

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR THE OPERATION OF THE WATER SUPPLY SYSTEM OWNED BY THE CITY OF ST. MARY, MISSOURI, KNOWN AS THE OWNER.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST. MARY, MISSOURI, AS FOLLOWS:

1. General:

These Rules and Regulations have been adopted to govern the water services furnished by the Owner in a uniform manner for the benefit of the Owner and its water users and are subject to change as herein provided without notice to any water users or any other person. All such changes must be approved by the State Director of the United States Department of Agriculture, Rural Development, so long as the Owner has unpaid obligations which are held or insured by the United States of America. Any amendment or change to the Rules and Regulations shall be effective on the date such amendment or change is passed by the Owner, as herein provided, or on such other date as the Owner may by resolution designate. Such amendment or change shall be ineffective only if not approved by the USDA, Rural Development, as herein before provided, but in the event such approval is given by the USDA, Rural Development, said approval shall be retroactive to the date of such change or amendment, as provided herein or as otherwise provided by resolution of the Owner. If any portion of these Rules and Regulations shall be declared invalid by competent authority, such invalidity shall not affect the validity of the remaining portion.

2. Definitions:

The following expressions, words and terms when used herein shall have the meaning stated below:

Owner: CITY OF ST. MARY, MISSOURI

Applicant: Any individual, firm, partnership, corporation, the Federal or State Government, or any unit, agency, political corporation or subdivision of either the Federal or State Government, or other agency applying for a water user's agreement.

User: Any individual, firm, partnership, corporation, the Federal or State Government, or any unit, agency, political corporation or subdivision of either the Federal or State Government, or other agency receiving water and waste services, or to whom water services are made available from the Owner's facilities pursuant to a written water user's agreement.

Point of Delivery: The point of delivery shall be at the meter, unless otherwise specified in the water user's agreement or in any other agreement where it shall be mentioned.

Service: The term "service" when used in connection with the supplying of water shall mean the availability for use by the water user of water, subject to the provisions

of these Rules and Regulations. Service shall be considered as available when the Owner maintains the water supply at a minimum of 20 p.s.i. pressure at the point of delivery with the service line static, in readiness for the water user's use, regardless of whether the water user makes use of it.

Landowner: Any person owning property served by the water system of the Owner or who has a leasehold interest therein with more than a year to run. The term "landowner" shall also include life tenants but the Owner may at its discretion require remaindermen to enter into any agreement required with the property owner under these Rules and Regulations, and the remaindermen shall be bound by these Rules and Regulations in all respects.

Water User's Agreement: The written contract between the water user and the Owner pursuant to which water service is supplied or made available.

State Director: The State Director of the USDA, Rural Development for Missouri, or his successor.

Water Service: A water service shall consist of facilities for supplying water to one residence or business establishment located on land within the jurisdiction of the Owner.

Licensed Plumber: The term licensed plumber shall mean a person licensed to do business by Owner.

### 3. Rate Schedule:

Rate schedules for water and water service are fixed by the Owner. Water rates shall be set up by an additional ordinance when the Water Project is completed. The rate schedule is subject to change by action of the Owner, with the approval of the State Director of the USDA, Rural Development, so long as the Owner has unpaid obligations which are held or insured by the United States of America. If a provision of the Rules and Regulations conflicts with the provision of the rate schedule, the provision of the rate schedule shall prevail. If the total amount of revenue and income derived from the collection of the water rates is insufficient to meet the payment of the costs of operation, maintenance, depreciation, necessary extensions and enlargements and payment of the principal and interest on any revenue bonds, then outstanding with their attendant obligations pursuant to the obligation bonds, then outstanding with their attendant obligations pursuant to the terms of the bonds and the authorizing resolutions, the Owner shall increase the water rates for the first month thereafter in an amount sufficient to meet these costs and obligations.

The Missouri State "primacy fee" will be collected for an annual fee period and be included on the June billing.

