

HARTSVILLE/TROUSDALE COUNTY GOVERNMENT

**ORDINANCE #226-2021-17**

**AN ORDINANCE TO REPEAL TITLE 18 – WATER AND SEWERS OF THE  
HARTSVILLE/TROUSDALE COUNTY GOVERNMENT CODE**

**WHEREAS**, Ordinance No. 119-2015-10 created the Water and Sewer Department of the Hartsville/Trousdale County Government (the Department) and established the Hartsville/Trousdale County Utility Board (the Utility Board) to operate the Department’s water and sewer systems; and

**WHEREAS**, on January 30, 2019, the Utility Board adopted rules and regulations governing the provision of water and sewer services by the Department;

**WHEREAS**, Ordinance No. 186-2020-01 further defined, clarified, and amended the responsibilities, powers and duties of the Utility Board and granted the Utility Board the power to adopt all rules and regulations needed for the operation of the Department and granted the Utility Board the power to establish rates, fees and charges for the water and sewer services furnished by the Department;

**WHEREAS**, Title 18 – Water and Sewers of the Hartville/Trousdale County Government Code sets forth the ordinances adopted by the City of Hartsville which governed the furnishing of water and sewer services which were adopted before the Hartville/Trousdale County Government was created on January 1, 2001;

**WHEREAS**, Title 18 has not been revised or updated since January 1, 2001;

**WHEREAS**, certain provisions in Title 18 cover the same subjects as the rules and regulations adopted by the Utility Board and some of these provisions are in conflict;

**WHEREAS**, the Utility Board has incorporated Chapters 2, 4 and 5 of Title 18 into its rules and regulations; and

**WHEREAS**, the Utility Board’s rules and regulations already cover the subjects in Chapters 1 and 3 of Title 18.

**NOW, THEREFORE, IT IS ORDAINED BY HARTSVILLE/TROUSDALE COUNTY COMMISSION** that

**SECTION 1.** Title 18 – Water and Sewers of the Hartsville/Trousdale County Government Code is hereby **repealed**.

**SECTION 2.** This ordinance shall take effect immediately upon its passage upon final reading by the County Commission, the public welfare requiring it.

*Water & Sewer Board approve on September 28, 2021*

*Public Hearing to be held on November 22, 2021 if approved on 1<sup>st</sup> Reading*

	1M <u>Jerry Ford</u>	<b>Electronic Voting</b>	
First Reading: <u>October 25, 2021</u>	2m <u>T. Bubba Gregory</u>	Yes <u>17</u> No <u>1</u> Absent <u>1</u>	
		Abstain <u>1</u>	<b>PASSED</b>

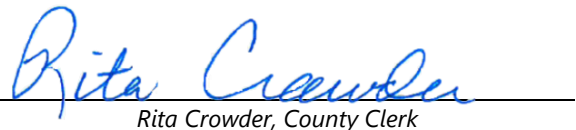
	1M <u>Mary Ann Baker</u>	<b>Electronic Voting</b>	
First Reading: <u>November 22, 2021</u>	2m <u>Coy Dickey</u>	Yes <u>18</u> No <u>0</u> Absent <u>2</u>	
		Abstain _____	<b>PASSED</b>

**IN EFFECT AND APPROVED IN REGULAR SESSION ON NOVEMBER 22, 2021**

**Approved:**

**Attest:**

  
Dwight Jewell, Commission Chairman

  
Rita Crowder, County Clerk

**HARTSVILLE/ TROUSDALE COUNTY UTILITY BOARD  
RESOLUTION NO. 092021**

**RESOLUTION TO ADOPT CERTAIN PROVISIONS OF TITLE 18 – WATER AND SEWERS OF  
THE HARTSVILLE/TROUSDALE COUNTY GOVERNMENT CODE**

**Whereas**, on January 30, 2019, the Hartsville/Trousdale County Utility Board (the Utility Board) adopted rules and regulations governing the provision of water and sewer services by the Water and Sewer Department of the Hartsville/Trousdale County Government (the Department);

**Whereas**, Title 18 – Water and Sewers of the Hartville/Trousdale County Government Code sets forth the ordinances adopted by the City of Hartsville which governed the furnishing of water and sewer services which were adopted before the Hartville/Trousdale County Government was created on January 1, 2001;

**Whereas**, Title 18 has not been revised or updated since January 1, 2001;

**Whereas**, certain provisions in Title 18 cover the same subjects as the rules and regulations adopted by the Utility Board and some of these provisions are in conflict; and

**Whereas**, the Utility Board has reviewed the provisions of Title 18 and desires to incorporate some of these provisions in its rules and regulations governing water and sewer service.

**Now Therefore Be It Resolved** by the **Hartsville/Trousdale County Utility Board** to incorporate the following provisions of Title 18 into its rules and regulations.

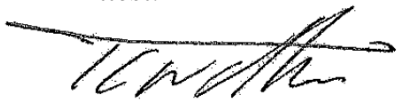
- (1) Chapters 2, 4, and 5 of Title 18 are hereby incorporated in the Utility Board’s rules and regulations.
- (2) Rule 1 of the Utility Board is amended by adding the following as a third sentence: “The Utility Board’s rules and regulations are incorporated in the Utility Department’s Water and/or Sewer Service Contract.”
- (3) Section 18-112 of Title 18 is incorporated as a new rule and regulation.
- (4) Section 18-124 of Title 18 is incorporated as a new rule and regulation.
- (5) Section 18-129 of Title 18 is incorporated as a new rule and regulation.

**BE IT FURTHER RESOLVED** that these provisions of Title 18 incorporated into the Utility Board’s rules and regulations are effective immediately. The Utility Manager will incorporate these provisions of Title 18 into the Utility Board’s rules and regulations by appropriate numbering changes at a later date and submit the revised rules and regulations with these numbering changes to the Utility Board for approval.

**Adopted this 28 day of September 2021.**

  
Heather Bay, Chair

Attest:

  
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Todd Webber, Secretary