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ORDINANCE NO. 3553

AN ORDINANCE AMENDING THE MIDWEST CITY MUNICIPAL CODE, CHAPTER 43 WATER, SEWER, SEWAGE DISPOSAL AND STORMWATER QUALITY; ARTICLE III, SEWERS AND SEWAGE DISPOSAL; DIVISION 10, SEWER MAINLINE BACKUP SERVICE PROGRAM; SECTION 43-251, PROVISIONS; SECTION 43-254, FEES; AND PROVIDING FOR REPEALER AND SEVERABILITY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

ORDINANCE

**Section 1.** That the Midwest City Municipal Code, Chapter 43, Water, Sewer, Sewage Disposal and Stormwater Quality, Article III, Sewers and Sewage Disposal, Division 10, Sewer Mainline Backup Service Program, Section 43-251, Provisions, is hereby amended to read as follows:

**Section 43-251, Provisions.**

In cases of mainline sanitary sewer blockage and backups into homes or commercial buildings due to main sewer line stoppage by routine occurrence the service agreement will pay for certain damages, including, but not limited to: for dewatering, cleanup, disinfecting, sanitizing, removal of pad and carpet, drying, reinstallation and/or replacement of pad and carpeting, floor covering and structural material of like kind and quality.

**Section 2.** That the Midwest City Municipal Code, Chapter 43, Water, Sewer, Sewage Disposal and Stormwater Quality, Article III, Sewers and Sewage Disposal, Division 10, Sewer Mainline Backup Service Program, Section 43-254, Fees is hereby amended to read as follows:

**Section 43-254, Fees.**

Fees from surcharge on sewer accounts shall be:

Residential, per month, per dwelling unit .....\$0.25

Mobile homes, per month, per dwelling unit .....\$0.25

Apartments/commercial/office/industrial/nonresidential, per month, per billed account .....\$0.75

All monies shall be deposited in a special "sewer mainline backup account" and all balances will be carried forward from year to year.

When the balance of the sewer mainline backup account reaches a balance of one million dollars (\$1,000,000.00) the fees from the surcharge shall be suspended on the last day of the month. If the balance of the sewer mainline backup account should fall below the balance of

1 seven hundred and fifty thousand dollars (\$750,000.00) the surcharge fee shall be resumed on  
2 the first day of the month.


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4 **Section 3.** REPEALER. All other ordinances or parts of ordinances in conflict herewith are  
5 hereby repealed.

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7 **Section 4.** SEVERABILITY. If any section, sentence, clause, or portion of this ordinance is for  
8 any reason held to be invalid, such decision shall not affect the validity of the remaining provisions  
9 of the ordinance.

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11 Ordinance Amendments PASSED AND APPROVED by the Mayor and the Council of the City  
12 of Midwest City, Oklahoma, this 23 day of April, 2024.



**THE CITY OF MIDWEST CITY, OKLAHOMA**

  
MATTHEW D. DUKES, II, Mayor

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20 ATTEST:

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24 SARA HANCOCK, City Clerk

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26 Approved as to form and legality this 24<sup>th</sup> day of April, 2024.

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30 DONALD D. MAISCH, City Attorney

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