### 4. Applications:

Applications for a water user's service shall make application to the City Collector by the owner or occupant of the property to be serviced. Such applications shall be in writing and the Owner shall prescribe the form of such application.



5. Deposit:

Upon approval of such application, water service will be turned on upon payment of a meter deposit based on the followed schedule:

<u>Residential Water Users with ¾ inch meter</u>	<u>\$ 75.00</u>
<u>Residential Rental Units with ¾ inch meter</u>	<u>\$150.00</u>
<u>One Inch meters and above</u>	<u>\$500.00</u>

The applicant of all outstanding indebtedness to the city shall refund the meter deposit upon discontinuance of service to the applicant and the payment.

6. Service:

- A. Readiness to Accept: Before installing a service extension and providing water, the Owner may require the applicant to pipe his home and is in readiness to accept the service.
- B. Service for Sole Use of the Water User: The Standard water service connection is for the sole use of the water user and does not permit the extension of pipes to transfer water from one property to any other consumer nor will the user share, resell or submeter water to any other consumer. If an emergency or specific situation should make such an arrangement advisable, it shall be done only on specific written permission of the Owner for the duration of the emergency. No more than one residence shall be served by a water service connection.
- C. Continuity of Service: The Owner will make all reasonable efforts to supply continuous, uninterrupted service. However, it shall have the right to interrupt service for the purpose of making repairs, connections, extensions or for other necessary work. Efforts will be made to notify water users whenever possible who may be affected by such interruptions, but the Owner will not accept responsibility for losses which might occur due to such necessary interruptions. The Owner does not accept responsibility and shall not be liable for losses which might occur due to interruptions to service for any cause and does not accept responsibility for losses due to failure to the Owner to notify any water user of any such interruption.
- D. Services: The Owner will install all water service pipes from its mains to the meters on property abutting the right-of-way along which the main is installed insofar as its current financial responsibilities, obligations and conditions will permit and, insofar as adequate water pressure is available at the point of delivery requested by the applicant or water user. The service pipe shall not be less the ¾ inch in size and the Owner will also install and pay for the Owner's main connection, meter and meter setting. The meter will be set at the property's edge.
- E. Right to Inspect: Representatives of the Owner shall have the right at all reasonable hours to enter upon the water user's premises to read and test meters, inspect piping and to perform other duties for the maintenance and operation of service or to remove its meters and equipment upon discontinuance of service by the water user.

- F. Piping Work to be Inspected: All piping work in connection with pipe and services connected with the Owner's main shall be submitted to the inspection of the Owner before such underground work is covered up. Whenever, the Owner determines that a job of plumbing is obviously defective, although not in direct violation, the Owner will require that it be corrected before the water will be turned on. The Owner may prescribe the type of materials and the standard of workmanship to be followed in enforcing this section.
- G. Intercepting Tank Required for Large Customers: Service pipes shall not be connected to the suction side of pumps. The supply for use of a character requiring a large quantity of water within as short period will not be permitted except through intercepting or intermediate storage tanks.
- H. Check Valves, Flush Valves and Vacuum Breakers: Water users having boilers or hot water systems connected with mains of the Owner must have a check valve in the supply pipe to the boilers and hot water heating systems, together with a release valve at some point between the check valve and the heating system. All water users are hereby cautioned against danger of collapse of boilers since it is sometimes necessary to shut off the supply of water without notice and, for this reason, a vacuum valve should be installed in the steam lines to prevent collapse in case the water supply is interrupted. The Owner, however, will not be responsible for accidents or damages resulting from the imperfect action or failure of said valves.
- I. Cross-Connections and Interconnections: The Owner will not allow to be made any physical connection in its water supply system to that of any other pipe system or equipment, where such other pipe system or equipment in any manner receives all or any part of its supply of water directly or indirectly from wells, streams or any source other than that of the water system of the Owner.

