

ORDINANCE NO. 00 – 1

2001 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2001.

SECTION 1:	EXPENSES	
	Trustee meeting fees	\$ 2,000.00
	Attorney fees and expenses	7,000.00
	Debt service	81,306.80
	Equipment acquisition	5,000.00
	System operation & maintenance	12,000.00
	Office supplies	500.00
	Postage/mailing	600.00
	Mileage and transportation	150.00
	Lodging and meals	100.00
	Audit expense	15,000.00
	Wages (full-time Clerk)	11,700.00
	Payroll taxes	1,500.00
	Electricity	2,100.00
	Telephone	950.00
	Legal Notice publication expense	450.00
	Insurance	2,000.00
	Miscellaneous expense	500.00
	Contingency	500.00
	Bond reserve fund	8,400.00
	Construction Expense	
	TOTAL	<u>\$151,756.80</u>

SECTION II:	RECEIPTS	
	2000 Carryover	4,747.18
	Debt Service payments	106,546.62
	Connection fees	2,000.00
	Monthly fees	24,570.00
	Electricity fees	1,392.00
	General property tax levy	12,500.00
	TOTAL	\$151,756.80

SECTION III: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

General Fund	\$12,500.00
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TOTAL LEVY

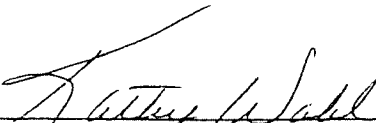
\$12,500.00

Passed First Reading 9-29-00

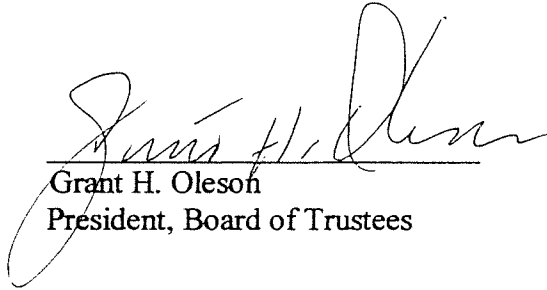
Passed Second Reading 10-6-00

Published 10-27-00

ATTEST:



Kathy Wahl, Clerk




Grant H. Oleson
President, Board of Trustees

CERTIFICATION OF TAX LEVY

The undersigned acting Clerk of the Richmond Lake Sanitary District hereby certifies to the Brown County Auditor the District's tax levy for 2001 in the amount of Twelve Thousand Five Hundred and No/100 Dollars (\$12,500.00) pursuant to Ordinance No. 00-1, (2001 Annual Appropriation Ordinance), a copy of which is attached hereto.

Dated this 24 day of October, 2000.



Acting Clerk

SIEGEL, BARNETT & SCHUTZ, L.L.P.

ATTORNEYS AT LAW
500 CAPITOL BUILDING
P.O. Box 490

ABERDEEN, SOUTH DAKOTA 57402-0490

TELEPHONE (605) 225-5420

FAX (605) 226-1911

[E-Mail siegellawabr@midco.net]

October 24, 2000

RAYMOND M. SCHUTZ
HARVEY C. JEWETT
RORY KING
JEFFREY T. SVEEN
JOSEPH P. BARNETT
RONALD J. HALL*
PAUL T. BARNETT
REED RASMUSSEN
GREGG C. MAGERA
KATHRYN J. HOSKINS
JULIA M. DVORAK

*Also Licensed in North Dakota

STAN SIEGEL (1928-1996)
JOSEPH H. BARNETT (1931-1985)
TERENCE A. O'KEEFE (1938-1999)

SIoux FALLS OFFICE
300 NORTH DAKOTA AVENUE, SUITE 606
P.O. Box 1286
SIoux FALLS, SOUTH DAKOTA 57101
TELEPHONE (605) 335-6250
FAX (605) 335-6749
[E-mail sbslawsf@midco.net]

Brown County Auditor's Office
Attn: Carol
Courthouse Annex
25 Market Avenue
Aberdeen, SD 57401

Re: Richmond Lake Sanitary District

Dear Carol:

Enclosed is the District's tax levy for 2001. If you have any questions, please let me know.

Very truly yours,

GREGG MAGERA

Gregg Magera
of SIEGEL, BARNETT & SCHUTZ, L.L.P.

GM/ks

Enclosure

pc w/encls: Ms. Kathy Wahl

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 00-2

AN ORDINANCE AMENDING SECTION IV OF ORDINANCE 96-4 TO REQUIRE PROPERTY OWNERS TO PAY ALL COSTS INCURRED RESULTING FROM CONNECTION TO THE SANITARY SEWER DISTRICT.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

- (1) That Section IV of Ordinance 96-4 be amended to read as follows:

SECTION IV

PROPERTY OWNER CONNECTION FEES

The property owner shall pay all costs incurred resulting from connection to the sanitary sewer district.

All connection fees remaining unpaid as of thirty (30) days from the date of connection shall be considered delinquent and shall be certified to the County Auditor in accordance with SDCL 34A-5-40.

FIRST READING 9-29-00

SECOND READING 10-6-00

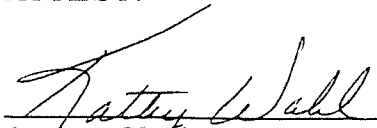
PUBLISHED 10-27-00

EFFECTIVE DATE 11-16-00



President

ATTEST:



Acting Clerk (SEAL)

ORDINANCE NO. 01 – 1

2002 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2002.

