

BE IT REMEMBERED that there was begun and held the regular meeting of the Mayor and Board of Aldermen of the City of Petal, Mississippi on May 6, 1986 at 7:30 P.M., in the Board Room of said City.

Those present : Mayor Sidney O. Smith
 City Attorney: Thomas Tyner
 Aldermen: W. E. Boutwell
 W. H. Campbell
 Michael Lewis
 R. L. Hillum
 Leroy Scott

The Mayor declared a quorum present and declared the City Council in session.

The invocation was offered by Thomas W. Tyner.

The minutes of the regular meeting of April 15, 1986 were read by Priscilla C. Daniel.

THEREUPON, Alderman Campbell made a motion that the foregoing minutes be accepted as read. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 Michael Lewis
 R. L. Hillum
 Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Smith called for public comment.

THEREUPON, Coy Joe Coston requested that the Mayor and Board of Aldermen adopt an Ordinance prohibiting bicycles on main thoroughfares because of the dangers that exists.

THEREUPON, the Board stated that they would look into the matter.

WHEREAS, Mayor Smith presented the following proofs of publication:

- 1) CDBG Block Ad
- 2) Public Notice - Zoning request Anita Ann Ruple

THEREUPON, Alderman Boutwell made a motion that the foregoing proofs of publication be accepted and filed. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 Michael Lewis
 R. L. Hillum
 Leroy Scott

Those present and voting "NAY": None

WHEREAS Mayor Smith presented a request for the City to purchase an ad in the All Star Baseball program.

THEREUPON, Alderman Boutwell made a motion to purchase a $\frac{1}{4}$ page ad in the amount of \$60.00 to demonstrate the City's pride in our local coach Larry Watkins and Chad Curry a local team member. Alderman Scott seconded the motion.

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 Michael Lewis
 R. L. Hillum
 Leroy Scott

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented a request for the City to purchase an ad from the Gulf Pines Girl Scout Council in the amount of \$50.00

THEREUPON, Alderman Hullum made a motion to purchase the ad. Alderman Lewis seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS Alderman Scott made a motion to adopt the following order hiring Barbara Russell part-time in the Recreation Department effective 5/1/86 at a rate of pay of \$4.00 per hour. Alderman Lewis seconded the motion.

ORDER

The Mayor and Board of Alderman of the City of Petal, Mississippi deem it necessary to employ part-time help in the Recreation Dept.

IT IS THEREFORE ORDERED that Barbara Russell be and she is hereby employed part-time in the Recreation Dept. at a rate of pay of \$4.00 per hour effective 5/1/86 until further orders of the Mayor and Board of Aldermen.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Mississippi on this the 6th day of May, A.D., 1986.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Alderman Campbell made a motion to adopt the following order promoting Keith Henry to Patrolman 2nd Class effective 4/26/86. Alderman Boutwell seconded the motion.

ORDER

The Mayor and Board of Aldermen of the City of Petal, Mississippi upon the recommendation of Henry Bounds, Chief of Police, do hereby promote Keith Henry to Patrolman 2nd Class.

IT IS THEREFORE ORDERED that Keith Henry be and he is hereby promoted to Patrolman 2nd Class, at an annual salary of \$16,018.65, to serve from 4/26/86 until further orders of the Mayor and Board of Aldermen of the City of Petal, Mississippi.

SO ORDERED by the Mayor and Board of Aldermen of the City of Petal, Ms. on this the 6th day of May, A.D., 1986.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None

WHEREAS, Alderman Campbell made a motion to loan the old radio antenna from the Police Department to the Metro Narcotics Department and to notate this on our inventory control sheet. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 Leroy Scott
 R. L. Hullum
 Michael Lewis

Those present and voting "NAY": None

WHEREAS, City Attorney Thomas Tyner presented the following Sewer Use Ordinance 1986 (65).

ORDINANCE NUMBER 1986 (65)
 OF THE CITY OF PETAL, MISSISSIPPI

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WASTES INTO THE PUBLIC SEWER SYSTEM; PROVIDING PENALTIES FOR VIOLATIONS THEREOF, AND ESTABLISHING AN EFFECTIVE DATE THEREOF, IN THE CITY OF PETAL, MISSISSIPPI

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI:

