

**ORDINANCE 430****AN ORDINANCE ESTABLISHING MAXIMUM FINES FOR VIOLATION OF STILWELL UTILITY WASTEWATER DUMPING RULES, REGULATIONS, AND AGREEMENTS AS PER §11-14-111 (B)(1) & (C)**

**WHEREAS**, in order to fulfill the needs of the community, policies and regulations are necessary to provide a framework for care and safety of the citizens of the City of Stilwell; and

**WHEREAS**, a fine for correction and costs of violation is in agreement with State Law §11-14-111 (B)(1) & (C); and

**WHEREAS**, such action is of paramount importance for intelligent oversight and fiscal responsibility; and

**WHEREAS**, the responsibility for such is the lawful responsibility of the City of Stilwell,

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STILWELL, OKLAHOMA:**

**SECTION 1 – AUTHORIZATION OF REGULATION**

All citizens and businesses within the city shall abide by the rules and regulations of the Utility Department/Stilwell Area Improvement Authority for Sewer Usage and Wastewater Dumping.

**SECTION 2 – PENALTY FOR NON-COMPLIANCE**

The maximum penalty for a specific violation of the rules and regulations of the Utility Department / Stilwell Area Improvement Authority shall be a maximum fine per day of One Thousand Dollars (\$1,000.00) plus all costs of remediation in addition to and exclusive of any other costs and/or fines deemed appropriate by State or Federal Agency.

**SECTION 3 – REPEAL AND SEVERABILITY**

1. Any and all other existing ordinances or portions thereof in conflict herewith be and the same are hereby repealed.
2. The provisions of this ordinance shall be severable and, if any of the provisions shall be held in contravention of the Constitution and laws of the State of Oklahoma, the decisions of the court shall not affect the validity of the remaining portions.
3. It is the intent of this ordinance that the same would have been adopted had such unconstitutional or unlawful provisions, if any, not been included herein.

PASSED by the City Council this 20<sup>th</sup> day of June, 2023.

APPROVED by the Mayor this 20<sup>th</sup> day of June, 2023.

**ATTEST:**

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Jean Ann Wright, Mayor

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Larry A. Nettles, City Clerk-Treasurer