

**ORDINANCE 14-O-11** amending Chapter 33 of the Murfreesboro City Code by creating Section 33-213, establishing a sanitary sewer special assessment district to be known as the Three Rivers Sanitary Sewer Assessment District.

**WHEREAS**, the City of Murfreesboro has expended approximately Two Hundred, Sixty Four Thousand, Two Hundred and Seventy Eight and NO/100 Dollars (\$264,278.00) for reconstruction of the sewerage system serving the Three River subdivision, inclusive of the funding costs; and,

**WHEREAS**, it is appropriate for the City to recoup its investment from those property owners that benefit from same; and,

**WHEREAS**, the City has estimated the capacity of the sewer to be Three Hundred and Twenty Four (324) SFU's (single family units); and,

**WHEREAS**, the City has determined a fair rate of recoupment is Nine Hundred and NO/100 Dollars (\$900.00) per single family unit or its equivalent as defined in City Code §33-50(A)(2), in addition to the existing Salem Highway and Barfield Road Special Sanitary Sewer Assessment of Seven Hundred Fifty and NO/100 Dollars (\$750.00), and all other applicable sewer connection, sewer service, and sanitary sewer district fees; and,

**WHEREAS**, the Water and Sewer Board of the City of Murfreesboro has recommended the creation of the Three Rivers Sanitary Sewer Assessment District; and,

**WHEREAS**, Section 4B of the Charter of Murfreesboro requires a Public Hearing before the City Council prior to approval of any special assessment improvement district and the City Council conducted a Public Hearing on March 13, 2014.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURFREESBORO, TENNESSEE, AS FOLLOWS:**

SECTION 1. Murfreesboro City Code, Chapter 33 is hereby amended by adding subsection 33-213 as follows:

**SECTION 33-213 THREE RIVERS SANITARY SEWER ASSESSMENT DISTRICT**

(A) The City hereby creates a sanitary sewer special assessment district called the "Three Rivers Sanitary Sewer Assessment District" in order to recoup funds expended for reconstruction of the Three Rivers Section III subdivision, providing sanitary sewer service to the properties shown on Map No. 33-213, copies of which are on file with the City Recorder and Director of the Murfreesboro Water and Sewer Department.

The Three Rivers Sanitary Sewer Assessment District shall remain in effect for twenty-five (25) years. The time shall be measured from the effective date of this ordinance.

(B) Each applicant for sanitary sewer service in the Three Rivers Sanitary Sewer Assessment District shall tender and pay to the City, prior to connection for such

service: the sewer connection and tapping fee described in Code §33-50(A)(1) as amended; the Salem Highway and Barfield Road Special Sanitary Sewer Assessment of Seven Hundred Fifty and NO/100 Dollars (\$750.00) per single family unit or equivalent; the additional special sewer area charge of Nine Hundred and NO/100 Dollars (\$900.00) per single family unit or its equivalent (as defined in Code §33-50(A)(2); in addition to all other applicable sewer connection or sewer service fees. For the purposes of calculating this assessment, all land within a lot's property lines is included.

- (C) Additional charges for other uses fixed and established from time to time by the City Council, upon recommendation of the Water and Sewer Board, shall also be paid and collected before connection for sewer service.
- (D) Persons owning and/or occupying property which is accessible to the Three Rivers Sanitary Sewer Assessment District as defined in Code §16-28 shall be exempt from monthly sewer service charges until such time physical connection is made to a sanitary sewer.

SECTION 2. That this Ordinance shall take effect fifteen (15) days after its passage upon third and final reading, the public welfare and the welfare of the City requiring it.