SECTION 1. DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

1. "Approving Authority" shall mean the City Engineer (or the Director or Superintendent of Public Works or other designated official) of the City of Petal or his duly authorized deputy, agent or representative, who shall be under the jurisdiction of said municipality and responsible for all treatment works.
2. "BOD" (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20°C, expressed in milligrams per liter.
3. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.
4. "City" shall mean the City of Petal, Mississippi.
5. "COD" (Chemical Oxygen Demand) shall mean the quantity of oxygen utilized in the chemical oxidation of oxidizable material in a sample, under standard laboratory procedure, expressed in milligrams per liter (mg/l)
6. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.
7. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from handling, storage, and sale of produce.
8. "Hearing Board" shall mean the Board of Mayor and Board of Aldermen.
9. "Industrial Wastes" shall mean the liquid wastes from industrial manufacturing processes, trade, or business as distinct from sanitary sewage.
10. "Natural Outlet" shall mean any outlet into a water-course, pond, ditch, lake, or other body of surface or ground-water.
11. "Person" shall mean any individual, firm, company, association, society, corporation, or group.
12. "pH" shall mean the common logarithm of the reciprocal of the hydrogen ion concentration in grams per liter of solution.
13. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch in dimension.
14. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights and is controlled by public authority.
15. "Regulatory Agency" shall mean the Mississippi Bureau of Pollution Control.
16. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.
17. "Service Charge" shall mean the basic assessment levied on all users of the public sewer system whose wastes do not exceed in strength the concentration values established as representative of normal sewage.
18. "Sewage" shall mean a combination of the water carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface and stormwaters as may be present.
19. "Sewage Treatment Facility" shall mean any arrangement of devices and structures used for treating sewage.

20. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

21. "Sewer" shall mean a pipe or conduit for carrying sewage.

22. "Shall" is mandatory: "May" is permissive.

23. "Slug" shall mean any discharge of water, sewage, or industrial waste which, in concentration of any given constituent or in quantity of flow, exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

24. "Standard Methods" shall mean the examination and analytical procedures set forth in the most recent addition of "Standard Methods for the Examination of Water, Sewage, and Industrial Wastes," published jointly by the American Public Health Association, the American Waterworks Association and the Water Pollution Control Federation.

25. "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

26. "Surcharge" shall mean the assessment in addition to the service charge which is levied on those persons whose wastes are greater in strength than the concentration values established as a representative of normal sewage.

27. "Suspended Solids" shall mean the solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

28. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

SECTION 2. USE OF PUBLIC SEWERS REQUIRED

1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the City of Petal, or in any area under

the jurisdiction of said City, any human or animal excrement, garbage, or other objectionable waste.

2. It shall be unlawful to discharge to any natural outlet within the City of Petal, or in any area under the jurisdiction of said City, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

4. The owner of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the City of Petal and abutting on any street, alley, or right-of-way in which there is not located or may in the future be located a public sanitary or combined sewer of the City of Petal, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this Ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet of the property line.

5. It shall be unlawful for any person, establishment or corporation to discharge to the sewer system any pollutant except in compliance with Federal standards promulgated pursuant to the Clean Water Act, and any more stringent state and local standards.

SECTION 3. PRIVATE SEWAGE DISPOSAL

1. Where a public sanitary or combined sewer is not available under the provisions of Section 2, number 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this section.

2. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit

signed by the Approving Authority. The application for such permit shall be made on a form furnished by the City of Petal, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Approving Authority. A permit and inspection fee of ten (10) dollars shall be paid to the City of Petal at the time the application is filed.

3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Approving Authority. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Approving Authority when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within twenty-four (24) hours of the receipt of notice by the Approving Authority.

4. The type, capacities, locations, and layout of a private sewage disposal system shall comply with all recommendations of the Mississippi Bureau of Pollution Control or the Mississippi State Board of Health, whichever applies. No septic tank or cesspool shall be permitted to discharge to any natural outlet. No permit shall be issued for any private sewage disposal system employing subsurface soil absorption facilities where the area of the lot is less than $\frac{1}{2}$ acres.

5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Section 3, number 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the City of Petal.

7. No statement contained in this section shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

8. When a public sewer becomes available, the building sewer shall be connected to said sewer within ninety (90) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bank-run gravel or dirt.

SECTION 4: BUILDING SEWERS AND CONNECTIONS

1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Approving Authority.

2. There shall be two (2) classes of building sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing industrial waste. In either case, the owner or his agent shall make application on a special form furnished by the City. The permit application shall be supplemented by any plans, specifications, and shall meet OSHA requirements, or other information considered pertinent in the judgment of the Superintendent. A permit and inspection fee of Three Hundred Fifty Dollars (\$350.00) for a residential or commercial building sewer permit and Three Hundred Fifty Dollars (\$350.00) for an industrial building sewer permit shall be paid to the City at the time the application is filed.

