

ORDINANCE NO. 200~~4~~⁵ 02

BE IT ENACTED BY THE CITY COUNCIL OF ELM SPRINGS, COUNTY OF WASHINGTON, STATE OF ARKANSAS

AN ORDINANCE TO BE ENTITLED:

**AN ORDINANCE ESTABLISHING A CAPACITY CHARGE FOR
NEW SERVICE INSTALLATIONS TO THE SEWER SYSTEM
FOR ADDITIONAL TREATMENT CAPACITY REQUIRED
AND DECLARING AN EMERGENCY**

WHEREAS, the addition of new services added to the STEP sewer system will require additional treatment capacity; and

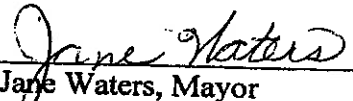
WHEREAS, the Sewer Committee has determined that the cost of the additional capacity should be borne by the new service; and

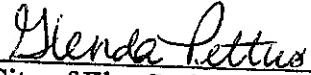
WHEREAS, the Sewer Committee has determined the average cost of the additional capacity required by a residential installation with a sewer effluent flow of 4000 gallons per month or less is \$2000.00; therefore,

BE IT RESOLVED that the City of Elm Springs, Arkansas hereby authorizes the assessment of a Capacity Charge of \$2000.00 for a residential flow of 4000 gpm or less, and that the Sewer Committee or its designated representative be authorized to compute an appropriate charge for flows exceeding 4000 gpm. Said Capacity Charge to be assessed at the time the Building Permit is issued and based on expected effluent volumes as determined by the Sewer Committee.

WHEREAS, the implementation of this Ordinance is critical to the expansion of the sewer system and to the general welfare and safety of the citizens, an emergency is declared to exist and this ordinance shall be and is effective from the date of its passage.

Passed and approved this 21 day of February, 200~~4~~⁵


Jane Waters, Mayor


City of Elm Springs Clerk

PROOF OF POSTING OF ORDINANCE

STATE OF ARKANSAS

COUNTY OF Washington

We, Jane Waters and Glenda Pettus, do solemnly swear that as Mayor and City Clerk, respectively, of and for the City of Elm Springs, Washington County, Arkansas, that a certified copy of Ordinance No. 2005-02 (the "Sexu Capacity Charge Ordinance") was, on the 24th day of February, 2005, duly posted in five (5) separate and distinct places inside the corporate limits of the City in accordance with Ordinance No. 01-10 and that the Ordinance remained posted for thirty (30) days.

DATED this 24th day of February, 2005.

Jane Waters
Mayor

Glenda Pettus
City Clerk

(SEAL)

SUBSCRIBED AND SWORN to before me, a Notary Public, on this 24th Day of Feb, 2005.

Linda L. McVittie
Notary Public

My Commission Expires:

8-24-05

