**0rdinance #2022-3**

**AN ORDINANCE AMENDING THE ELKHART CODE OF ORDINANCES CHAPTER 92.08 TO CHANGE WATER DEPOSIT TO CONNECTION FEE**

 BE ENACTED BY THE CITY COUNCIL OF THE CITY OF ELKHART, IOWA

 SECTION 1. Purpose. The purpose of this Ordinance is to amend the Elkhart Code of Ordinance Chapter 92.08 to change Utility Deposit to Utility Connection Fee as of August 15,2022

 SECTION 2. Amendment. Elkhart code of Ordinances Chapter 92.08 is amended by changing Utility Deposit to Utility Connection Fee to read:

 **92.08 UTILITY CONNECTION FEE.** Every customer shall pay a $125.00 Connection

 Fee when establishing a new service account with the City. Deposits prior to

 August 15, 2022 will be held on account and a refund issued when the account

 is current. Amounts due will be subtracted from the account before refunds are

 issued. Under no circumstances will deposits be used to pay past due open

 accounts; however, deposits may be used to pay an unpaid balance on a closed

 account when a resident moves out of town.

 SECTION 3. Repealer. All ordinances or parts of ordinances in conflict with the provisions

 Of these ordinances are hereby repealed.

 SECTION 4. Severability Clause. If any section, provision or part of this ordinance shall be

 Adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the

Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

 SECTION 5. Effective Date. This ordinance shall be in effect on August 16, 2022 after final passage and publication as provided by law.

 Passed by the City Council, of the City of Elkhart, on the 15 day of August, 2022, and approved this 15 day of August, 2022.