

**AN ORDINANCE *NUNC PRO TUNC* OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF BYRAM, HINDS COUNTY, MISSISSIPPI
AMENDING THE TEXT OF ARTICLE III, SECTION 2, OF
AN AMENDED ORDINANCE TO PROVIDE FOR THE COLLECTION OF USER
CHARGES AND INDUSTRIAL WASTE SURCHARGES FROM USERS OF THE
PUBLIC SEWAGE WORKS IN THE CITY OF BYRAM, MISSISSIPPI**

Whereas, The Mayor and Board of Aldermen adopted an Ordinance to Provide for the Collection of User Charges and Industrial Waste Surcharges from Users of the Public Sewage Works in the City of Byram, Mississippi (hereinafter “the Ordinance”) on or about May 14, 2015; and,

Whereas, The Mayor and Board of Aldermen adopted an Ordinance Amending the Text of Article III, Section 2, of the Ordinance (hereinafter “the Amended Ordinance”) on or about April 28, 2022, increasing the residential sewer connection fee to \$1,000 and increasing the commercial sewer connection fee to \$2,000; and,

Whereas, due to a scrivener’s error, the Amended Ordinance incorrectly stated that the commercial sewer tap connection fee was increasing from \$1,000 to \$2,000; however, the commercial sewer tap connection fee is increasing from \$700 to \$2,000; and,

Whereas, the Board of Aldermen of Byram, Mississippi, have determined upon the aforementioned facts that the current \$700.00 fee for residential sewer connection be increased to \$1,000.00, and the current \$700 fee for commercial sewer connection be increased to \$2,000.00; and,

Whereas, the Board of Aldermen of the City of Byram, Mississippi, did on or about Aug. 25, 2022, at a regular public meeting adopt an Ordinance amending the text of Art. III, § 2 of an Amended Ordinance to provide for the Collection of User Charges and Industrial Waste Surcharges from User Charges and Industrial Waste Surcharges from Users of the Public Sewage Works in the City of Byram, Mississippi, but the Amended Ordinance requires a correction to reflect the intent of the Board when it was adopted, while retaining the effective date previously applicable; and

Whereas, the Board of Aldermen of Byram, Mississippi, pursuant to Miss. Code Ann. Section 21-19-1, possesses the legal authority to compel and regulate the connection of all property with sewers, and pursuant to Section 21-13-9, have the power to amend its ordinances.

NOW, THEREFORE, BE IT ORDAINED BY the Mayor Board of Aldermen of the City of Byram, Mississippi, as follows:

Section 1 – Amendment:

The Board of Aldermen of Byram, Mississippi, do hereby order the increased fee for residential sewer connection from \$700 to \$1,000.00 and the increased fee for commercial sewer connection from \$700 to \$2,000.00 to be reasonable and justifiable. Therefore, Article III, Section 2, of the 2015 Ordinance is now as follows: the sewer connection fee for residential shall be \$1,000.00 and the sewer connection fee for commercial shall be \$2,000.00.

Section 2 – Conflicting Provisions:

Those portions of Article III, Section 2, of the 2015 Ordinance and the April Amended Ordinance which are in conflict herewith are hereby immediately repealed.

Section 3 – Effective Date:

This Ordinance shall be effective thirty (30) days after its passage on Aug. 25, 2022, and after publication of same as required in § 21-13-11 Mississippi Code of 1972 (Rev. 2015).

ORDAINED, ADOPTED AND APPROVED by the Mayor and Board of Aldermen of the City of Byram, Mississippi at its regular meeting thereof held on the 8th day of September, 2022.

Having considered all the facts and discussions made, and after further discussion thereof, Alderman JOHNSON offered this Ordinance and moved that it be adopted.

The motion for adoption was seconded by Alderman MACK and the foregoing Ordinance having been first reduced to writing, was considered and approved section by section and then as a whole and was submitted to the Board of Aldermen for passage or rejection on roll call vote being as follows, to-wit:

Alderman Erma Johnson (Ward 1) voted: AYE

Alderman Diandra Hosey (Ward 2) voted: AYE

Alderman Robert Amos (Ward 3) voted: AYE

Alderman Teresa Mack (Ward 4) voted: AYE

Alderman Rochelle Gibson (Ward 5) voted: NAY

Alderman David Moore (Ward 6) voted: AYE

Alderman Rushunda Harris-Allen (At large) voted: AYE

Whereupon, the Mayor declared the motion carried and Ordinance adopted.

The foregoing Ordinance is approved this the 8TH day of September, 2022.

CITY OF BYRAM, MISSISSIPPI

BY: 
RICHARD WHITE, MAYOR

ATTEST:

BY: Angela E. Richburg
ANGELA RICHBURG, CITY CLERK

[SEAL]