SECTION I:	EXPENSES	
	Trustee meeting fees	\$ 2,000.00
	Attorney fees and expenses	7,000.00
	Debt service	65,783.68
	Equipment acquisition	5,000.00
	System operation & maintenance	12,000.00
	Office supplies	500.00
	Postage/mailing	700.00
	Mileage and transportation	150.00
	Lodging and meals	100.00
	Audit expense	10,000.00
	Wages (full-time Clerk)	11,700.00
	Payroll taxes	1,600.00
	Electricity	2,100.00
	Telephone	600.00
	Legal Notice publication expense	450.00
	Insurance	2,000.00
	Miscellaneous expense	500.00
	Contingency	500.00
	Bond reserve fund	8,400.00
	Construction Expense	35,322.28
	TOTAL	\$166,405.96

SECTION II:	RECEIPTS	
	Debt Service payments	114,718.46
	Connection fees	0.00
	Monthly fees	37,435.50
	Electricity fees	1,380.00
	General property tax levy	12,872.00
	TOTAL	\$166,405.96

SECTION III: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

General Fund	\$12,872.00
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TOTAL LEVY

\$12,872.00

Passed First Reading 9/21/01

Passed Second Reading 9/28/01

Published _____

ATTEST:

Kathy Wahl, Clerk

Grant H. Oleson
President, Board of Trustees

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 01-1

AN ORDINANCE AMENDING SECTION IX OF ORDINANCE 96-3 TO INCREASE THE INITIAL MONTHLY CHARGE TO \$20 FOR RESIDENTIAL USERS AND \$40 FOR COMMERCIAL USERS FOLLOWING CONNECTION OF USER'S SEPTIC TANK TO THE SYSTEM.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

(1) That Section IX of Ordinance 96-3 be amended to read as follows:

SECTION IX

INITIAL CHARGES

The initial monthly charges shall be \$20 for residential users and \$40 for commercial users per month commencing on the 1st day of the month following connection of User's septic tank to the system.

FIRST READING Jan 14, 2001

SECOND READING Jan 30, 2001

PUBLISHED _____

EFFECTIVE DATE Feb. 1, 2000

James H. Olson
President

ATTEST:

Kathy Wade
Acting Clerk (SEAL)

ORDINANCE NO. 02 – 1

2003 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2003.

SECTION I:	EXPENSES	
	Trustee meeting fees	\$2,000.00
	Attorney fees and expenses	7,000.00
	Debt service	65,783.68
	Equipment acquisition	5,000.00
	System operation & maintenance	22,000.00
	Office supplies	500.00
	Postage/mailing	700.00
	Mileage and transportation	150.00
	Lodging and meals	100.00
	Audit expense	10,000.00
	Wages (full-time Clerk: \$7.50/hr.)	11,700.00
	Payroll taxes	1,600.00
	Electricity	2,500.00
	Telephone	600.00
	Legal Notice publication expense	450.00
	Insurance	1,875.00
	Miscellaneous expense	500.00
	Contingency	1,000.00
	Bond reserve fund	8,400.00
	Construction expense	10,000.00
	System maintenance replacement expense	15,384.00
	TOTAL	\$167,242.68

SECTION II:	RECEIPTS	
	Debt Service payments	108,078.16
	Connection fees	1,000.00
	Monthly fees	42,400.00
	Electricity fees	2,028.52
	General property tax levy	13,736.00
	TOTAL	\$167,242.68

SECTION III.: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

General Fund	\$13,736.00
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TOTAL LEVY

\$13,736.00

Passed First Reading 9/23/02

Passed Second Reading 9/28/02

Published: 10/12/02

ATTEST:

Kathy Wahl, Clerk

Grant H. Oleson
President, Board of Trustees

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 02-2

AN ORDINANCE ESTABLISHING THE PROCEDURE FOR APPLICATION OF MONIES PAID TOWARDS MONTHLY SERVICE FEE AND DEBT SERVICE.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

That monies paid to the District shall be applied as follows:

- (1) To the consumer's monthly service fee;
- (2) To any interest; and
- (3) To the principal amount of debt service.

FIRST READING _____

SECOND READING _____

PUBLISHED _____

EFFECTIVE DATE _____

President

ATTEST:

Acting Clerk

(SEAL)

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 02-3

AN ORDINANCE AMENDING APPENDIX B RATE SCHEDULE OF ORDINANCE 97-2 INCREASING THE MONTHLY RATE SCHEDULE TO \$25 FOR RESIDENTIAL USERS AND \$50 FOR COMMERCIAL USERS.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

APPENDIX B

RATE SCHEDULE

Residential users are considered to be one class of user and are assessed a charge of \$25 per month. (Effective January 1, 2003).

Commercial users with flows no greater than the average residential user's flow of 7,000 gallons per month and with BOD and TSS no greater than the average residential user's strength of 200 ppm BOD and 240 ppm TSS will pay the same charge of \$25.00 per month as the average residential user.

Commercial users with volumes greater than the average residential user will be assessed a charge of \$50.00 per month.

Any commercial user with BOD and TSS greater than the average residential user with BOD and TSS greater than the average residential user's strength of 200 ppm BOD and 240 ppm TSS will pay a surcharge in accordance with the rates shown in the surcharge rate schedule.

FIRST READING _____

SECOND READING _____

PUBLISHED _____

EFFECTIVE DATE _____

President

ATTEST:

Acting Clerk (SEAL)

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 02-4

AN ORDINANCE AMENDING SECTION IX OF ORDINANCE 96-3 TO INCREASE THE INITIAL MONTHLY CHARGE TO \$25 FOR RESIDENTIAL USERS AND \$50 FOR COMMERCIAL USERS FOLLOWING CONNECTION OF USER'S SEPTIC TANK TO THE SYSTEM.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

That Section IX of Ordinance 96-3 be amended to read as follows:

SECTION IX

INITIAL CHARGES

Effective January 1, 2003, the initial monthly charges shall be \$25 for residential users and \$50 for commercial users per month commencing on the 1st day of the month following connection of User's septic tank to the system.

FIRST READING _____

SECOND READING _____

PUBLISHED _____

EFFECTIVE DATE _____

President

ATTEST:

Acting Clerk (SEAL)

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 02-6

AN ORDINANCE REQUIRING THAT ALL INDIVIDUALS OR ENTITIES PROVIDING REPAIR AND/OR MAINTENANCE SERVICES TO THE DISTRICT BE BONDED.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

Before the District will issue a permit to any person requesting permission to repair, provide new construction, hookup, disconnect, and/or maintenance services within the boundaries of the Richmond Lake Sanitary District, affecting the District's sanitary system, all individuals shall furnish to the District, before commencing such work, a performance bond, cash deposit, or other improvement security acceptable to the District, in the amount of the total estimated cost of the work as determined by the District.