As a condition for authorization to dispose of industrial wastes through the municipal system, the industrial applicant for a sewer permit shall provide the City with information describing wastewater constituents and characteristics, and the type of activity and quantity of production.

3. All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

4. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an

adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Approving Authority to meet all requirements of this ordinance.

6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the City. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the American Society for Testing and Materials (ASTM) and the Water Pollution Control Federation (WPCF) Manual of Practice No. 9 shall apply.

7. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.

8. No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface run-off or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

9. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the City, or the procedures set forth in appropriate specifications of the ASTM and the WPCF Manual of Practice No. 9. All such connections shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be

approved by the Approving Authority before installation.

10. The applicant for the building sewer permit shall notify the Superintendent when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Approving Authority or his representative.

11. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to prevent the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the City.

SECTION 5. USE OF THE PUBLIC SEWERS

1. No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

2. No person shall discharge or cause to be discharged sanitary waste water into the storm sewer system.

3. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Approving Authority. Industrial cooling water or unpolluted waters may be discharged, on approval of the Approving Authority, to a storm sewer, combined sewer, or natural outlet.

4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Approving Authority that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Approving Authority will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers,

materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment system, degree of treatability of wastes in the sewage treatment facility, and other pertinent factors. The substances prohibited are:

(a) any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas;

(b) any waters or wastes containing toxic and/or poisonous solids, liquids, or gases that inhibit or interfere with the biological treatment process;

(c) any liquid or vapor having a temperature higher than one hundred and fifty (150) degrees Fahrenheit;

(d) any liquid wastes containing solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails, paper dishes and paper products, cups, milk containers, etc., either whole or ground by garbage grinders;

(e) any waters or wastes having a pH lower than 5.5 or higher than 9.5, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works;

(f) any waters or wastes containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100 mg/l) of containing substances which may solidify or become viscous at temperatures between thirty-two (32) and ninety (90) degrees Fahrenheit;

(g) any waters or wastes containing free or emulsified oil and grease when, in the opinion of the Approving Authority it appears probable that such wastes:

(i) can deposit oil or grease in the sewer lines in such manner as to clog the sewers or impede the flow,

(ii) are not amenable to biological oxidation and will, therefore, pass to the receiving stream without being affected by normal sewage treatment processes,

(iii) can overload the sewage treatment facility's grease handling equipment,

(iv) can have deleterious effects on the sewage treatment process due to excessive quantities or concentrations;

(h) any waters or wastes exerting biochemical oxygen demand (BOD) greater than two hundred forty (240) mg/l;

(i) any waters or wastes exerting a chemical oxygen demand (COD) greater than four hundred (400) mg/l;

(j) any waters or wastes having a suspended solids concentration in excess of three hundred (300) mg/l;

(k) any radioactive wastes or isotopes of long half-life (over 100 days) without special permit. The

radioactive isotopes ^{131}I and ^{32}P used at hospitals are not prohibited if properly diluted at the source;

(l) any waters or wastes exerting an excessive chlorine requirement;

(m) any garbage that has not been properly shredded. The installation and operation of a garbage grinder shall be subject to the review and approval of the Approving Authority where same is equipped with a motor of 3/4 horsepower (0.76 hp metric) or greater;

(n) any waters or wastes exerting or causing excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions);

(o) any waters or wastes containing phenol or other taste or odor producing substances in such concentrations as to affect the taste and odor of the receiving stream after passage through the sewage treatment process;

(p) any water or wastes containing metals or salts of the metals, in solution or suspension, in concentrations exceeding the following, the analytical results being expressed in terms of the indicated elements:

ELEMENT	CONCENTRATION (mg/l)
Antimony	0.1
Arsenic	0.05
Barium	3.0
Beryllium	1.0
Bismuth	1.0
Boron	0.5
Cadium	0.2
Calcium	8,000.0
Chromium (Hexavalent)	1.0
Chromium (Trivalent)	1.0
Total Chromium	2.0
Cobalt	0.2
Iron	5.0
Lead	0.1
Magnesium	2,000.0
Manganese	1.0
Mercury	0.1
Molybdenum	0.2
Nickel	0.5
Potassium	12,000.0
Rhenium	0.5
Selenium	0.1
Silver	1.0
Sodium	8,000.0
Strontium	0.5
Tellurium	0.5
Tin	1.0
Zinc	1.0

(q) any waters or wastes containing cyanides or cyanogenic compounds capable of liberating hydrocyanic acid gas or acidification in excess of one (1) mg/l as CN in the discharged waters or wastes;

(r) any water or wastes which attract or corrode sewers and sewage disposal equipment;

(s) any waters or wastes which are not amenable to treatment or reduction by the waste water treatment process employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving stream.