No other interconnection or cross-connection, as defined below, shall be permitted. The making, causing or permitting of the installation or existence of any interconnection or cross-connection shall constitute a violation of the Rules and Regulations of the Owner and such prohibited connection shall be removed forthwith in a manner acceptable to the Owner and the duly constituted public health officials

Failure to do so within two days from and after date of notification by the Owner may result in discontinuance of water service without further notice.

When used in these Rules and Regulations, the following words and phrases shall have the meaning herein provided.

- (1) Cross-Connection: A cross-connection is any pipe, valve, or other arrangement or device, connecting the pipe lines of the Owner or facilities directly or indirectly connected therewith to and with pipes or fixtures supplied with water from any source other than the lines of the Owner directly connected.



- (2) Interconnection: An interconnection is a plumbing arrangement, other than a cross-connection, by which contamination might be admitted or drawn into the distribution system of the Owner, or into lines connected therewith, which are used for they conveyance of potable water.

The Owner shall have the right at all hours to enter upon water user's premises for the purpose of inspection and enforcement of this provision.

- J. Applicants Having Excessive Requirements: In the event of an applicant whose water requirements are bound to exceed the Owner's ability to supply it from existing physical assets without adversely affecting service to other water users, the Owner will not be obligated to render such service, unless and until suitable financing is provided by the applicant to cover the additional physical assets. The Owner has no obligation to reimburse the applicant for physical assets provided.
- K. Customer's Duty Regarding Service Lines: The water's user's service pipe and all connections and fixtures attached thereto shall be subject to the inspection of the Owner before the water will be turned on, if the Owner so elects, and all properties receiving a supply of water and all service pipes, meters and fixtures, including any and all fixtures within any improvements or buildings on said properties, shall at all reasonable hours be subject to inspection by any duly authorized employee or agent of the Owner.

All service pipes shall be laid at all points at least forty-two (42) inches below the surface of the ground and shall be placed on firm and continuous earth so as to give unyielding and permanent support. They shall not be laid in sewer ditches. It shall be installed in the trench at least 18 inches in a horizontal direction, in undisturbed earth, from any other trench wherein are laid gas pipe, sewer pipe, or for other facility public or private. Such service line shall not pass through premises other than that to be supplied unless the Owner shall so agree in writing.

Water user shall, at his cost and expense, make all changes in the service pipe required or rendered necessary on account of changes in the street grades, relocation of mains or other causes.

No fixture shall be attached to, or any branch made in, the service pipe between the main of the Owner and the meter.

Any repairs or maintenance necessary to the service pipe or any pipe or fixture in or upon the water user's premises shall be performed by the water user at his sole expense and risk.

Service pipes must be kept and maintained in good condition and free from all leaks and for failure to do so the water supply may be discontinued.

The Owner shall in no event be liable for any damage done or inconvenience caused by reason of any break, leak or defect in, or by water escaping from service pipes, or from fixtures on the premises of the Owner or water user. The water user shall be billed in the usual manner for the cost of all such water according to the rate schedule of the Owner as provided for in these Rules and Regulations.

- L. No One But Owner's Employee May Turn Water Off or On: No one but an employee or a person authorized by the Owner shall turn on water or shut off water to any water user or to any property, except in the case of escaping water.
- M. Water Users Requiring Uninterrupted Supply: The Owner will endeavor to give reasonable service, but does not guarantee a sufficient or uniform pressure, or an uninterrupted supply of water, and water users are cautioned to provide sufficient storage of water where an absolutely uninterrupted supply must be assured, such as for steam boilers, hot water heating systems, gas engines, etc.

Fixtures or devices taking a supply of water directly from the service pipes, depending upon the hydraulic pressure of the pipe system of the Owner for supplying same under working pressure, would do so at the risk of the parties making such attachments, as the Owner will not be responsible for any accidents or damages to which such fixtures or devices are subject.

