, whether singular or plural, masculine or feminine, as the context may require.

(b) "Dwelling Unit" shall mean a single family residence and each separate family apartment or housing accommodation in multiple family buildings.

SECTION 2: In order to provide for the health, safety and welfare of the citizens of the City of Prichard, there is hereby levied a service charge to defray a part of the expenses of public services, and the administrative cost associated with such services; including the enforcement of this Ordinance in such areas as follows:

(a) "Upon every person who is the occupant of a dwelling unit containing kitchen facilities the sum of \$6.26 per month per dwelling unit. Where water service is furnished to a dwelling unit by The Water Works and Sewer Board of the City of Prichard, the term, "Occupant" shall be taken to refer to the person in whose name such service is subscribed, regardless of whether or not such person resides in such dwelling unit."

(b) Upon every business unit where water service is furnished by the Water and Sewer Board of the City of Prichard, the sum of \$6.26 per month.

(c) Persons desiring to pay this fee on an annual basis may do so during the first fifteen (15) days of January of each year, and the annual charges for such charges shall be the sum of \$75.12 which shall be in lieu of the payments otherwise due for the calendar year.

(d) Persons desiring to pay this fee on a quarterly basis may do so during the first fifteen (15) days of the quarterly periods commencing January, April, July and October of each year, and the quarterly charges for such services shall be the sum of \$18.78 which shall be in lieu of the monthly payments otherwise due for the quarter.

(e) Except as to persons who have paid said fee on an annual or quarterly basis as heretofore provided, the fee provided by this Ordinance shall be due on the first day of each month for the service to be rendered during the month. A person becoming delinquent in payment of this fee shall pay and is hereby assessed, in addition to this fee, a late charge of \$3.00 to apply toward the additional expense incurred by the City in handling such delinquent accounts. If any charges due hereunder shall not be paid within thirty (30) days after becoming delinquent, the person liable for such charges shall be in violation of this Ordinance and will be punished as hereinafter provided.

(f) All payments due hereunder shall be paid to the Prichard Water and Sewer Board.

(g) Where initial service is commenced after the 15th of the month, there shall be no charge for service during the month, but where such service is commenced on or before the 15th day of the month, the full-monthly charge shall be due.

SECTION 3: Any person violating any provision of this Ordinance shall be guilty of a misdemeanor and on conviction, shall be fined no less than \$10.00 nor more than \$100.00.

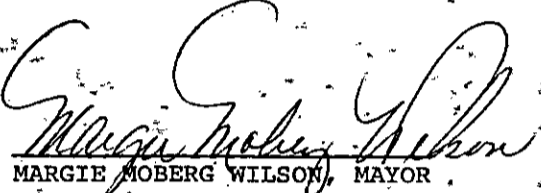
SECTION 4: All other Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed upon this Ordinance becoming effective.

SECTION 5: If any clause, sentence, section, subsection, or provision of this Ordinance is held invalid or inoperative, the remainder of the Ordinance shall not be effected hereby.

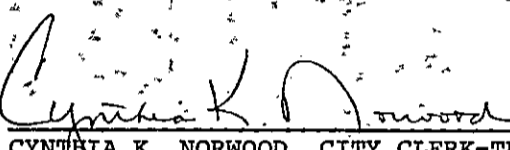
SECTION 6: This amendment to the Ordinance shall have full force and effect upon its approval as required by law.

Adopted this 20th day of February, 1990.

APPROVED:


MARGIE MOBERG WILSON, MAYOR

ATTEST:


CYNTHIA K. NORWOOD, CITY CLERK-TREASURER