

*Copy to:
Mr. W. Lewis
Samuel Lebeck
Bob Bankhart*

110,1130

AN ORDINANCE AMENDING SECTION 22(b)4, CHAPTER 9, OF THE CODE OF THE CITY OF ABILENE, TEXAS, 1957, AS AMENDED BY ORDINANCE NUMBER 110, BY CHANGING THE RATE FROM \$0.63 TO \$.063 AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF ABILENE, TEXAS:

Section 1: That Section 22(b)4, Chapter 9 of The Code of The City of Abilene, Texas, 1957, as amended, be, and the same is hereby, amended so as to hereafter read as follows:

"Sec. 9-22. (b).4. The donor of the waste enters into a contractual agreement with the City of Abilene providing for a surcharge over and above published water and sewer rates if such waste has a B.O.D. content in excess of 325 PPM and below 2,000 PPM. The basis for surcharge on industrial wastes is a capital and operating cost of \$.063/parts per million/million gallons, for the suspended solids and B.O.D. (biochemical oxygen demand) exceeding "normal" sewage, such rate to continue until changed by action of the Board of Commissioners. No contract shall be made when the B.O.D. content is in excess of 2,000 PPM.

Any person who refuses to comply with, or who resists or willfully violates Section 9-21 (prohibited waste to the sanitary sewer), or who refuses to comply with the provisions of this section, shall be served by the Superintendent with a written notice stating the nature of the violation and providing a reasonable time limit not to exceed ninety (90) days for satisfactory correction thereof. Any person who shall continue any violation beyond the time limit shall be guilty of violation of service contract and shall be summarily disconnected from the sanitary sewer and/or water service, such disconnection to be at total expense to the customer. Where acids or chemicals damaging to sewer lines or treatment processes are released to the sewer causing rapid deterioration of these structures or interfering with proper treatment of sewage, the Superintendent is authorized to immediately terminate service by such measures as are necessary to protect the facilities."

PASSED ON FIRST READING this 12th day of October, A. D. 1961.

The Board of Commissioners hereby finds that an emergency exists requiring suspension of the rule provided in Section 32 of the City Charter, requiring ordinances to be read and passed at two separate meetings of the Board of Commissioners; said rule is hereby suspended and said ordinance is passed twice at one and the same meeting of the Board of Commissioners.

PASSED ON SECOND AND FINAL READING this 12th day of October, A. D. 1961.

ATTEST:

Sela June Markin
CITY SECRETARY

W. H. Howard
MAYOR

APPROVED AS TO FORM
CORPORATION COUNSEL
BY *John W. David*
ASSOCIATE COUNSEL