

**ORDINANCE NO. 410**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EARLHAM, IOWA, 2017, CHAPTER 92.09 CUSTOMER DEPOSITS - WATER**

**BE IT ENACTED** by the City Council of the City of Earlham, Iowa, as follows:

**SECTION 1.** Section 92.09 is hereby deleted, and shall be replaced by the following:

**92.09 CUSTOMER DEPOSITS.** There shall be required from every customer a \$90.00 deposit intended to guarantee the payment of bills for service. Homeowners, who have paid their bills by the due date for 12 consecutive months, shall have their deposit refunded. The deposit paid by renters shall remain on account, and any balance of the deposit remaining after discontinuance of the water service and closing of the account shall be returned to the customer without interest.

**SECTION 3. REPEALER.** All ordinances or parts of ordinances that are in conflict with this ordinance are hereby repealed.

**SECTION 4. SEVERABILITY.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 5. WHEN EFFECTIVE.** This Ordinance shall be in effect from and after the later to occur of its final passage, approval and publication as provided by law.

Passed and approved the 12<sup>th</sup> day of August, 2019.

\_\_\_\_\_  
Jeff Lillie, Mayor

Attest: \_\_\_\_\_  
Mary Sue Hibbs, City Clerk

Passed First Reading: \_\_\_\_\_  
Passed Second Reading: \_\_\_\_\_  
Passed Third Reading: \_\_\_\_\_

<u>Member</u>	<u>1<sup>st</sup> Reading</u>	<u>2<sup>nd</sup> Reading</u>	<u>3<sup>rd</sup> Reading</u>
Griswold			
Fredericksen			
Petersen			
Payne			
Swalla			

**CLERK'S CERTIFICATE**

I hereby certify that the foregoing Ordinance No. 410 was published as required by law on the \_\_\_\_ day of August, 2019.

SIGNED \_\_\_\_\_  
Mary Sue Hibbs, City Clerk