Passed:

1<sup>st</sup> reading      February 13, 2014  
2<sup>nd</sup> reading      March 6, 2014  
3<sup>rd</sup> reading      March 13, 2014

ATTEST:

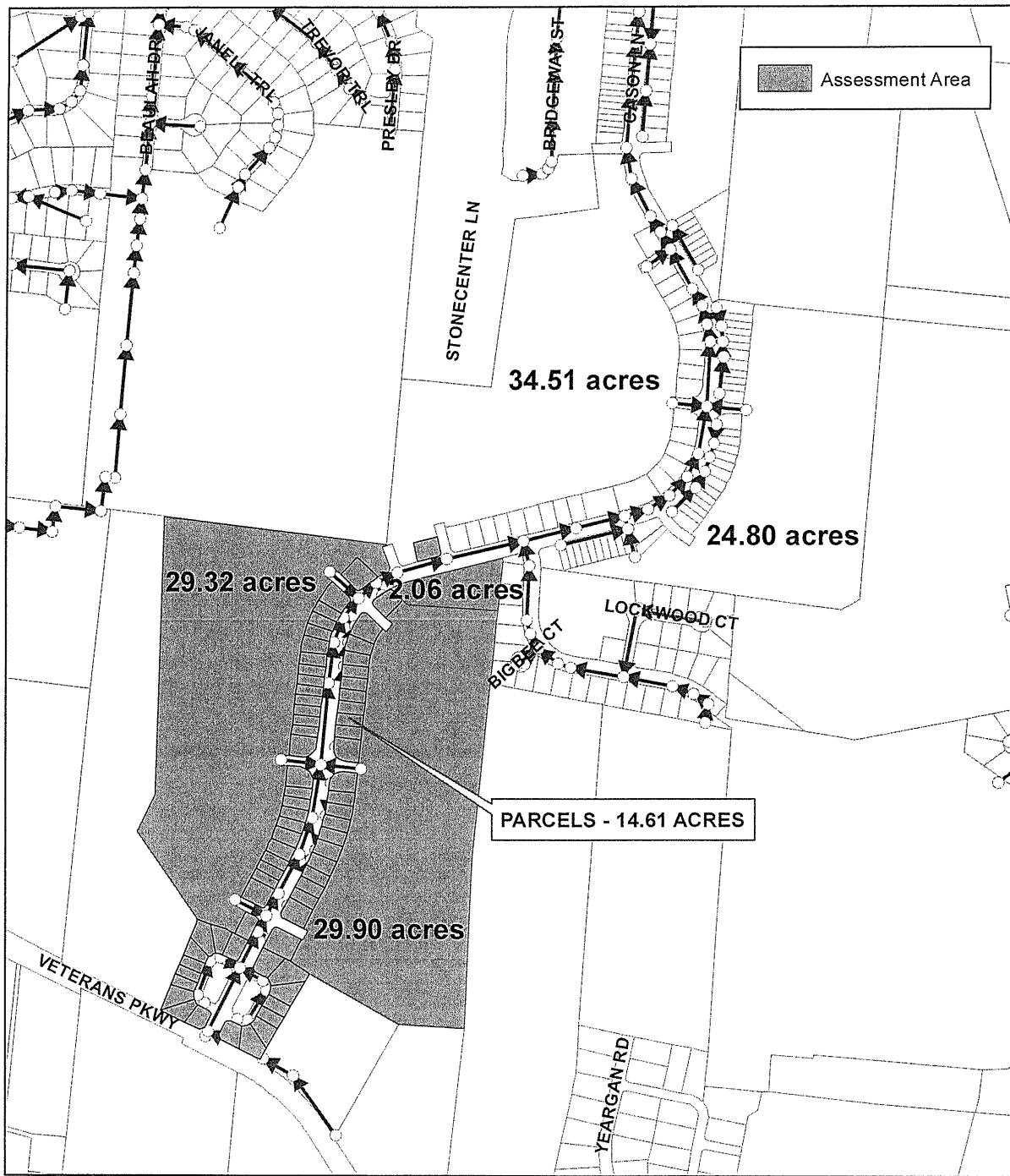
Melissa B. Wright  
Melissa B. Wright  
City Recorder

Tommy Bragg, Mayor  
Tommy Bragg, Mayor

APPROVED AS TO FORM:

Susan Emery McGannon  
Susan Emery McGannon  
City Attorney

SEAL



MURFREESBORO WATER AND SEWER DEPARTMENT

Map No. 33-213

Three Rivers Sanitary Sewer Assessment District

