

AN ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF BATESVILLE, MISSISSIPPI, AMENDING  
SECTION 14-72 OF THE CODE OF ORDINANCES, CITY OF  
BATESVILLE, MISSISSIPPI

BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Batesville, Mississippi, as follows:

That Section 14-72 of the Code of Ordinances, City of Batesville, Mississippi, is hereby amended to read as follows:

**Sec. 14-72. Use of public sewer required.**

(a) 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, or in any area under the jurisdiction of the city, any human or animal excrement, garbage or other objectionable waste.

(b) It shall be unlawful to discharge to any natural outlet within the city, or in any area under the jurisdiction of the city, any sewage or polluted waters, except where suitable treatment has been provided in accordance with this division.

(c) Except as provided in this division, 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.

(d) The owner of all houses, buildings, and other structures used for human occupancy, employment, recreation, or other purposes, situated within the city and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary sewer of the city, is hereby required at such owner's expense to install suitable toilet facilities therein and to connect such facilities directly with the proper public sewer in accordance with the provision of this division within one hundred twenty (120) days after official notice to do so, or within three (3) years after official notice to do so if such house, building, structure, or on-site sewer treatment facilities, are less than five (5) years old at the time of such notice and the on-site sewer treatment facilities are adequate and sufficient as determined by the Panola County Health Department and provided that such owner (or the predecessors in title of such owner) has given the city the necessary easements for the city's sewer line and related facilities; and further provided that in all cases such public sewer is within one hundred (100) feet of the property line of the owner's property. If an on-site pressure system is required for a service connection, the operation and maintenance costs for the facility shall be the responsibility of the owner or user. At the end of said one hundred twenty (120) day period, or three (3) years as the case may be, sewer charges will be added each month to the city water bill for the property, whether or not the owner has connected to the city sewer system and there will be added to the connection fee, when paid, a late fee in the amount of Two Hundred and no/100 Dollars (\$200.00) and the connection fee and the late fee shall be paid before the owner shall be allowed to connect to the city sewer system.

(e) Any person connecting to the city sewer system shall do so in compliance with all applicable city ordinances, orders, and regulations.

(f) 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.

(g) Any owner who fails to comply with this Section 14-72 shall be guilty of a misdemeanor and upon conviction shall pay a fine of Two Hundred and no/100 Dollars (\$200.00). Each calendar day that the owner is in violation of this Section 14-72 is a separate offense. Violation of Paragraph (f) may give rise to additional violations and penalties as provided by other city, county, state and federal law.

ORDAINED, APPROVED AND ADOPTED this the 3<sup>rd</sup> day of May, 2016.

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JERRY AUTREY, Mayor

ATTEST:

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SUSAN S. BERRYHILL, City Clerk