

Ordinance No.

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF COMER, GEORGIA
SEWER AVAILABILITY FEES.

THE COUNCIL OF THE CITY OF COMER HEREBY ORDAINS:

WHEREAS, the Mayor and City Council have determined that it is in the best interests of and consistent with the convenience and necessity of the City of Comer to amend its city code, the following action is taken:

SECTION 1. THE CODE OF ORDINANCES OF THE CITY OF COMER, GEORGIA, IS HEREBY AMENDED BY DELETING SUBSECTION 21- 204.1, AND BY ADDING SUBSECTION 21- 204.1 TO READ AS FOLLOWS:

Section 21-204 Sewer Connection

1. Upon the application for a new service connection to the city public sewer system by any consumer, the applicant shall pay to the City Clerk the following fees which shall include (unless otherwise noted below) the cost of material to cover the cost of the fittings, installation of the tap by the city, and the necessary pipe from the main to the service connection

Sewer Tap Fee:	\$ 500.00
Availability Fee:	\$2,500.00
Access Fee:	That amount equal to the actual cost to the city to excavate and/or bore to the sewer main

SECTION 2. LIABILITY

1. Neither the approval of any action under the provisions of this ordinance, nor the compliance with provisions of this ordinance, shall relieve any person from the responsibility for damage to any person or property otherwise imposed by law nor impose any liability upon the Mayor or City Council for damage to any person or property.

SECTION 3. CONFLICTS BETWEEN SPECIFIC AND GENERAL PROVISIONS.

Where there is an apparent conflict in this Ordinance between specific and general provisions, it is the intention hereof that the specific shall control.

SECTION 4. SEVERABILITY.

If any section, provision, or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such individuality shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent that this Ordinance would have been adopted had such invalid portion not been included herein.

SECTION 5. REPEAL OF CONFLICTING PROVISIONS.

All ordinances or parts of ordinances in conflict with this ordinance, and not preserved hereby, are hereby repealed.

SECTION 6. EFFECTIVE DATE

This Ordinance shall become effective immediately after its passage and approval in the manner prescribed by law.

Passed and approved this 8 day of February, 2005, at a meeting of the Mayor and Council of the City of Comer, Georgia.

Comer
Attest:

On File
William E. Burroughs, Mayor, City of

On File

Stephen H. Sorrells, City Clerk
[CITY SEAL]

Approved as to Legal Form:

On File

Victor Y. Johnson, City Attorney