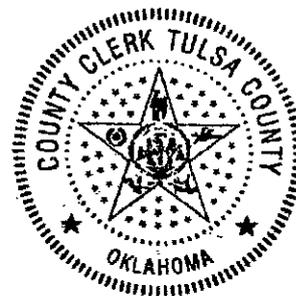




ORDINANCE NO. 833

AN ORDINANCE DETERMINING EXCESS CAPACITY FOR SANITARY SEWER SYSTEM, AND PROVIDING FOR EXTENSION AND EXPANSION OF SEWER CAPACITY, AND DETERMINING A SURCHARGE COST ASSESSMENT TO EXTEND AND EXPAND SEWER DISCHARGE CAPACITY AND DECLARING AN EMERGENCY.



6715 0438

WHEREAS, commercial expansion has increased the need for additional capacity of and the existing Lift Stations maximum capacity; and,

WHEREAS, such excess capacity requires the extension of that sewer line known as the West Main Interceptor from 131st Street, to and across certain property located within the City of Bixby, Oklahoma, and generally, being in the undeveloped area adjacent to and generally lying West of Memorial and North of 131st Street; and, the cost of providing such sanitary sewer system expansion will be approximately \$2,017,439.25;

NOW THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. There is hereby determined a need for the construction of the West Main Interceptor; a need for such construction is necessary as a result of development causing a need for the sanitary sewer system serving that area generally located West of Memorial, East of Sheridan, and North of 131st Street; and, in order to provide a construction of such sanitary sewer system, an excess capacity surcharge fee is hereby established.

2. That the excess sewer capacity surcharge for that area generally lying within the following described property:

Section 2, Township 17 North, Range 13 East,
Section 35, Township 18 North, Range 13 East

shall be established at \$400 per acre for residential properties and \$1200 per acre for commercial properties. Such surcharge excess capacity fee shall be in addition to other fees as established with the Bixby City Code.

3. Multi-family usage shall be considered as commercial for the purpose of surcharge fees.

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4. Those excess capacity surcharge fees as ordained herein shall apply to all unplatted land within the area, described herein.

PASSED this 27 day of August, 2001.

CITY OF BIXBY

BY: [Signature]
MAYOR

Attest:

[Signature]
City Clerk

An Emergency is hereby declared to exist for the preservation of the public health, welfare, and safety, by reason whereof this Ordinance shall take effect immediately from and after its passage and approval.

APPROVED this 27 day of August, 2001.

Emergency Clause voted on separately and approved this 27 day of August, 2001.

CITY OF BIXBY

BY: [Signature]
MAYOR

(NS)

Attest:

[Signature]
City Clerk

Approved:

[Signature]
City Attorney