FIRST READING _____

SECOND READING 10/2/03

PUBLISHED _____

EFFECTIVE DATE _____

[Signature]
President

ATTEST
[Signature]
Acting Clerk (SEAL)

ORDINANCE NO. 03 – 1

2004 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2004.

SECTION I:	EXPENSES	
	Trustee meeting fees	\$2,000.00
	Attorney fees and expenses	5,000.00
	Debt service (\$33,283.72 – SRF loan)	65,783.68
	Equipment acquisition	5,000.00
	System operation & maintenance	28,000.00
	Office supplies	1,000.00
	Postage/mailing	700.00
	Mileage and transportation	150.00
	Lodging and meals	100.00
	Audit expense	10,000.00
	Wages (full-time Clerk: \$7.95/hr.)	12,000.00
	Payroll taxes	1,600.00
	Electricity	2,500.00
	Legal Notice publication expense	450.00
	Insurance	2,100.00
	Miscellaneous expense	500.00
	Contingency	1,000.00
	Bond reserve fund	8,400.00
	Construction expense	15,000.00
	System maintenance replacement expense	13,184.34
	TOTAL	\$174,468.02

SECTION II:	RECEIPTS	
	Debt Service payments	115,328.75
	Connection fees	1,000.00
	Monthly fees	40,949.61
	Electricity fees	2,242.66
	General property tax levy	14,947.00
	TOTAL	\$174,468.02

SECTION III.: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

General Fund	\$14,947.00
TOTAL LEVY	\$14,947.00

Passed First Reading 9/4/03

Passed Second Reading 9/28/03

Published: 9/25/03

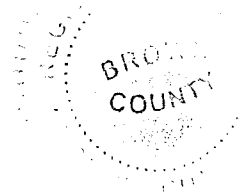
ATTEST:

Kathy Wahl, Clerk

Tom Aman
President, Board of Trustees

RICHMOND LAKE SANITARY DISTRICT

RESOLUTION TO ANNEX TERRITORY INTO THE DISTRICT



WHEREAS, on September 15, 2003, Resolution No. 03-1, "Resolution of Intention to Annex Territory into the District and Notice of Hearing," was filed with the acting clerk; and

WHEREAS, the Resolution and Notice of Hearing was duly published as required by S.D.C.L. 34A-5-42 on September 22, 2003 and September 29, 2003; and

WHEREAS, the Board, having considered the matter at the public hearing held at the Richmond Lake Youth Camp on October 2, 2003 at 7:30 p.m.;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Richmond Lake Sanitary District, contingent on the approval of the Brown County Commission, as follows:

- 1. That the following described territory be included into the District and connected to the sewer system:

Prairie Lake First Subdivision in E 1/2 W 1/2 of Section 23, Township 124 North, Range 65, West of the 5th P.M., Brown County, South Dakota.

- 2. That it is in the best interests of the public to annex this territory into the District.
3. That the effective date of this Resolution shall be the date on which the Brown County Commission approves this Resolution. If the Brown County Commission does not approve this Resolution, then it shall be of no force or effect.

The foregoing Resolution was duly adopted by the Board of Trustees on October 2, 2003.

RICHMOND LAKE SANITARY DISTRICT

Tom Aman, President
Board of Trustees

ATTEST:
Kathy Wahl, Clerk

(Seal)



INSTR. NO. 321

BK131MB PAGE 25

04 JUL 13 PM 3:37

CAROL SHERMAN
BROWN CO. S. DAK
REGISTER OF DEEDS

APPROVAL OF THE BROWN COUNTY COMMISSION

The foregoing Resolution to Annex Territory into the District was approved by the Brown County Commission at their meeting on October 28, 2003.

Dated this 28 day of October, 2003.

BROWN COUNTY COMMISSION

By Tom Fink

ATTEST:

Melanie Taylor
Auditor

(Seal)

Prepared By:
Gregg Magera
Siegel, Barnett & Schutz, L.L.P.
415 S. Main Street, 400 Capitol Building
PO Box 490
Aberdeen, SD 57402-0490
605-225-5420

RESOLUTION NO. 03-1
RICHMOND LAKE SANITARY DISTRICT

RESOLUTION OF INTENTION TO ANNEX TERRITORY
INTO THE DISTRICT AND NOTICE OF HEARING

WHEREAS, it has been determined by the Board of Trustees of the Richmond Lake Sanitary District that it would be in the public interest to annex territory into the District,


NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Richmond Lake Sanitary District declares its intention to:

Include the following described territory: Prairie Lake First Subdivision in E½W½ of Section 23, Township 124 N., Range 65, West of the 5th P.M., Brown County, South Dakota.

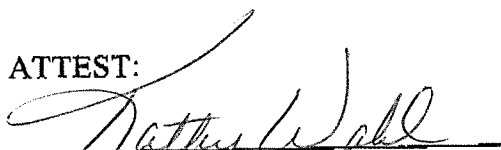
IT IS FURTHER RESOLVED, that the Board of Trustees shall meet on the 2nd day of October, 2003 at 7:30 o'clock P m. at the Youth Camp, Richmond Lake, South Dakota to consider the adoption of a resolution annexing the territory described above into the District.

Dated this 15th day of September, 2003.

RICHMOND LAKE SANITARY DISTRICT


Tom Aman, President
Board of Trustees

ATTEST:


Clerk - Kathy Wahl

(Seal)

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 04-1

AN ORDINANCE AMENDING SECTION IV OR ORDINANCE 96-4 TO REQUIRE PROPERTY OWNERS TO PAY A \$1,500.00 CONNECTION/HOOKUP FEE TO THE DISTRICT AND ALL COSTS INCURRED RESULTING FROM CONNECTION TO THE SANITARY SEWER DISTRICT.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

- (1) That Section IV or Ordinance 96-4 be amended to read as follows:

SECTION IV

PROPERTY OWNER CONNECTION FEES

The property owner shall pay a connection hookup fee to the District of \$1,500.00.

