

**AGENDA
LEBANON CITY COUNCIL
MAY 6, 2020**

9. NEW BUSINESS:

**9.D – DISCUSSION & SET PUBLIC HEARING FOR MAY 20, 2020: ORDINANCE
#2020-06, TO AMEND CITY CODE CHAPTER 136, SEWER SERVICE**

BACKGROUND

The Council is being asked to consider an amendment to City Code Chapter 136, Sewer Service, Article X, Collection and Abatement by amending Section 136-80, Abatement.

In reviewing the terms for abatement of sewer use fees and assessments, it was noted that there is no provision in Chapter 136 for the City Manager to permit installment payments for sewer users. There are such provisions in Chapter 182 for water users. The language proposed in Ordinance #2020-06 to amend Chapter 136 is similar to that contained in Chapter 182, Water Service.

ACTION

Should the Council decide to move forward with proposed Ordinance #2020-06, the following motion is offered for consideration:

MOVED, that the Lebanon City Council hereby schedules a public hearing for Wednesday, May 20, 2020, beginning at 7:00pm, Remote via Microsoft Teams, for the purpose of receiving public input and taking action on proposed Ordinance #2020-06, to amend the Code of the City of Lebanon, Chapter 136, Sewer Service, Article X, Collection and Abatement, Section 136-80, Abatement.

Included in this Section:

1. Proposed Ordinance #2020-06

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**CITY OF LEBANON
ORDINANCE #2020-06**

AN ORDINANCE TO AMEND the Code of the City of Lebanon, Chapter 136, Sewer Service, Article X, Collection and Abatement, Section 136-80, Abatement.

BE IT ORDAINED, by the City Council of the City of Lebanon, as follows:

Section 1

The Code of the City of Lebanon is hereby amended to revise Chapter 136, Sewer Service, Article X, Collection and Abatement, Section 136-80 as follows:

§ 136-80 **Abatement.**

For good cause shown, the City Manager may abate any such fees and assessments made herein. **The Manager, or his or her designated agent, will review in private session with the person requesting abatement that person's need for abatement. The Manager may abate any bill and/or fees by a decision in writing because of financial hardship and inability to pay or may set up an installment payment schedule.** Any person aggrieved by the neglect or refusal of the City Manager to grant an abatement may petition the City Council for relief at any time within 30 days after notice of decision or after 30 days of no notice of decision (from the date of application for abatement) by the City Manager.

Section 2. Severability

The provisions of this ordinance are declared to be severable, and if any section, subsection, sentence, clause or part thereof is, for any reason, held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses or part of this ordinance.

Section 3. Effective Date

This Ordinance shall become effective upon passage.

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