

AN ORDINANCE OF THE CITY OF APPLETON CITY, MISSOURI, TO AMEND CHAPTER 700 OF THE CITY CODE REGARDING TO SEWER RATES.

WHEREAS, the Board of Aldermen has previously enacted sewer rates for City sewer service users; and

WHEREAS, the City has been undergoing sewer improvements and pursued financing through the Missouri Department of Natural Resources for said improvements; and

WHEREAS, the Board of Aldermen, on advice of financing consultants and the Missouri Department of Natural Resources, believes it necessary to progressively raise sewer rates in order to provide for financing of the sewer improvements; and

WHEREAS, in accordance with Section 250.233 RSMo., thirty (30) days' notice was given, and a public hearing was held on July 9th, 2024 to consider the establishment of the sewer rates set forth in this Ordinance.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF APPLETON CITY, MISSOURI, AS FOLLOWS:

SECTION 1. That Chapter 700, Section 700.040 of the City of Appleton City Municipal Code is hereby amended by adding the underlined and bolded language as follows:

Section 700.040 Sewer Rates.

A.

<u>2023 to July 31, 2024</u>	0 to 1,000 gallons	\$22.00 minimum
	Over 1,000 gallons	\$6.50 per 1,000
<u>August 1, 2024 to July 31, 2025</u>	<u>0 to 1,000 gallons</u>	<u>\$24.64 minimum</u>
	<u>Over 1,000 gallons</u>	<u>\$7.28 per 1,000</u>
<u>August 1, 2025 and after</u>	<u>0 to 1,000 gallons</u>	<u>\$37.60 minimum</u>
	<u>Over 1,000 gallons</u>	<u>\$8.15 per 1,000</u>

B. The Board of Aldermen shall, on an annual basis as a part of the City's budgetary process, analyze the sewer rates schedule to be imposed and enact subsequent ordinances to adjust rates, fees, and charges accordingly, so that the then established and collected rates, fees and charges for the use and services furnished by or through the sanitary sewer system produce income and revenues are sufficient to (a) pay the cost of operations and maintenance of the System; (b) pay principal and interest of any debt service as and when due; (c) enable the City to have in each Fiscal Year Net Revenues of not less than 110%

of the amount of required to be paid by the City in the Fiscal Year on both principal and interest on all sanitary sewer system outstanding debt at time outstanding.”

SECTION 2. That Chapter 700, Section 700.090 of the City of Appleton City Municipal Code is hereby amended by adding the underlined and bolded language and removing the stricken as follows:

Section 700.090 Rates Effective — When.

The said rates as herein set out shall be in effect from and after the **dates listed in Section 700.040.**
~~most recent passage of this Section (4-18-2023).~~

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage by the Board of Aldermen, signed by the Mayor, and shall remain in effect until amended or repealed by the Board of Aldermen. However, the sewer rates set forth herein shall only become effective upon, between, and after the dates listed.

SECTION 4. Any ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent they conflict.

SECTION 5. If this Ordinance or any portion of this Ordinance is determined by a court of competent jurisdiction to be unconstitutional, illegal, or invalid, then the remaining portion shall continue in effect.

Read two times by title only and adopted by the Board of Aldermen of the City of Appleton City, Missouri, this 23rd day of July, 2024.

Matthew Smith, Mayor

ATTEST:

Carrie Emerson, City Clerk