The property owner shall pay all costs incurred resulting from connection to the Sanitary Sewer District. All connection fees remaining unpaid as of thirty (30) days from the date of connection shall be considered delinquent and shall be certified to the County Auditor in accordance with S.D.C.L. 34A-5-40.

FIRST READING 1/8/04

SECOND READING 2/5/04

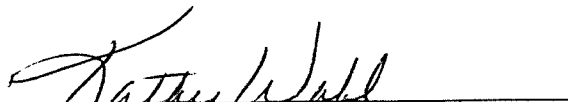
PUBLISHED 3/1/04

EFFECTIVE DATE 3/21/04



President

ATTEST:



Acting Clerk (SEAL)

SIEGEL, BARNETT & SCHUTZ, L.L.P.

ATTORNEYS AT LAW

415 S. MAIN STREET - 400 CAPITOL BUILDING

P.O. BOX 490

ABERDEEN, SOUTH DAKOTA 57402-0490

TELEPHONE (605) 225-5420

FAX (605) 226-1911

[E-mail siegellawabr@sbslaw.net]

Web Site: www.sbsouthdakotalaw.com

RAYMOND M. SCHUTZ
HARVEY C. JEWETT
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RODRICK L. TOBIN
RENEE H. CHRISTENSEN**

*Also Licensed in North Dakota

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STAN SIEGEL (1928-1996)
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SIoux FALLS OFFICE
300 NORTH DAKOTA AVENUE, SUITE 606
P.O. BOX 1286
SIoux FALLS, SOUTH DAKOTA 57101
TELEPHONE (605) 335-6250
FAX (605) 335-6749
[E-mail siegellawfs@sbslaw.net]

July 12, 2004

Mr. Tom Aman
379754 South Shore Dr.
Aberdeen, SD 57401

Re: Richmond Lake Sanitary District

Dear Tom:

South Dakota statutes provide that whenever the limits of any district are changed by resolution or by decree of court, it shall be the duty of the President of the Board of Trustees to cause an accurate map of the territory, together with a copy of the resolution or decree, duly certified, to be recorded in the Office of the Register of Deeds of the county in which such territory is situated. On this basis, I enclose a letter provided to the Register of Deeds office along with a revised boundary map of the sanitary district prepared by Jay Kuch, PE. Should you have any questions or concerns about this, please let me know.

Very truly yours,

GREGG MAGERA

Gregg Magera
of SIEGEL, BARNETT & SCHUTZ, L.L.P.

GM/ks

Enclosure

pc w/encls: Board of Trustees
~~Ms. Kathy Wahl~~
Ms. Maxine Taylor

SIEGEL, BARNETT & SCHUTZ, L.L.P.

ATTORNEYS AT LAW

415 S. MAIN STREET - 400 CAPITOL BUILDING

P.O. BOX 490

ABERDEEN, SOUTH DAKOTA 57402-0490

TELEPHONE (605) 225-5420

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[E-mail siegellawabr@sbslaw.net]

Web Site: www.sbssouthdakotalaw.com

RAYMOND M. SCHUTZ
HARVEY C. JEWETT
JEFFREY T. SVEEN
JOSEPH P. BARNETT
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GREGG C. MAGERA
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SIoux FALLS, SOUTH DAKOTA 57101
TELEPHONE (605) 335-6250
FAX (605) 335-6749
[E-mail siegellawfs@sbslaw.net]

July 13, 2004

HAND-DELIVERED

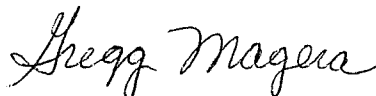
Ms. Carol Sherman
Brown County Register of Deeds
Brown County Courthouse
Aberdeen, SD 57401

Re: Richmond Lake Sanitary District

Dear Ms. Sherman:

On behalf of the Richmond Lake Sanitary District, enclosed for recording please find Resolution to Annex Territory into the District, along with a copy of the map indicating improvements. Thank you.

Very truly yours,



Gregg Magera
of SIEGEL, BARNETT & SCHUTZ, L.L.P.

GM/ks

Enclosures

pc w/encls: Board of Trustees
Ms. Kathy Wahl
Ms. Maxine Taylor

RICHMOND LAKE SANITARY DISTRICT

RESOLUTION TO ANNEX TERRITORY INTO THE DISTRICT

WHEREAS, on September 15, 2003, Resolution No. 03-1, "Resolution of Intention to Annex Territory into the District and Notice of Hearing," was filed with the acting clerk; and

WHEREAS, the Resolution and Notice of Hearing was duly published as required by S.D.C.L. 34A-5-42 on September 22, 2003 and September 29, 2003; and

WHEREAS, the Board, having considered the matter at the public hearing held at the Richmond Lake Youth Camp on October 2, 2003 at 7:30 p.m.;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Richmond Lake Sanitary District, contingent on the approval of the Brown County Commission, as follows:

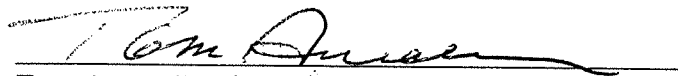
1. That the following described territory be included into the District and connected to the sewer system:

Prairie Lake First Subdivision in E ½ W ½ of Section 23, Township 124 North, Range 65, West of the 5th P.M., Brown County, South Dakota.

2. That it is in the best interests of the public to annex this territory into the District.
3. That the effective date of this Resolution shall be the date on which the Brown County Commission approves this Resolution. If the Brown County Commission does not approve this Resolution, then it shall be of no force or effect.

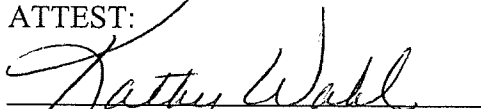
The foregoing Resolution was duly adopted by the Board of Trustees on October 2, 2003.

RICHMOND LAKE SANITARY DISTRICT



Tom Aman, President
Board of Trustees

ATTEST:


Kathy Wahl, Clerk

(Seal)

APPROVAL OF THE BROWN COUNTY COMMISSION

The foregoing Resolution to Annex Territory into the District was approved by the Brown County Commission at their meeting on October 28, 2003.

