

**ORDINANCE NO. 2021- 04**

**CITY OF ALGONAC**

**COUNTY OF ST. CLAIR, MICHIGAN**

**AN ORDINANCE OF THE CITY OF ALGONAC, ST. CLAIR COUNTY, MICHIGAN TO AMEND CHAPTER 44 "UTILITIES," ARTICLE III "SEWER," DIVISION 1 "GENERALLY," BY REVISING SECTION 68 "AUTHORITY TO ESTABLISH RULES AND REGULATIONS" IN ITS ENTIRETY.**

**THE CITY OF ALGONAC ORDAINS:**

**SECTION 1. AMENDMENT.**

**Chapter 44, Article III, Division 1 is hereby amended to revise Section 68 to read as follows:**

**CHAPTER 44. – UTILITIES.**

**ARTICLE III. – SEWER.**

**DIVISION 1. – GENERALLY.**

**Sec. 44-68. - Authority to establish rules and regulations.**

Under the provisions of the contract, the City is charged with the duty of operating and maintaining the sewer system as the agent of, for, and on behalf of the County, and establishing necessary rules and regulations relative to its use and connections thereto, subject to the approval of the St. Clair County Department of Public Works. The City will by appropriate resolution or ordinance adopt and place into effect such rules, regulations, and standards necessary to ensure the proper operation and maintenance of the sewer system in accordance with the recommendations of, and subject to the approval of, the St. Clair County Department of Public Works. The City will further adopt such rules, regulations, and standards concerning connections to and use of the sewer system necessary to meet both public health requirements and the recommendations of the St. Clair County Department of Public Works, including adequate and lawful penalties for violations of any of such rules, regulations, and standards.

*(Code 1988, § 24-111; Ord. No. 120, § 9, 8-15-1967)*

**SECTION 2. SEVERABILITY**

This ordinance and each of the various parts, sections, subsections, sentences, phrases, and clauses hereof are declared to be severable. If any part, section, subsection, sentence, phrase, or clause is determined to be invalid or unenforceable by a court of competent jurisdiction, it is hereby provided that the remainder of the Ordinance shall not be affected thereby and shall remain in full force and effect.

**SECTION 3. REPEAL OF ORDINANCES IN CONFLICT HEREWITH.**

Any and all Ordinances of the City of Algonac or any parts or provisions thereof, to the extent that they are contrary to or inconsistent with the provisions of the within Ordinance, are hereby expressly repealed.

#### SECTION 4. RATIFICATION

All other provisions of the Code of Ordinances of the City of Algonac, Michigan except as herein modified or amended are hereby expressly ratified and affirmed.

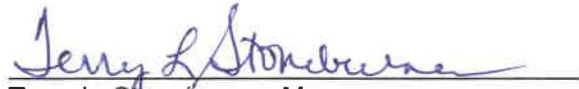
#### SECTION 5. PUBLICATION.

This Ordinance shall be published in accordance with the terms, provisions, and requirements of the City Charter of the City of Algonac, Michigan, and in accordance with and to the extent required by the statutes of the State of Michigan.

#### SECTION 6. EFFECTIVE DATE.

This Ordinance shall take immediate effect upon publication in accordance with the provisions and requirements of the City Charter of the City of Algonac.

#### ORDINANCE DECLARED ADOPTED.

  
Terry L. Stoneburner, Mayor  
City of Algonac, Michigan

#### CERTIFICATION

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of Algonac, County of St. Clair, State of Michigan, at a regular meeting of the City Council on held on the 2<sup>ND</sup> day of November, 2021, and public notice of said meeting was given pursuant to and in accordance with the requirements of Act No. 267 of the Public Acts of 1976, as amended, being the Open Meetings Act, and the Minutes of said meeting have been or will be made available as required by said Act.

Members Present: Bembas, Blair, Gillis, Harris, Martin, Skarbek, Stoneburner


Members Absent: None

It was moved by Member Blair and supported by Member Harris to adopt the Ordinance.

Members voting yes: Blair, Gillis, Harris, Martin, Skarbek, Stoneburner, Bembas

Members voting no: None

The Ordinance was declared adopted by the Mayor and has been recorded in the Ordinance Book of the City of Algonac.

  
Lisa M. Borgacz, City Clerk  
City of Algonac, Michigan

INTRODUCED: October 19, 2021  
ADOPTED: November 2, 2021  
PUBLISHED: November 10, 2021  
EFFECTIVE: November 10, 2021