

ORDINANCE NUMBER 1206

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, ADDING NEW SECTIONS 13.04.320 AND 13.08.024 WHICH PROHIBIT THE TRANSFER OF WATER AND SEWER SERVICES OUTSIDE THE CITY LIMITS; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ALLOWING PUBLICATION BY SUMMARY;

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PAYETTE, IDAHO;

Section 1. There is hereby created a new section 13.04.320 of the Payette City Code, which section shall read as follows:

13.04.320 Water delivery outside the City prohibited. No water obtained from wells owned or operated by the City of Payette shall be delivered outside the corporate City limits.

Section 2. There is hereby created a new section 13.08.024 of the Payette City Code, which section shall read as follows:

13.08.024 Sewer connections outside the City prohibited. No subdivision, building, structure, dwelling unit, septic tank, septic system or sewer system which is located outside the corporate City limits shall be connected to the City sewer system.

Section 3. The terms of this ordinance shall not apply to subdivisions presently receiving water or sewer services nor to those subdivisions which have heretofore received commitments for water or sewer services.

Section 4. This ordinance may be published in summary form.

Section 5. Any ordinances or resolutions which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 6. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall constitute Ordinance Number 1206.

Section 7. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Passed and approved by the Mayor and City Council this 1st day of October, 2001.

CITY OF PAYETTE

By Ann Crasby
Mayor

ATTEST:

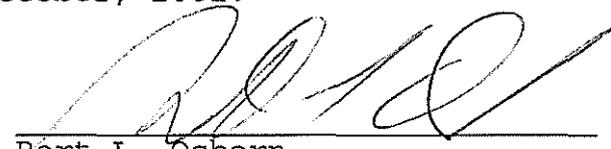
John P. Franks
City Clerk

SUMMARY OF ORDINANCE 1206

Ordinance 1206 is an ordinance of the City Of Payette, Idaho, adopted October 1, 2001. The ordinance may be descriptively known as a Prohibition Against Providing Water and Sewer Services outside the City Ordinance. The ordinance adds new sections 13.04.320 and 13.08.024. Section 13.04.320 prohibits the transfer of water services outside the Payette City limits. Section 13.08.024 prohibits any sewer hookup from outside the City to Payette sewer service. Both sections allow for continued service to existing users or allows the City to honor existing commitments for water and sewer services outside the City. Ordinance 1206 provides for severability, repealer and for publication by summary. The ordinance becomes effective immediately upon passage and publication.

I, Bert L. Osborn, City Attorney for the City of Payette, Idaho, certify that I am familiar with Ordinance 1206 of the City of Payette, Idaho and with the foregoing summary. The summary is true and complete and provides adequate notice to the public. The full text is on file with the Payette City Clerk and shall promptly be made available to any citizen upon request.

Dated this 2nd day of October, 2001.


Bert L. Osborn