Recorder's Copy

FILED NO. 567
BOOK 29 PAGE 612
1972 APR 20 PM 2:43
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

8 pgs.
Fee $16.50
I.M.M.

Truro, Iowa, April 14

The Town Council of Truro, Iowa, met on the above date in special session pursuant to law and the rules of said Council and in accordance with the terms of a notice of meeting, a copy of which was served on each member of the Council within the time required by law and accepted in writing by each member thereof, said notice of meeting being as follows:

NOTICE

Truro, Iowa, April 8, 1972

TO: WAYNE BREEDING, ED BUCHANAN, BILL GREEN

GEORGIA JONES and LEE PARKER
Councilmen

Truro, Iowa

Dear Sir:

You are hereby notified that a meeting of the Council of Truro, Iowa, will be held on the 14th day of April, 1972, at the Town Hall in Truro, Iowa, at 7:30 o'clock P.M., for the purpose of considering adoption of an Ordinance Establishing Rates, Charges and Rules for the Use and Service of the Municipal Sanitary Sewer System of the Town of Truro, Madison County, Iowa, and for such other business in connection therewith as may come before the meeting.

Respectfully submitted,

Orville Fitzgerald
Mayor

Service of the foregoing notice is hereby acknowledged.

Georgia Jones

Wayne Breeding

Bill Green

Lee Parker

Ed Buchanan

IND. ✓
REC. ✓
PAGE ✓

AHLERS, COONEY, DORWEILER, ALLBEE & HAYNIE, LAWYERS, DES MOINES, IOWA

The meeting was called to order by Orville Fitzgerald, Mayor, and on roll call the following Council members were present:

Wayne Breeding, Ed Buchanan, Bill Green

Georgia Jones and Lee Parker

Absent: none

* * * * * * *

Councilman Georgia Jones then introduced and placed on file an ordinance entitled "ORDINANCE NO. 67. AN ORDINANCE ESTABLISHING RATES, CHARGES AND RULES FOR THE USE AND SERVICE OF THE MUNICIPAL SANITARY SEWER SYSTEM OF THE TOWN OF TRURO, MADISON COUNTY, IOWA", and caused the same to be read in full. Councilman Georgia Jones moved that the rules requiring ordinances to be read in full on three separate days be suspended and that said Ordinance be now placed on its final reading by its title. Councilman Ed Buchanan seconded the motion and after due consideration thereof by said Council, the Mayor put the question on the adoption of said motion and the roll being called, the following named Councilmen voted:

AYES: Wayne Breeding, Ed Buchanan, Bill Green,

Georgia Jones and Lee Parker

NAYS: none

Whereupon, the Mayor declared the motion duly carried and said Ordinance to have been placed upon its final passage and adoption.

The proposed ORDINANCE NO. 67 was introduced and read by Councilman Wayne Breeding and Councilman Lee Parker moved its adoption, seconded by Councilman Bill Green, and after due consideration thereof by said Council, the Mayor put the question on the passage and adoption of said Ordinance, and the roll being called the following named Councilmen voted:

AYES: Wayne Breeding, Ed Buchanan, Bill Green, Georgia Jones and Lee Parker

NAYS: none

Whereupon, the Mayor declared said Ordinance duly passed and adopted and signed his approval thereto, said Ordinance being as follows:

Form FHA-Iowa 442-15
(Rev. 9-27-66)

ORDINANCE NO. 67

AN ORDINANCE ESTABLISHING RATES AND CHARGES FOR THE USE AND SERVICE OF THE MUNICIPAL SANITARY SEWER SYSTEM OF THE TOWN OF TRURO, MADISON COUNTY, IOWA.

BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF TRURO, MADISON COUNTY, IOWA:-

SECTION 1. There shall be and there is hereby established a sewer service charge for the use of and for the service supplied by the municipality sanitary sewer system of the Town of Truro, based upon the amount and rate of water consumed as follows:-

RATE	SEWER SERVICE CHARGE
First 3,000 gal. or lessor amount per month	$ 6.50 per month (minimum monthly bill)
Next 2,000 gal. per month	$ 1.00 per 1,000 gal.
Next 5,000 gal. per month	$ .75 per 1,000 gal.
Next 90,000 gal. per month	$ .50 per 1,000 gal.
All over 100,000 gal. per month	$ .40 per 1,000 gal.

