

ORDINANCE NO. 2019 - 5078

AN ORDINANCE RESTRICTING THE PROVISION OF WATER, SEWER, GARBAGE COLLECTION, POLICE PROTECTION OR FIRE PROTECTION TO REAL PROPERTY OUTSIDE THE CORPORATE LIMITS OF THE CITY OF PELL CITY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELL CITY, ALABAMA, AS FOLLOWS:

**Section 1:** No services of any kind, character, or nature, including, but not limited to, water, sewer, garbage collection, police protection, or fire protection shall be extended to any real property, person, firm, corporation, or other entity located outside the corporate limits of the City of Pell City, Alabama.

**Section 2:** This Ordinance shall not affect any services for water, sewer, and/or garbage collection furnished by the City as of the date hereof to any real property located outside the corporate limits of the City of Pell City.

**Section 3:** Water or sewer rates for usage by customers located outside the corporate limits of the City shall continue to be at 1.43 times the rates established for customers located inside the corporate limits of the City in the City of Pell City Water and Sewer Rate and Fee Schedule.

**Section 4:** Customers receiving water or sewer service to real property located outside the corporate limits of the City shall not be eligible for the Low-Income Senior Citizen Discount as provided by City Ordinance.

**Section 5:** Customers receiving water or sewer service to real property located outside the corporate limits of the City shall continue to be responsible for all infrastructure improvements necessary to provide water or sewer service to the said property and shall pay for said infrastructure improvements as a condition precedent of receiving water or sewer service from the City.

**Section 6:** Ordinance No. 2013-4198 is hereby expressly repealed. In addition, any and all other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**Section 7:** Should any section or provision of this Ordinance be declared or determined to be invalid for any reason, such invalidity shall not affect the validity of any other section or provision hereof which is not otherwise declared or determined to be invalid.

**Section 8:** This Ordinance shall become effective upon its adoption and publication as required by law.

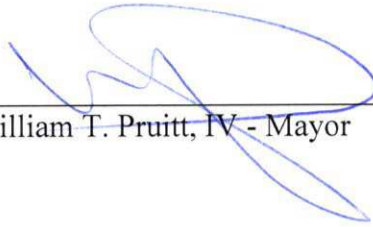
ADOPTED AND APPROVED this 28<sup>th</sup> day of January, 2019.

  
James McGowan - Council President

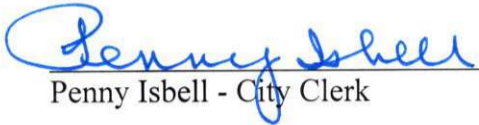
ATTEST:

  
Penny Isbell - City Clerk

APPROVED this 28<sup>th</sup> day of January, 2019.

  
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William T. Pruitt, IV - Mayor

ATTEST:

  
\_\_\_\_\_  
Penny Isbell - City Clerk

**CERTIFICATION**

I, Penny Isbell, Clerk of the City of Pell City, hereby certify that the above Ordinance was duly adopted by the City Council of the City of Pell City at a regular meeting held on the 28<sup>th</sup> day of January, 2019, and that same has been published in accordance with law in the *St. Clair News Aegis* on the 31<sup>st</sup> day of January, 2019.

  
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City Clerk