6. Fire Hydrants:

All fire hydrants shall be owned and maintained by the owner for use by the owner only. The owner shall be held liable and assume responsibility for the condition of any fire hydrant inside or outside the city if so installed. Such public hydrants shall be used primarily for the purpose of extinguishing fires. No water shall be sold from any hydrant in the city at any time for any reason.

7. Meters:

- A. Meters Furnished by Owner: Meters will be furnished, installed, owned, inspected, tested and kept in proper operating condition by the Owner, without cost to the water user, except that such water user shall pay a connection fee as set forth in these Rules and Regulations, which shall not be refundable. The complete record of tests and histories of meters will be kept if deemed necessary by the Owner. The Owner will make meter tests according to methods of the American Waterworks Association as often as deemed necessary by the Owner.
- B. Meter Accuracy: Service meter errors which do not exceed two per cent (2%) fast or slow shall be considered as being within the allowable limits of accuracy for billing purposes. The percentage of error will be considered as that arrived at by taking the average of the error at full load and that at ten per cent (10%) load, unless a water user's rate of usage is known to be practically constant, in which case the error at such constant use will be used.
- C. Meter Location: Meters shall be set at the edge of the property on the outside of buildings, except where otherwise directed by the Owner. All meters shall be set horizontally and never connected into a vertical pipe. Meters outside of the buildings shall be placed in meter boxes furnished and installed by the Owner.
- D. Requested Meter Tests: A Meter test requested by water users shall be performed after a testing fee is paid in the amount of Fifty Dollars (\$50.00) is paid to the City Collector. Said testing fee shall be returning to the water user if the meter is



found to be in excess of two percent (2%) fast. Otherwise, the water user for whom the requested test was made will forfeit the testing fee.

D. Water User's Responsibility: The water user shall be responsible for any damage to the meter installed for his service for any cause other than normal wear and tear. Meters are to be kept from freezing in the winter months by the water user. If the meter should freeze up and break the water user will be charged the cost of a new meter and installation costs based on the time spend by city employees.

#### 8. Water User's Bills:

Bills shall be submitted on a monthly basis by the first (1<sup>st</sup>) day of the month following the close of the period for which the service was rendered as set forth in the rate schedule. Bills not paid by the tenth (10<sup>th</sup>) day of the month shall be subject to a ten percent (10%) late charge. A second notice shall be mailed to all water users who have failed to pay by the tenth (10<sup>th</sup>) day of the month. Failure of the Owner to submit a bill shall not excuse the water user from his obligation to pay for the water used when the bill is submitted. Failure to pay a bill by the twentieth (20<sup>th</sup>) day of the month shall result in the disconnection of the service and such disconnection shall be made without the necessity of any additional notice to the water user. Said meter shall be shut off on the twenty-first (1<sup>ST</sup>) day of the month for non-payment. Any damage resulting to the water user or any property of the water user or the landowner of the property occupied by the water user shall not be the responsibility of the Owner, its agents or employees. The Owner, its agents and employees shall not be liable to the water user or the landowner of any property used, held, occupied, rented, or leased by the water user for any such damage when disconnection is made according to these Rules and Regulations, and it shall be immaterial that no notice of such disconnection was given to the water user or to said property owner.

The occupant /renter of the premises receiving water services and the owner of such premises shall be jointly and severally liable to pay for such services rendered on such premises. The city shall have power to sue the occupant or the owner, or both, of such real estate in a civil action to receive any sums due for such services, plus a reasonable attorney's fee to be fixed by the court. Any unpaid water charges shall be due and payable at such time or times as specified in the billing and shall, if not paid by the due date, become delinquent and shall bear interest at ten percent (10%) from the date of delinquency until paid. If such charges become delinquent, there shall be a lien upon any real property so charges, upon the City Board of Aldermen, by and through its City Clerk, filing with the Recorder of Deeds a Notice of Delinquency. A similar notice shall be filed with the Recorder of Deeds when the delinquent amounts, plus interest and any recording fees and attorney's fees, have been paid in full. The lien may be enforced by suit or foreclosure.