In no case shall the minimum service charge be less than $ 6.50 per month, which is necessary to retire the indebtedness, operating and maintenance, and reserve necessary for maintaining the sanitary sewer facility.

Customers of the sanitary sewer facility, who are not also customers of the municipal water system, shall pay a minimum charge of $ 6.50 per month.

Service to industrial establishments may be by contract if, the municipality deems this to be in its best interest.

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SECTION 2. Bills for the rates and charges are herein established by the Town and shall be sent monthly. All bills shall be payable on the 1st day of the month following the period of service and shall be paid at the office of the Clerk of the Town. If any charge for the services of the system shall not be paid by the tenth day of the month in which it shall become due and payable, a charge of Ten Percent (10%) of the amount of the bill shall be added thereto and collected therewith. If any bills for the service of the sewer system shall remain unpaid after 30 days following the rendition of the bill therefor, the water supply for the lot, parcel of land or premise affected shall be cut off and shall not be turned on again except on payment in full of the delinquent charges therefor, in addition to the payment of a charge of $ 10.00 .

SECTION 3. The service charges for sanitary sewer service to customers not being supplied water by a municipal water system will be due and payable on the 1st day of each month. Penalties for non-payment of bills will be provided for under Ordinance No. 67 .

SECTION 4. Applications for sewer service shall be filed with the Town Clerk upon a form to be supplied by the Town. The application shall state the name of the applicant and the premises to be served. All applications filed after the commencement of the operation of the system shall be accompanied by a fee of $ 100.00 , payable to the Treasurer of the Town, for the connection charge.

SECTION 5. The owner of the premises served and the occupant thereof and the user of the sanitary sewer service shall be jointly and

severally liable for the sewer service provided said premises. A deposit of $ 10.00 shall be required from all tenants. The deposit shall be applied to any bill for sewer service delinquent more than ten days. Upon the disconnection of the sewer service, any balance of such deposit shall be returned to the applicant without interest.

SECTION 6. It is hereby made the duty of the Town Clerk to render bills for sewer service and all other charges in connection therewith and to collect all moneys due therefrom.

SECTION 7. All sewer charges levied pursuant to the ordinance constitute a lien upon the premises charged therewith and if the same are not paid within sixty days after due date, the charges shall be certified to the ~~xxxxxxx~~ Auditor of the Madison county who shall place the same on the tax duplicate and the charges or penalties allowed by law shall be collectible as other municipal taxes.

SECTION 8. All revenues and moneys derived from the operation of the sewer system shall be paid to and held by the Town Treasurer separate and apart from all other funds of the Town and all of said sums and all other funds and moneys incident to the operation of said system, as may be delivered to the Treasurer, shall be deposited in a separate fund designated the "Sanitary Sewer Fund Account" and said Treasurer shall administer said fund in every respect in a manner provided by the Code of Iowa and all other laws pertaining thereto.

SECTION 9. The Town shall establish a proper system of accounts and shall keep proper records, books and accounts in which complete and correct entries shall be made of all transactions

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relative to the sewer system and at regular annual intervals the Town Council shall cause to be made an audit by an independent auditing concern of the books to show the receipts and disbursements of the sewer system.

SECTION 10. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed in so far as the conflicting portions thereof are concerned.

SECTION 11. This Ordinance shall be in full force and effect upon its passage and publication, according to the law of the State of Iowa.

PASSED this 14th day of April, 1972.

TOWN SEAL TRURO (SEAL) TRURO, IA.

Orville Fitzgerald
Mayor, Town of Truro, Iowa

ATTEST:

Karen Lytton
Clerk of Town Council

STATE OF IOWA :
COUNTY OF MADISON : SS:
TOWN OF TRURO :

I, Karen Lytton, Clerk of the Town of Truro, Iowa, hereby certify that the foregoing is a true and correct copy of the minutes of the meeting of the Town Council of the Town of Truro, and of the Ordinance passed and approved thereat entitled: "ORDINANCE NO. 67 . AN ORDINANCE ESTABLISHING RATES, CHARGES AND RULES FOR THE USE AND SERVICE OF THE MUNICIPAL SANITARY SEWER SYSTEM OF THE TOWN OF TRURO, MADISON COUNTY, IOWA".

Dated at Truro, Iowa, this 14th day of April, 1972.

Karen Lytton
Town Clerk

TOWN SEAL TRURO IOWA