5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in paragraph number 3 of this section, and which in the judgment of the Approving Authority may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Approving Authority may:

- (a) reject the wastes,
- (b) require pretreatment to an acceptable condition for discharge to the public sewers,
- (c) require control over the quantities and rates of discharge, and/or
- (d) require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of paragraph 9 of this Section.

If the Approving Authority permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Approving Authority, and subject to the requirements of all applicable codes, ordinances, and laws.

6. Grease, oil, sand interceptors, flow equalization and pretreatment facilities shall be maintained continuously and satisfactorily at the owner's expense and shall be subject to periodic inspection by the Approving Authority. The owner shall maintain suitable monthly operating records and shall submit to the Approving Authority each monthly summary report of the character of the influent and effluent as the latter may prescribe.

7. When required by the Approving Authority, the owner of any property serviced by a City sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the City sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Approving Authority. The manhole shall be

installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times. Plans for such manholes for the installation of control and related equipment must be approved by the Approving Authority before construction is begun.

8. All measurements, tests, and analysis of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, samples shall be taken at a final discharge point inside the industry or the nearest downstream manhole in the public sewer. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. The particular analysis involved will determine whether a twenty-four (24) hour composite of all outfalls of a premises is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from a 24-hour composite of all outfalls, whereas pH's are determined from periodic grab samples.

9. Until an adequate analysis of a representative sample of the customer's waste has been obtained, the Approving Authority may, for the purposes of this ordinance, make a determination of the character and concentration of the waste by using data based on analysis of similar processes or data for this type of business that is available from the Mississippi Bureau of Pollution Control of the United States Department of the Interior, or from industry-recognized authoritative sources.

10. No statement contained in this Section shall be construed as preventing any special agreement or arrangements

SECTION 6: GRINDERS

1. The installation and operation of garbage grinders should be in accordance with the specifications and requirements of the manufacturer.

2. The use of garbage grinders shall be regulated pursuant to these sections and subparts. No person shall discharge or feed into garbage grinders any substance or material named in these sections and subparts, including, but not limited to, those set forth in Section 5, number 4(d).

3. Pursuant to Section 5, number 4(m), such garbage grinders will be subject to review of the Approving Authority and subject to inspection in accordance with Section 8.

SECTION 7: PROTECTION FROM DAMAGE

1. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

SECTION 8: POWERS AND AUTHORITY OF INSPECTORS

1. The Approving Authority and other duly authorized employees of the City of Petal bearing proper credentials and identifications shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Approving Authority or his representative shall have no authority to inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

2. While performing the necessary work on private properties referred to in Section 6, number 1, above, the Approving Authority or duly authorized employees of the City shall observe all safety rules applicable to the premises

expense, loss, or damage occasioned the City by reason of such violation.

SECTION 10: HEARING BOARD

1. The Hearing Board shall consist of the Mayor and Board of Aldermen of the City of Petal, Mississippi, and shall arbitrate differences between the Approving Authority and sewer users on matters concerning interpretation and execution of the provisions of this ordinance by the Approving Authority.

SECTION 11: VALIDITY

1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

2. The invalidity of any section, clause, sentence or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

3. This ordinance shall become valid and effective as to any unincorporated area upon extension of service or annexation of same by the City.

The above Ordinance was first reduced to writing and read and considered by Sections at the regular May 6, 1986, public meeting of the Mayor and Board of Aldermen and on motion duly made for the adoption of said Ordinance and seconded, a vote was taken as follows:

Alderman W. E. Boutwell voted	<u>"YEA"</u>
Alderman W. H. Campbell voted	<u>"YEA"</u>
Alderman Michael V. Lewis voted	<u>"YEA"</u>
Alderman R. L. Hullum voted	<u>"YEA"</u>
Alderman Leroy Scott voted	<u>"YEA"</u>

established by the company and the company shall be held harmless for injury or death to the City of Petal's employees and the City shall indemnify the company against loss or damage to its property by City employees and against liability claims and demands for persons' injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Section 4, paragraph numbered 6.

