

ORDINANCE NO. 94

AN ORDINANCE TO AMEND ORDINANCE NO. 88 OF THE ORDINANCES OF THE CITY OF AMITY, ARKANSAS PASSED AND APPROVED ON THE 25TH DAY OF MAY, 1971, FIXING RATES FOR SEWER AND WATER SERVICES FURNISHED BY THE CITY OF AMITY, ARKANSAS.

WHEREAS, the City of Amity, Arkansas, has heretofore authorized the issuance of \$145,000.00 of Sewer System Revenue Improvement Bonds to assist in the construction of a sewer system to serve the inhabitants of the City; and

WHEREAS, the City Council of the City of Amity passed Ordinance No. 88 setting rates for sewer and water services to be furnished by the City of Amity for the purpose of financing the cost of said construction; and

WHEREAS, it has been determined that the City of Amity, must increase the principal amount of the bonds to \$179,200.00 to pay its part of the costs of constructing the said system; and

WHEREAS, it is necessary that the Council establish minimum monthly rates to be charged for services to be furnished by the waterworks and sewer systems for the purpose of pledging the income therefrom for the payment of the said bonds; and

WHEREAS, the City has applied to the Department of Pollution Control and Ecology of the State of Arkansas for a State Grant to assist in the construction of the said sewer system under the provisions of Act No. 108 of the General Assembly of the State of Arkansas for 1971, through the issuance of its revenue bonds for the said purpose; and

WHEREAS, in the event that the said Grant is made to the City it is necessary under the provisions of Act No. 108 to designate a pledge for their payment a Water Quality Control Charge;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AMITY, ARKANSAS:

Section 1. That Section 2 of Ordinance No. 88 of the Ordinances of the City of Amity, Arkansas, passed and approved on the 25th day of May, 1971, be amended to read as follows:

"Section 2. That the following rates be fixed as monthly rates to be charged for water to be furnished by the waterworks system of the City of Amity, Arkansas:

WATER RATES

For the first 3,000 gallons  
of water, or less.....\$3.60  
For the next 22,000 gallons.....\$ .50 per 1,000 gallons  
For the next 25,000 gallons.....\$ .40 per 1,000 gallons  
All over 50,000 gallons.....\$ .35 per 1,000 gallons  
Minimum monthly water charge.....\$3.60."

Section 2. That the sewer rates established by said Ordinance No. 88 be and they are hereby confirmed.

Section 3. That so much of the said charges for water and sewer services as may be necessary to produce 125% of the maximum annual principal and interest requirements of the bonds

of the Department of Pollution Control and Ecology of the State of Arkansas issued on account of the City of Amity, Arkansas, is hereby fixed and designated as a Water Quality Control Charge to be collected at the same time and in the same manner as the other charges for the services of the waterworks and sewer systems so long as any of the said Department Bonds are outstanding.

Section 4. That the said rates shall never be reduced below an amount sufficient to provide for the operation and maintenance of said waterworks and sewer systems and for the prompt payment of the principal of and interest on the Sewer System Revenue Improvement Bonds, and the bonds of the Department of Pollution Control and Ecology of the State of Arkansas issued on account of the City, and shall, when necessary, be increased to provide for said operation and maintenance and for the payment of the principal of and interest on the said bonds.

Section 5. The invalidity of any part of this Ordinance shall not validate any other part thereof.

Section 6. It is ascertained and declared that the lack of an adequate sewer system for the needs of the City of Amity, Arkansas, endangers the life, health, and property of the inhabitants of the City; that in order to protect its inhabitants, their lives from disease and other dangers, an adequate sewer system must be constructed immediately. IT IS, THEREFORE, declared that an emergency exists, that this Ordinance is necessary for the immediate preservation of the



public peace, health, and safety, and that this Ordinance shall take effect and be in force from and immediately after its passage.

PASSED: May 1, 1972.

APPROVED:

Armin T. Drossel  
Mayor

ATTEST:

Elton E. Buck  
City Recorder

(S E A L)