Dated this 28 day of October, 2003.

BROWN COUNTY COMMISSION

By Tom Fink

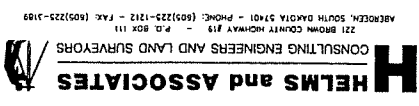
ATTEST:

Melanie Taylor
Auditor

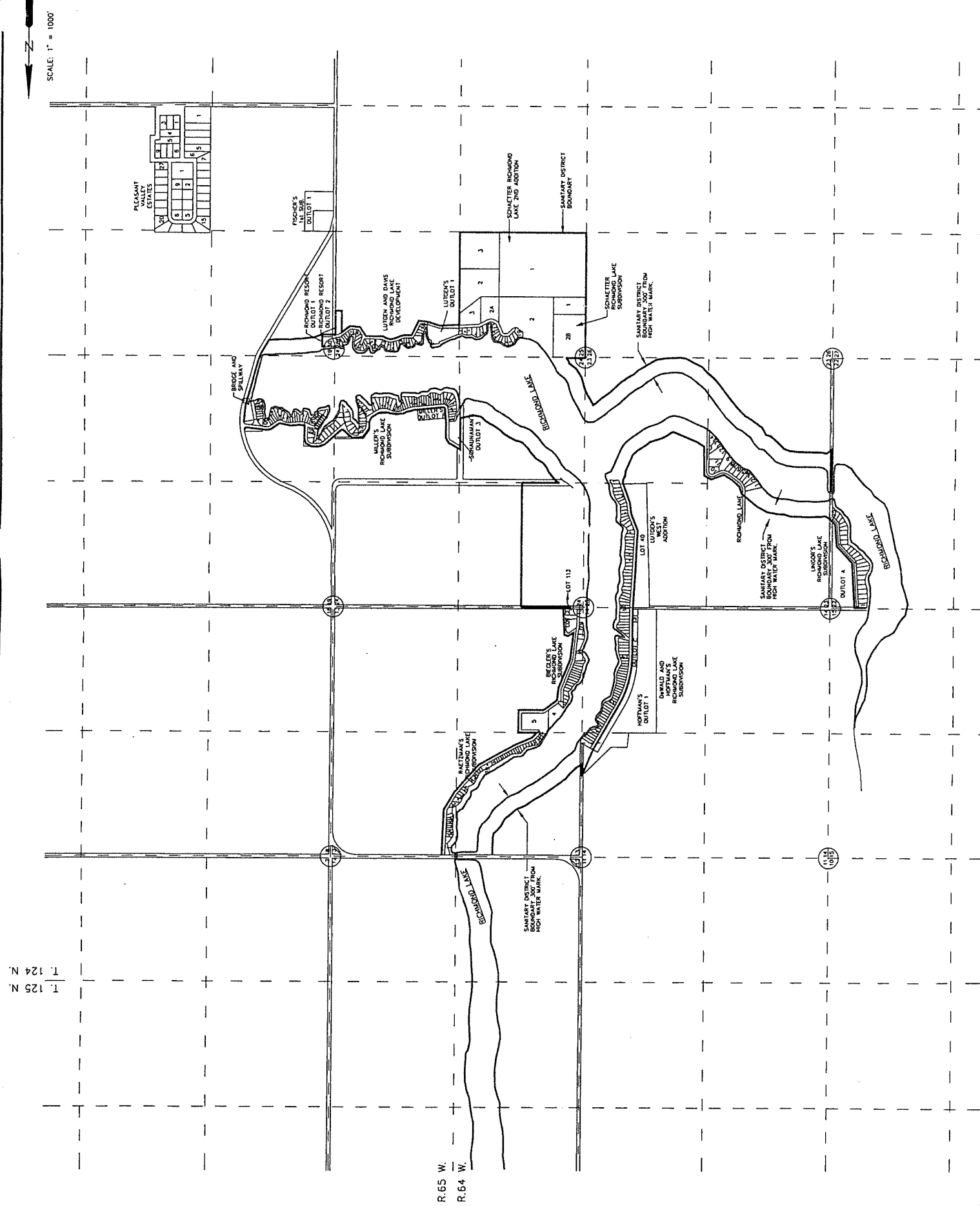
(Seal)

Prepared By:
Gregg Magera
Siegel, Barnett & Schutz, L.L.P.
415 S. Main Street, 400 Capitol Building
PO Box 490
Aberdeen, SD 57402-0490
605-225-5420

Drawn By: ATH
 Chk. by:
 PROJ. #: A-2381
 DWG. #: A-2381



I hereby certify that this plan and all information thereon were prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of South Dakota.



SCALE: 1" = 1000'



1.124 N.
1.125 N.

R.65 W.
R.64 W.

RESOLUTION NO. 04-1
RICHMOND LAKE SANITARY DISTRICT

RESOLUTION OF INTENTION TO ANNEX TERRITORY
INTO THE DISTRICT AND NOTICE OF HEARING

WHEREAS, it has been determined by the Board of Trustees of the Richmond Lake Sanitary District that it would be in the public interest to annex territory into the District,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Richmond Lake Sanitary District declares its intention to:

Include the following described territory: Lot 1 B of Lot 1 of Biegler's Richmond Lake Second Subdivision in the Southwest Quarter (SW $\frac{1}{4}$) of Section 13, Township 124 N., Range 65 W. of the 5th P.M., Brown County, South Dakota. (Also known as 37904 127th St.).

IT IS FURTHER RESOLVED, that the Board of Trustees shall meet on the 3rd day of June, 2004 at 12:00 o'clock p.m. at the Alonzo Ward Hotel, 104 S. Main St., Aberdeen, South Dakota to consider the adoption of a resolution annexing the territory described above into the District.

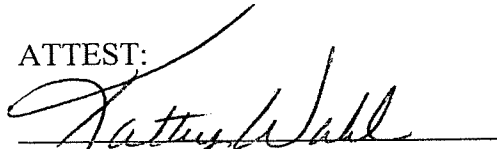
Dated this 6th day of May, 2004.