In the event that meters cannot be read at the close of the period for which billing is made because of inclement weather or the condition of the earth around the meters, which in the opinion of the Owner makes reading unusually difficult, costly or impossible, then the bills shall be estimated. The bill shall be estimated by using the average of the amount of water used by the water user in the previous six months. The meter reading and the bill rendered for any period shall be considered the actual amount of water consumed for the period or periods estimated.



9. Discontinuance of Water Service:

Water service will be discontinued to any water user or property on account of temporary vacancy of such property upon written request of the water user, without in any way affecting the agreement in force, and upon payment of all charges due as provided in the Rules and Regulations of the Owner.

1. In the event that water service is discontinued for non-payment of a bill, then reconnection shall be made only in the event **that all previously unpaid bills are to be paid plus ten percent (10%) interest and a re-connection fee of \$20.00 (Twenty Dollars). If it is necessary and the water user or landowner asks that the water be re-connected at a time other than during regular city working hours, the re-connection fee shall be \$40.00 (Forty Dollars). If re-connection is not made within 15 days then a connection fee of \$300.00 (Three Hundred Dollars) shall be paid before connection shall be allowed for such water user or property.**

2. In the event that an applicant for water services has purchased or otherwise acquired the property and holds title thereto and the previous landowner had discontinued water service, than said applicant shall be required to pay only a **connection charge of \$300.00 (Three Hundred Dollars)**

3. In the event a water user or landowner had discontinued from the system for a reason other than unpaid water bills or to repair plumbing and had been disconnected **for a period over 15 days (Fifteen) then such water user or landowner shall pay a connection fee of \$300.00 (Three Hundred Dollars).**

Except in the case of failure of the water user to pay the bill owed the Owner for water service, as set forth in these Rules and Regulation, the Owner will not discontinue the service of any water user for violation of any Rule or Regulation of the Owner, without written notice of at least two days, mailed to such customer at his address as shown upon the Owner's records, or personally delivered to the water user or a member of the household, advising the water user what Rule has been violated for which service will be discontinued if the violation is permitted to continue. Provided, however, that where misrepresentation of use of water is detected, or where the Owner's regulating or measuring equipment has been tampered with, or where a dangerous condition is found to exist on the water user's premises, service may be shut off without notice in advance. Subject to the foregoing provisions, service rendered under any application, contract or agreement may be discontinued by the Owner for any of the following reasons:

- A. For willful or indifferent waste of water due to any cause.
- B. For failure to protect from injury or damage the meter and connections, or for failure to protect and maintain the service pipe, or fixtures on the property of the water user (or the property occupied by the water user) in a condition satisfactory to the Owner.
- C. For tampering by the water user or others with the knowledge of the water user, with any meter, connections, service, pipe, curb cock, seal, valve or any other appliance of the Owner's controlling or regulating the water user's water supply.



- D. For failure to provide the Owner's employees free and reasonable access to the property supplied, or for obstructing the way of ingress to the meter or other appliances controlling or regulating the water user's water supply.
- E. For non-payment of any account for water supplied, for water service, or for meter or service maintenance, or for any other fee or charge accruing under these Rules and Regulations, the rate schedule of the Owner.
- F. In case of vacancy of the premises.
- G. For violation of any Rules and Regulations of the Owner
- H. For any practice or act prohibited by the Missouri Division of Health.
- I. For failure to allow any Owner's employee, officer, agent, or representative the right to inspect the water user's premises for any purpose set forth in these Rules and Regulations.

The discontinuance of the supply of water to a property for any reason shall not prevent the Owner from pursuing any lawful remedy by action at law or otherwise for the collection of monies due from the water user or property owner.

Water will not be turned on to any property unless there is at least one adult person therein at such time to see that all water outlets in the premises are closed to prevent damage by escaping water.

