

(First published in the Western Butler County Times August 27, 1970)

ORDINANCE NO. 142

AN ORDINANCE ENACTED PURSUANT TO K.S.A. 12-631g AND 12-631K AND PROVIDING FOR THE ESTABLISHMENT OF A JUST AND EQUITABLE RATE OF SEWER CHARGE TO BE PAID TO THE CITY OF ANDOVER, KANSAS FOR THE USE OF ITS SEWAGE DISPOSAL SYSTEM BY PERSONS, FIRMS, CORPORATIONS, THE UNITED STATES AND THE STATE OF KANSAS AND ITS POLITICAL SUBDIVISIONS, AND ANY ORGANIZATIONS WHOSE PREMISES ARE CONNECTED OR MAY BE HEREAFTER CONNECTED TO THE SAID SEWAGE DISPOSAL SYSTEM, AND PROVIDING METHOD FOR THE COLLECTION THEREOF AND PENALTIES FOR THE LATE OR NON-PAYMENT OF THE SAME AND ESTABLISHING A LIEN UPON REAL ESTATE CONNECTED TO SAID SEWER SYSTEM FOR THE FAILURE TO PAY SEWER SERVICE CHARGES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDOVER, KANSAS:

Section 1. That pursuant to K.S.A. 12-631g and 12-631K and effective upon the 1st day of September, 1970, there is hereby established a just and equitable sewer service charge in the amount of \$1.50 per month to be paid to the City of Andover, Kansas for the use of the sewage disposal system of said City by all persons, firms, or corporations, the United States and the State of Kansas and its political subdivisions and any organizations whose premises are connected or may be hereafter connected to the said sewage disposal system of said city. *(regardless of whether or not such connection is made within or without the corporate limits of City of Andover)* That said sewer service charge hereinabove established shall be on a monthly basis and the use of the sanitary sewer system of said city by any firm, organization, or person hereinabove mentioned, or any portion of any calendar month shall entitle the City to such sewer service charge for each month. The same shall be billed by the City to the person, firm, or organization responsible for the payment thereof on a quarterly basis, that is, for the periods of September through November, December through February, March through May and June through August of each year.

Section 2. At the end of each three month period the City Clerk shall bill the person, firm, or organization responsible for the payment thereof for such service charge, and it shall be payable at the office of the City Clerk within 30 days following the end of the three month period for which such billing is made. That the failure of any person, firm, or organization liable for the payment of sewer charges, within a thirty day period, shall subject such persons, firms, or organizations to a penalty of 25% of the amount of such past due said sewer charges.

Section 3. And every mobil home or so-called trailer home located within the corporate limits of the City of Andover, Kansas shall be construed as a separate user and a separate connection to the sewage disposal system of the City of Andover, Kansas and in the case of any mobile home or trailer home located upon rented premises whether one or more located on the land, the owner of the land upon which the same is located shall be responsible for the payment of such sewer service charge and shall be billed by the City Clerk in the manner aforesaid for all connections made upon the premises owned by him.

Section 4. That should any person, firm, organization, political unit, except the United States, and the State of Kansas, or organization living or operating on the premises connected to the City sanitation system of the City of Andover, neglect, fail, or refuse to pay the sanitation charge fixed by this ordinance or any amendment thereto, such charges shall constitute a lien upon the real estate served by the connection to the sewer, and shall be certified by the County Clerk to be placed on the tax rolls for collection, subject to penalty and collection in light law as shown by law collectable.

The above ordinance duly passed and adopted by the Governing Body of the City of Andover, Kansas this 25th day of August, 1970.

Eugene Miller
Gene Miller, Mayor

ATTEST:

(Seal)

Patricia M. Stuenkel
Patricia M. Stuenkel
City Clerk