RICHMOND LAKE SANITARY DISTRICT



Tom Aman, President
Board of Trustees

ATTEST:


Clerk - Kathy Wahl

(Seal)

APPROVAL OF THE BROWN COUNTY COMMISSION

The foregoing Resolution to Include Territory in the Richmond Lake Sanitary District was approved by the Brown County Commission at their meeting on June 15, 2004, 2004.

Dated this 15 day of June, 2004.

BROWN COUNTY COMMISSION

Dennis Leickert

ATTEST:

Meloni Taylor
Auditor

(Seal)

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 04-2

AN ORDINANCE AMENDING SECTION IX OF ORDINANCE 96-3 TO INCREASE THE INITIAL MONTHLY CHARGE TO \$30 FOR RESIDENTIAL USERS AND \$60 FOR COMMERCIAL USERS FOLLOWING CONNECTION OF USER'S SEPTIC TANK TO THE SYSTEM.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

That Section IX of Ordinance 96-3 be amended to read as follows:

SECTION IX

INITIAL CHARGES


Effective May 1, 2004, the initial monthly charges shall be \$30 for residential users and \$60 for commercial users per month commencing on the 1st day of the month following connection of User's septic tank to the system.

FIRST READING 2/5/04

SECOND READING 4/1/04

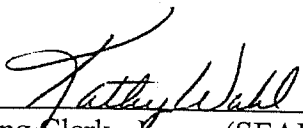
PUBLISHED _____

EFFECTIVE DATE _____



President

ATTEST:



Acting Clerk (SEAL)

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 04-3

AN ORDINANCE ESTABLISHING A SEPTIC REPLACEMENT FUND.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

SECTION I

PURPOSE

The purpose of this Ordinance shall be to generate sufficient revenue to pay costs associated with the replacement of septic tanks.

SECTION II

DETERMINATION OF CONTRIBUTION

The Richmond Lake Sanitary District Board of Trustees has determined that a sum of \$5.00 per month to be paid by owners of residential property in the Sanitary District is appropriate for this purpose.

SECTION III

SEPTIC TANK REPLACEMENT FUND

A reserve fund called the Septic Tank Replacement Fund is hereby established within the Richmond Lake Sanitary District for the purpose of providing sufficient funds to be expended for the replacement of septic tanks necessary for the continued maintenance and performance of the District.

SECTION IV

PAYMENT BY DISTRICT

The Richmond Lake Sanitary District shall pay up to Three Thousand Dollars (\$3,000.00) for septic tank replacement. All remaining costs associated with septic tank replacement shall be paid by the owner of the residential property.

SECTION V

PAYMENT OF THE SEPTIC TANK CHARGE

The septic tank charge shall be included with the monthly waste water utility billing. The Sanitary District shall add a penalty of one and one-half percent per month if the payment is not received by the Sanitary District within ten (10) days from the date payment is due. Should any user fail to pay the replacement septic tank charge and

penalty, the Sanitary District may file unpaid service charges and penalties with Brown County for collection on property taxes.

SECTION VI

REVIEW OF SEPTIC TANK REPLACEMENT CHARGE

The Sanitary District shall review the costs related to septic tank replacement not less often than every two (2) years and will revise the system as necessary to assure equity of the replacement tank charge system established herein and to assure that sufficient funds are obtained to adequately operate and maintain septic tanks.

SECTION VII

VALIDITY

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed. The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given affect without such invalid part of parts.

SECTION VIII

ORDINANCE IN FORCE

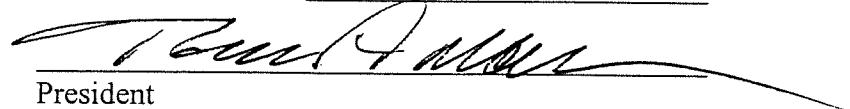
This Ordinance shall be in full force and effect from and after its passage, approval, recording and publication as provided by law.

FIRST READING _____ 2/5/04 _____

SECOND READING _____ 4/1/04 _____

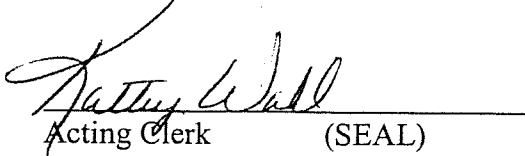
PUBLISHED _____

EFFECTIVE DATE _____



President

ATTEST:



Acting Clerk (SEAL)

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 04-4

AN ORDINANCE EXEMPTING OWNERS OF RESIDENTIAL PROPERTY FROM HAVING TO PAY TWO FEES IF THEY HAVE A SECOND BUILDING ON THEIR PROPERTY THAT HOUSES A TOILET IF THE SECOND BUILDING IS NOT SUITABLE FOR LIVING QUARTERS AND THE SECOND BUILDING'S TOILET IS TIED INTO THE SAME RESIDENTIAL SEPTIC TANK.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

Effective May 1, 2004, owners of residential property are exempt from paying an additional fee if their property contains a second building, such as a boat house, that houses a toilet, so long as the second building is not suitable for living quarters and the second building's toilet is tied into the same residential septic tank.

FIRST READING _____ 3/4/04 _____

SECOND READING _____ 4/1/04 _____

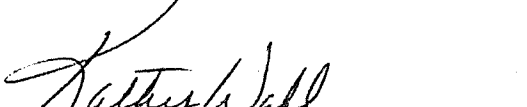
PUBLISHED _____

EFFECTIVE DATE _____



President

ATTEST:



Acting Clerk (SEAL)

ORDINANCE NO. 04-5

2005 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2005.