Only an employee, officer or agent of the Owner may turn on water and all applicants and water users are expressly forbidden to do so.

10. Agreements with Governmental and Public Bodies:

The Owner may make specific water service contracts with the United States of America, and its agencies, the State of Missouri, and its agencies, school districts and municipal corporations, and all other political subdivisions of the State of Missouri and of the United States of America, differing from stipulations set out in the rate schedule and Rules and Regulations. Such contracts must receive written approval by the State Director before being placed in effect.

11. Future Connections:

In making a future connection to an applicant for water service in the future, the Owner shall charge a fee equal to the cost to the Owner for said connection and such fee may be adjusted, taking into consideration the average cost for the entire system to each water user, at the discretion of the Owner, but said fee shall in no event be less than **Three Hundred Dollars (\$300.00) for a ¾ pipe and no less than \$500.00 for a 1 inch pipe and up.** All water service pipes or lines extending from city mains to the curb valve shall be made and constructed of copper. In every such case, there shall be a stopcock box.

### Main Extensions:

Extensions of water mains and lines shall be made by the Owner upon written application on a form approved by the Owner. If said application is approved, the main or line shall be extended provided that;

- A. Applicant pays all construction, engineering and legal expense of such extension. Said payment shall be made in advance to the Owner or at the discretion of the Owner may be placed in a special escrow account. If the cost and expense of such construction is not ascertainable, the cost thereof shall be estimated and said amount shall be paid the Owner or put in a special escrow account and applicant shall agree to pay any additional costs incurred for such extension.
- B. Before granting to an applicant the right to make such extension, or before entering into an agreement therefore, the Owner shall first determine that the extension will not materially affect in an adverse manner the service rendered to any existing customers of the Owner. In the event the Owner determines, based upon information furnished by its employees and consultants, that such extension would have a material adverse effect upon existing water users of the Owner, then the Owner shall not permit such extension.
- C. In the event the applicant desires to perform the construction, the applicant shall pay all engineering, legal and administrative costs incurred by the Owner incident to the approval of the plans and specifications for construction of the improvements, the perfecting of all rights of way and other costs incident to the construction.

The construction and materials shall be inspected by a qualified inspector, furnished by the Owner. The cost of this inspector shall be borne by the applicant.

Upon satisfactory completion and testing, the improvements shall be dedicated, free and clear of all encumbrances, to the Owner.

All plans and specifications for main extensions or improvements will be approved by the Owner and the appropriate agency of the State of Missouri.

### 13. Multiple-Unit Dwellings and Trailer Courts:

In the event that service is desired by a landowner of a multiple-unit residence, said multiple-unit residence being herein defined as a dwelling unit housing more than one family, and such definition shall include duplexes, triplexes, fourplexes, apartments and all similar structures and residences, then the landowner shall be required to acquire a water meter for each unit, or in the alternative, to enter into a special written agreement with the Owner whereby all units of such residence are served by one water meter. Each residence shall pay a Minimum charge for One Thousand Gallons (1,000). The remaining gallons used during each billing period, as determined by the rate schedule resolution of the Owner, by such multiple-unit residence shall be divided by the number of units in the residence and the water user shall be charged for each individual unit within the multiple-unit residence on a pro-rata basis. The landowner of the property shall be responsible for payment of all such



bills of all units contained within any multiple-unit residence, and that the amount of the water meter deposit shall be determined by the Owner as herein set forth.

The Owner shall be the sole judge and shall have full authority to determine how many units are contained in a residence and such determination shall be final and binding upon the landowner of any such residence and upon any water user therein.

14. No Tank Sales:

Since the Owner is purchasing water from a public water district, water that is purchased shall only be sold to metered water users.

