

STATE OF GEORGIA  
CITY OF ROSWELL

First Reading: September 28, 2015  
Second Reading: October 12, 2015

**ORDINANCE TO AMEND CHAPTER 24 – “UTILITIES AND SERVICES”,  
ARTICLE 24.1.2 – DEPOSIT”, ARTICLE 24.2.4 – “FEES”,  
CHAPTER 24.5.2 – “BILLS – BILLING PERIOD; PAYMENT DATE, PENALTY”  
OF THE CODE OF ORDINANCES OF THE CITY OF ROSWELL**

**WHEREAS**, State law provides that the governing authority of each municipal corporation shall have legislative power to adopt clearly reasonable ordinances, resolutions, or regulations relating to its property, affairs, and local government for which no provision has been made by general law; and

**WHEREAS**, the Mayor and Council of the City of Roswell are charged with the protection of the public health, safety and welfare; and

**WHEREAS**, the Mayor and Council now wish to update the City of Roswell Code of Ordinances regarding purchasing, Chapter 2, Administration, Article 2.7 Purchasing:

**NOW, THEREFORE**, the Mayor and Council of the City of Roswell, pursuant to their authority, do hereby adopt the following amendment:

**1.**

**Chapter 24, Utilities and Services, Article 24.1.2, Deposit** of the Code of Ordinances of the City of Roswell, Georgia is hereby amended by deleting Article 24.1.2 in its entirety and substituting therefor a new **Article 24.1.2, Deposit**, to read as follows:

**Section 24.1.2 - Deposit.**

As a condition of providing services and/or utilities, there shall be collected a single deposit fee for new accounts within the City of Roswell. Said fee shall cover all service and utility accounts and shall be refundable. Said deposit shall be held in a general account of the city and shall bear no interest and be determined by resolution of mayor and council.

**2.**

**Chapter 24, Utilities and Services, Article 24.2.4, Fees;** of the Code of Ordinances of the City of Roswell, Georgia is hereby amended by deleting Article 24.1.2 in its entirety and substituting therefor a new **Article 24.2.4, Fees**, to read as follows:

**Section 24.2.4 - Fees.**

The collection fees for residences, commercial establishments, factories and other business places shall be such as may be set from time to time by the mayor and city council.

- (a) *Cost.* The finance department of the city shall maintain on file and make available to the public a record of the costs, fees, service charges and deposits for curbside garbage collection and any additional fees for special circumstances including but not limited to scout truck service. Non-payment of fees shall be cause for the imposition of late fees as determined by resolution of mayor and council and shall also cause a penalty as determined by resolution of mayor and council. Continued delinquent accounts shall be subject to imposition of a lien against the property served, in accordance with the City Charter.

3.

**Chapter 24, Utilities and Services, Article 24.5.4 Bills – Billing Period; Payment Date, Penalty** of the Code of Ordinances of the City of Roswell, Georgia is hereby amended by deleting Article 24.1.2 in its entirety and substituting therefor a new **Article 24.5.4, Bills – Billing Period; Payment Date, Penalty**, to read as follows:

**Section 24.5.4 - Bills—Billing Period; Payment Date, Penalty.**

All water bills shall be paid at the location designated on the bill not later than fifteen (15) days after the due date printed on the bill. All customers failing to pay the total amount due by the sixteenth (16th) day following the due date shall be subject to fees, penalties and disconnection of service. Penalties and late fees as established in section 24.2.4 shall apply.

If water service is disconnected, additional fees shall apply.

4.

**Severability.** Should any court of competent jurisdiction declare any section or part of this Ordinance invalid or unconstitutional, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof, which is not specifically declared to be invalid or unconstitutional.

5.

**Repeal of Conflicting Provisions.** All ordinances, parts of ordinances, or regulations in conflict herewith are repealed.

6.

**Renumbering.** It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances, City of Roswell, Georgia and the sections of this Ordinance may be renumbered to accomplish such intention. This Ordinance shall take effect and be in force from and after the day of its adoption, the public welfare demanding it.

The above Ordinance was read and approved by the Mayor and Council of the City of Roswell, Georgia, on the 12<sup>th</sup> day of October 2015.

Attest

Marlee Press  
Marlee Press, City Clerk  
SEAL

Jerry Orlans  
Councilmember Jerry Orlans

Councilmember Kent Igleheart

Jere Wood  
Jere Wood, Mayor

Rebecca Wynn  
Councilmember Rebecca Wynn

Richard Dippolito  
Councilmember Richard Dippolito

Councilmember Nancy Diamond