SECTION I:	EXPENSES	
	Trustee meeting fees	\$2,000.00
	Attorney fees and expenses	5,000.00
	Debt service (33,283.72 – SRF loan)	65,783.68
	Equipment acquisition	5,000.00
	System operation & maintenance	28,000.00
	Office supplies	1,000.00
	Postage/mailing	700.00
	Mileage and transportation	150.00
	Lodging and meals	100.00
	Audit expense	10,000.00
	Wages (full-time Clerk: \$9.00/hr)	15,000.00
	Payroll taxes	1,600.00
	Electricity	3,000.00
	Legal Notice publication expense	450.00
	Insurance	2,200.00
	Miscellaneous expense	500.00
	Contingency	1,000.00
	Bond reserve fund	8,400.00
	Construction expense	12,000.00
	System maintenance replacement expense	9,018.17
	TOTAL	\$170,901.85

SECTION II.	RECEIPTS	
	Debt Service payments	94,641.60
	Connection fees	2,566.25
	Monthly service fees	54,319.00
	Electricity fees	1,468.00
	Late fees	1,672.00
	General property tax levy	16,235.00
	TOTAL	\$170,901.85

SECTION III.: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

General Fund	\$16,235.00
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TOTAL LEVY

\$16,235.00

Passed First Reading 09/02/04

Passed Second Reading 9/14/04

Published 9/30/04

ATTEST:

Kathy Wahl, Clerk

Tom Aman
President, Board of Trustees

ORDINANCE NO. 05-1

2006 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2006.

SECTION I: EXPENSES

Trustee meeting fees	\$2,000.00
Attorney fees and expenses	5,000.00
Debt service (RUS Loan)	32,499.96
Equipment acquisition	5,000.00
System operation & maintenance	28,000.00
Office supplies	1,000.00
Postage/mailing	700.00
Mileage and transportation	150.00
Lodging and meals	100.00
Audit expense	10,000.00
Wages (full-time Clerk: \$9.00/hr)	15,000.00
Payroll taxes	1,600.00
Electricity	3,000.00
Legal Notice publication expense	450.00
Insurance	2,200.00
Miscellaneous expense	500.00
Contingency	1,000.00
Bond reserve fund	8,400.00
Construction expense	12,000.00
System maintenance replacement expense	9,018.17
Depreciation	28,388.66
TOTAL	\$166,006.79

SECTION II. RECEIPTS

Debt Service payments	78,000.00
Connection fees	5,000.00
Monthly service fees	62,359.00
Electricity fees	1,438.00
Late fees	2,049.00
General property tax levy	17,160.79
TOTAL	\$166,006.79

SECTION III.: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

General Fund \$17,160.79

TOTAL LEVY

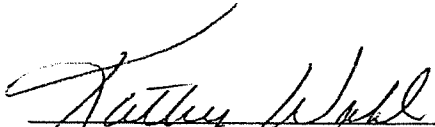
\$17,160.79

Passed First Reading ___ 09/01/05 ___


Passed Second Reading 9/22/05

Published _____

ATTEST:



Kathy Wahl, Clerk



Tom Aman
President, Board of Trustees

ORDINANCE NO. 06-1

2007 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2007.

SECTION 1:	EXPENSES	
	Trustee meeting fees	\$2,000.00
	Attorney fees and expenses	5,000.00
	Debt service (RUS Loan)	32,499.96
	Equipment acquisition	4,000.00
	System operation & maintenance	30,000.00
	Office supplies	1,000.00
	Postage/mailing	700.00
	Audit expense	5500.00
	Office Manager (monthly)	450.00
	Wages (FT Account./ Clerk)	18,000.00
	Payroll taxes	1,600.00
	Electricity	3,500.00
	Legal Notice publication expense	300.00
	Insurance	2,200.00
	Bond reserve fund	8,400.00
	System maintenance replacement expense	5,000.00
	Depreciation	36,615.45
	TOTAL	\$161,715.41

SECTION II.	RECEIPTS	
	Debt Service payments	53,514.68
	Connection fees	8,000.00
	Monthly service fees	67,224.80
	Electricity fees	1,466.00
	Late fees	1,170.00
	General property tax levy	19,259.93
	Septic tank replacement fee	11,080.00
	TOTAL	\$161,715.41

SECTION III.: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

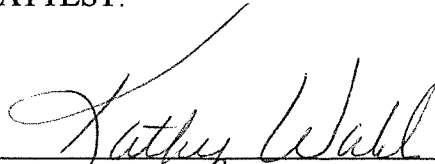
General Fund	\$19,259.93
TOTAL LEVY	\$19,259.93

Passed First Reading 8/10/06

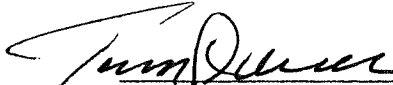
Passed Second Reading 9/14/06

Published _____

ATTEST:



Kathy Wahl, Clerk



Tom Aman
President, Board of Trustees

ORDINANCE NO. 07-1

2008 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2008.

SECTION I:	EXPENSES	
	Trustee meeting fees	\$2,000.00
	Attorney fees and expenses	5,000.00
	Debt service (RUS Loan)	32,499.96
	Equipment acquisition	4,000.00
	System operation & maintenance	50,000.00
	Office supplies	250.00
	Postage/mailing	500.00
	Audit expense	8,000.00
	Office Rent	5,400.00
	Wages (FT Clerk)	16,000.00
	Payroll taxes	500.00
	Electricity	4,000.00
	Legal Notice publication expense	300.00
	Insurance	3,500.00
	System maintenance replacement expense	5,000.00
	Depreciation	<u>53,076.42</u>
	TOTAL	\$190,026.38

SECTION II:	RECEIPTS	
	Debt Service payments	\$71,006.63
	Connection fees	6,500.00
	Monthly service fees	71,492.50
	Electricity fees	1,455.00
	Late fees	2,370.00
	Maintenance Fees	4,094.75
	General property tax levy	21,700.00
	Septic tank replacement fee	<u>11,407.50</u>
	TOTAL	\$190,026.38

SECTION III: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.