15. Liability of Owner:

The Owner shall not in any way or under any circumstances be held liable or responsible to any person or persons for any loss or damage from any excess or deficiency in the pressure, volume, or supply of water due to any cause whatsoever. The Owner will undertake to use reasonable care and diligence in order to prevent and avoid interruptions and fluctuations in the service, but it can not and does not guarantee that such will not occur.

The Owner shall not be held responsible for any claim made against it by reason of the breaking of any mains or service pipes, or by reason of any interruption of the supply of water caused by the breaking of machinery or stoppage for necessary repairs, and no persons shall be entitled to damages nor have any portion of a payment refunded for any interruption of service.

16. General:

No person shall turn the water on or off at any street valve, corporation cock, curb cock or other street connection, or disconnect or remove any meter without the consent of the Owner. A broken seal on any water meter shall be evidence that such meter has been tampered with and the Board of Aldermen shall take the necessary steps bring legal action against the person. It shall be unlawful for any person to occupy, use or otherwise live in any home, mobile home, apartment, or other residential structure within the city limits of St. Mary, which is not being serviced by the City water supply. Each and every residence and business within the city limits must be connected to the city water supply.

No employee or agent of the Owner shall have the right or authority to bind it by any promise, agreement or representation contrary to the letter of intent of these Rules and Regulations or the laws of the State of Missouri.

Any complaint against the service or employees of the Owner should be made at the office of the Owner in writing.

The service pipes, meters and fixtures on the water user's property shall at all reasonable hours be accessible to the Owner for observation or inspection.

In the event the total water supply shall be insufficient to meet all of the needs of the water users, or in the event there is a shortage of water, the Owner may pro-rate the water available among the various users on such basis as is deemed equitable by the Owner and

may also prescribe a schedule of hours covering the use of water for purposes specified and require adherence thereto, or prohibit the use of water for certain specified purposes if at any time the total water supply shall be insufficient to meet all of the needs of all of the water users for domestic, livestock, garden and other purposes and the Owner must first satisfy all the needs of the water users for domestic purposes before supplying any water for livestock purposes and must satisfy the needs of all the water users for domestic and livestock purposes before supplying water for other purposes.

17. Wells:

It shall be unlawful for any person to dig, bore or drill a well for the purpose of obtaining water. It shall be unlawful for any person to connect an existing well into any premises where city water is supplied so as not to contaminate the purity and quality of water that the city supplies to water users.

18. Amendment of Rules and Regulations:


These Rules and Regulations may be amended at any regular meeting of the Owner or at any special meeting thereof called for such purpose.

19. All ordinance or parts of ordinances in conflict are hereby repealed.

PASSED AND APPROVED by the Owner, City of St. Mary, Missouri, this 13th day of August, 2009, by the following vote:

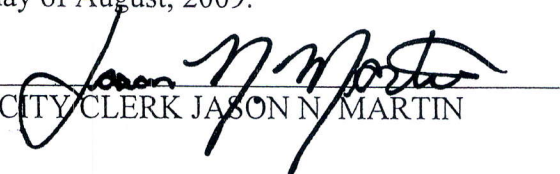
ALDERMAN ROBERT BEQUETTE VOTED	<u>   AYE   </u>
ALDERMAN DENNIS BOVEY VOTED	<u>   AYE   </u>
ALDERMAN FRANK GERARDOT VOTED	<u>   NAY   </u>
ALDERMAN JEFFREY STOKES VOTED	<u>   AYE   </u>

ATTEST:

  
CITY CLERK JASON N. MARTIN

  
MAYOR CARLTON WYATT

I, Jason N. Martin, Clerk of the City of St. Mary, Missouri of Ste. Genevieve County, Missouri, hereby certify that the foregoing is a true and correct copy of the actions of the Owner the said City of St. Mary as the same appears of record in my office, and as it was passed and approved by the City of St. Mary, Missouri. The action of the Owner has not been altered, amended or repealed as of this 13th day of August, 2009.

  
CITY CLERK JASON N. MARTIN

(Seal)