

numbered 33 to 56, inclusive, shall be applied for payment of the principal of the outstanding note. At the same time the town treasurer of the town is hereby directed to apply sufficient other funds of the town for payment of the principal of the outstanding securities and the interest then accrued with respect to the outstanding securities. Promptly upon such payment of the principal of and the interest on the outstanding securities they shall be cancelled and retired and shall not be re-issued. The accrued interest received by the town on the sale of the refunding warrants shall be applied toward payment of the first installment of the interest on the refunding warrants.

Section 13. Proceeds from the Outstanding Securities. The proceeds from the outstanding securities remaining after payment of the costs of their issuance and of the issuance of the refunding warrants shall be deposited as follows: (a) the proceeds from the outstanding building warrant remaining after the payment of the said expenses, shall be deposited in a special account to the credit of the town and applied for construction of the said town hall and library building; (b) the proceeds from the outstanding sewer warrant remaining after payment of said expenses shall be paid into the "Sanitary Sewage Disposal Facilities Construction Fund" created in Ordinance No. 16 of the town adopted April 20, 1964; and (c) the proceeds from the outstanding note remaining after payment of said expenses shall be deposited in a special trust fund, the full name of which shall be the "Collecting Sewer Construction Fund" and which is hereby created for the purpose of providing funds for construction of the sewer improvements provided for in the said Improvement Ordinance No. 8. Covington County Bank in the City of Andalusia, Alabama, is hereby designated as depository for the Collecting Sewer Construction Fund. The moneys on deposit in the Collecting Sewer Construction Fund shall be used only for the purpose for which it is herein created and payments therefrom shall be made pursuant to requisition signed by the mayor of the town and the town treasurer and approved by Harry Hendon & Associates, Inc., Consulting Engineers, Birmingham, Alabama.

Adopted and approved this 20th day of April, 1964.

s/R. G. Stephenson,
Its Mayor

Authenticated:

s/ J. I. Vardaman
Town Clerk

Alderman Bolton moved that unanimous consent be given for the immediate consideration of and action on said ordinance, which motion was seconded by Alderman Whitten, and upon said motion being put to vote, the following vote was recorded: Yeas: Mayor Stephenson and Aldermen Baker, Bolton, Stoudenmire, and Whitten; Nays: None. The mayor thereupon announced that the motion for unanimous consent for immediate consideration of and action on said ordinance had been unanimously carried. Alderman Baker then moved that said ordinance be finally adopted, which motion was seconded by Alderman Stoudenmire, and upon said motion being put to vote, the following vote was recorded: Yeas: Mayor Stephenson and Aldermen Baker, Bolton, Stoudenmire, and Whitten; Nays: None. The mayor thereupon announced that the motion for adoption of said ordinance had been unanimously carried.

ORDINANCE NO. ~~16~~ 17

BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF WILSONVILLE, ALABAMA, AS FOLLOWS:

SECTION 1. Upon evidence duly submitted to it, the Town Council does hereby find and determine as follows:

- a. The Town of Wilsonville now owns and operates certain sewer lines and a sewage treatment or disposal plant.
- b. The Town of Wilsonville has borrowed funds for the purpose of constructing said sewage treatment or disposal plant and none of the cost of the construction of said plant has been assessed against any property owners.
- c. The rates herein provided and required to be paid in respect of premises now connected or to be connected with the sanitary sewage lines of the Town is solely for the use of said sewage disposal plant facilities and not for lines of sewers installed and now operated by the Town.
- d. The fees and charges hereinafter provided for the services and facilities afforded by the sanitary sewage disposal plant are fair reasonable and just fees and charges therefor.

SECTION 2. A sewage disposal charge of \$2.00 per month minimum shall be paid by the owner or

owners of the premises which shall dispose sewage originating from or on such premises by discharging therefrom into any sewage system connected with or served by the sewage disposal plant of the town. A charge of \$3.00 for users of 10,000 to 20,000 gallons of water; above 20,000 gallons, a charge of \$5.00 minimum and the same shall be the maximum charge.

SECTION 3. In cases where the character of the sewage from any premises is such that it imposes a reasonable burden upon the sewage disposal plant, the Town may by appropriate ordinance impose additional uniform charges for each service to and for such premises or may in lieu of such additional charges require such sewage to be treated in a manner specified by the Town before being discharged into any sewer connected with the sewage disposal plant.

SECTION 4. The rate set forth above is net, the gross rate being 110% thereof. In the event that the current bill is paid within ten days of the date of its rendition, the net rate shall apply; otherwise, the gross rate shall apply. Bills shall be rendered on a monthly basis.

SECTION 5. The Town of Wilsonville shall collect for all sanitary sewage service charges.

SECTION 6. In the event that any sewage service charge is not paid within 30 days after the rendition of the bill therefor, it shall be the mandatory duty of the Town Attorney to proceed by appropriate action to collect such charge from the owner or occupant of the premises or against both the owner and the occupant and the reasonable expenses incurred by the Town in collecting or attempting to collect such charge and shall be an additional obligation of the owner and the occupant of the premises in respect to which the sewage services charge is delinquent and shall be added to the amount of and become a part of any judgment against any such owner or occupant.

SECTION 7. Any owner or occupant of any premises who shall use or allow to be used any kitchen sink, lavatory, commode, bathtub or other such fixture connected with or drained into any sewer served by the sewage treatment and disposal plant of the Town without first paying the sewer service charges according to the rate hereinabove set forth, shall be guilty of a misdemeanor and upon conviction shall be fined the sum of \$5.00 and upon failure to pay such fine shall be sentenced to hard labor by the Town for a period of 5 days.

SECTION 8. The provisions of this ordinance are intended to be severable. If any section, provision or clause of this ordinance or the application thereof to any particular case or circumstance shall be held invalid by any court of competent jurisdiction, the remaining sections and provisions of this ordinance and the application thereof to other cases or circumstances not so declared invalid shall nevertheless stand and be enforced as if the section, provision or clause so declared invalid or the invalid application thereof had not been included herein.

SECTION 9. This ordinance shall take effect 10 days after publication by posting the same in three public places within the Town of Wilsonville.

Adopted and passed on this 4th day of January, 1965.

TOWN OF WILSONVILLE

s/ Jimmy Morris, Mayor

s/ J. I. Vardaman, Clerk