3. The Approving Authority and other duly authorized employees of the City bearing proper credentials and identification shall be permitted to enter all private properties through which the City of Petal holds a duly negotiated easement for the purpose of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

SECTION 9: PENALTIES

1. Any person found to be violating any provision of this ordinance except Section 7 shall be served by the City of Petal with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

2. Any person who shall continue any violation beyond the time limit provided for in Section 7, paragraph numbered 1, shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding three hundred dollars (\$300.00) for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

3. Any person violating any of the provisions of this ordinance shall become liable to the City of Petal for any

SECTION 12: ORDINANCE IN FORCE

1. This ordinance shall be in full force and effect from and after its passage, approval, recording, and publications as provided by law.

Sidney O. Smith
SIDNEY O. SMITH, MAYOR

(SEAL)

ATTEST:

Priscilla C. Daniel
Priscilla C. Daniel, City Clerk

THEREUPON, Alderman Boutwell made the motion to adopt the foregoing Ordinance.
Alderman Scott seconded the motion.

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 Leroy Scott
 Michael Lewis
 R. L. Hullum

Those present and voting "NAY": None

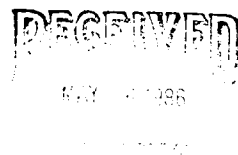
WHEREAS, Alderman Boutwell presented the following claim filed by Faye Ethridge requesting the City repair the damage to her vehicle caused when she hit a pothole on a city street.

City of Petal

On April 16, 1986, as I was traveling North on South Main Street in Petal, MS, I turned right on Dawson Cut Off, reaching the bottom of the dip, my car struck something in the edge of the road. After traveling 50 feet, the right front wheel on my car was flat. After getting out of my car and checking the flat tire, I went back to see what my car had struck in the road. The only thing that could be found was a large pothole approximately five (5) inches deep. After the tire had been changed, my husband who had to take off from work, spoke with Alderman Campbell and Alderman Boutwell who came up and checked the pothole. Alderman Boutwell told my husband and myself to get a tire from Petal Goodyear as the tire was unrepairable. Therefore, I respectfully request the City of Petal to pay for replacement of the tire and alignment of my car since the car only had 10,994 miles.

Sincerely,

Faye Ethridge
(Mrs.) Faye Ethridge



THEREUPON Alderman Boutwell made a motion to purchase a tire for Mrs. Ethridge's vehicle at a cost of \$43.15. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 Leroy scott
 R. L. Hullum
 Michael Lewis

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented claim numbers 16813-16971 of the General Fund.

THEREUPON, Alderman Campbell made a motion to pay claim numbers 16813-16971 of the General Fund. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
 W. H. Campbell
 Leroy Scott
 R. L. Hullum
 Michael Lewis

Those present and voting "NAY": None

WHEREAS, Mayor Smith presented claim numbers 3451-3483 of the O & M Fund of the Petal Water & Sewer Fund. THEREUPON, Alderman Campbell made a motion to pay claim numbers 3451 -3483 of the O & M Fund. Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hullum
Michael Lewis

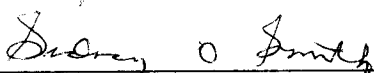
Those present and voting "NAY": None

THEREUPON, Alderman Boutwell made a motion to adjourn. Alderman Campbell seconded the motion.

Those present and voting "AYE": W. E. Boutwell
W. H. Campbell
Leroy Scott
R. L. Hullum
Michael Lewis

Those present and voting "NAY": None

There being no further business, the regular meeting of the Mayor and Board of Alderman was adjourned on this the 6th day of May, A.D., 1986.


MAYOR SIDNEY O. SMITH

(SEAL)

ATTEST:


PRISCILLA C. DANIEL
CITY CLERK

BE IT REMEMBERED that there was begun and held the regular meeting of the Mayor and Board of Aldermen of the City of Petal, MS on Tuesday, May 20th, 1986 at 7:30 P.M. in the Board Room of said City.

Those present: Mayor Sidney O. Smith

City Attorney: Thomas Tyner

Aldermen: W. H. Campbell
W. E. Boutwell
R. L. Hullum
Michael Lewis
Leroy Scott

Others present: Farris Shows

The Mayor declared a quorum present and declared the City Council in session.

The invocation was offered by W. H. Campbell.

The minutes of the regular meeting of May 6, 1986 were read by Thomas Tyner.

THEREUPON, Alderman Campbell made a motion that the minutes be accepted as read.

Alderman Boutwell seconded the motion.

Those present and voting "AYE": W. H. Campbell
W. E. Boutwell
R. L. Hullum
Michael Lewis
Leroy Scott

Those present and voting "NAY": None