General Fund	<u>\$21,700.00</u>
TOTAL LEVY	\$21,700.00

Passed First Reading 9/13/07

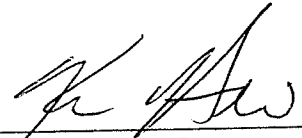
Passed Second Reading 9/27/07

Published _____

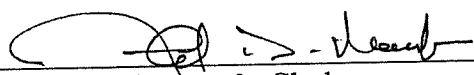
ATTEST:



Al Merkel, Trustee



Ken Hier, Trustee



Jeff Moench, Clerk

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 07-2

AN ORDINANCE AMENDING APPENDIX B RATE SCHEDULE OF ORDINANCE 97-2 INCREASING THE MONTHLY RATE SCHEDULE TO \$40.00 FOR RESIDENTIAL USERS AND \$75.00 FOR COMMERCIAL USERS.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

APPENDIX B

RATE SCHEDULE

Residential users are considered to be one class of user and are assessed a charge of \$40.00 per month. (Effective February 1, 2008)

Commercial users with flows no greater than the average residential user's flow of 7,000 gallons per month and with BOD and TSS no greater than the average residential user's strength of 200 ppm BOD and 240 ppm TSS will pay the same charge of \$40.00 per month as the average residential user.

Commercial users with volumes greater than the average residential user will be assessed a charge of \$75.00 per month.

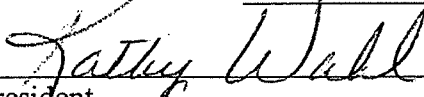
Any commercial user with BOD and TSS greater than the average residential user with BOD and TSS greater than the average residential user's strength of 200 ppm BOD and 240 ppm TSS will pay a surcharge in accordance with the rates shown in the surcharge rate schedule.

FIRST READING 12/13/07

SECOND READING 12/19/07

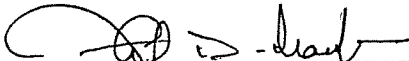
PUBLISHED _____

EFFECTIVE DATE _____



President

ATTEST:



Clerk (SEAL)

ORDINANCE NO. 08-1

2009 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2009.

SECTION I:	EXPENSES	
	Trustee meeting fees	\$2,000.00
	Attorney fees and expenses	6,500.00
	Equipment acquisition	9,000.00
	System operation & maintenance	50,000.00
	Office supplies	1,000.00
	Postage/mailing	700.00
	Audit expense	6,500.00
	Office Manager (monthly)	5,400.00
	Wages (FT Account./ Clerk)	22,000.00
	Payroll taxes	1,600.00
	Electricity	4,200.00
	Legal Notice publication expense	300.00
	Insurance	2,600.00
	Bond reserve fund	8,400.00
	System maintenance replacement expense	19,117.00
	Depreciation	40,426.90
	TOTAL	\$179,743.90

SECTION II.	RECEIPTS	
	Debt Service payments	49,448.53
	Connection fees	9,000.00
	Monthly service fees	77,722.50
	Electricity fees	1,456.00
	Late fees	2,070.00
	General property tax levy	21,579.37
	Septic tank replacement fee	11,592.50
	Maintenance fees	6,875.00
	TOTAL	\$179,743.90

SECTION III: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

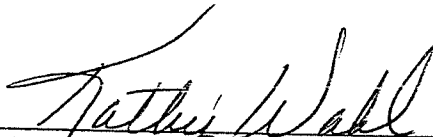
General Fund	\$22,462.00
TOTAL LEVY	\$22,462.00

Passed First Reading 8/14/08

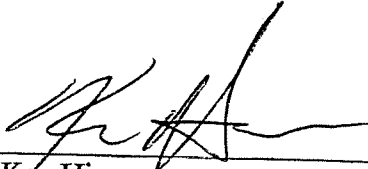
Passed Second Reading 8/25/08

Published _____

ATTEST:



Kathy Wahl, Clerk



Ken Hier
President, Board of Trustees

McNeary & McNeary, L.L.P.

ATTORNEYS AT LAW

505 S. Washington · P.O. Box 208
Aberdeen, South Dakota 57402-0208

JERALD M. MCNEARY
MARK W. MCNEARY

Telephone
(605) 225-9203
FAX
(605) 225-9113

August 28, 2007

Via Hand Delivery

Aberdeen American News
Attn: Legal Notices
124 S. Second Street
Aberdeen, SD 57401

In Re: Richmond Lake Sanitary District – 2009 Annual Appropriation Ordinance

Dear Sir:

Enclosed for publication in the legal notices section of the paper is Ordinance No. 08-1, 2009 Annual Appropriation Ordinance for the Richmond Lake Sanitary District. Please publish this ordinance one time as soon as possible.

Please send me the Affidavit of Publication after the publication. If you have any questions, please contact me.

Yours truly,

MCNEARY & MCNEARY, L.L.P.

Jerald M. McNeary

JMM/alm

Enclosure

Cc w/encl: Ms. Maxine Taylor
Ms. Kathy Wahl
Mr. Jeff Moench ✓

RICHMOND LAKE SANITARY DISTRICT
127395 West Bridge Road
Aberdeen, South Dakota 57401
TELEPHONE (605) 229-4477

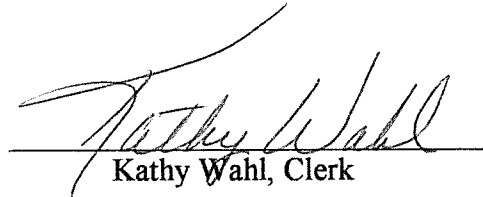
Ken Hier, President
Kathy Wahl, Trustee
Bill Kreisel, Trustee

Jeff Moench
Clerk
(605) 229-4477
Fax: (605) 229-2967

CERTIFICATION OF UNPAID CHARGES FOR
RICHMOND LAKE SANITARY DISTRICT

COMES NOW, Kathy Wahl, the duly appointed Clerk of Richmond Lake Sanitary District, Brown County, South Dakota, pursuant to SDCL 34A-5-40 hereby certifies to the Brown County Auditor that the charges for Debt Service fees within the Richmond Lake Sanitary District set forth on Exhibit A attached hereto are due and unpaid as of September 1, 2008.

Dated this 1st day of September, 2008


Kathy Wahl, Clerk

Name of Owner	Legal Description	Total Due
Welk, Bill	Palmer's Richmond Resort Lot 1	\$2,093.20
Mohr, Dana & Robin	Dewalds & Hoffman's 2 nd Richmond Lake Sub., Lots 22 & 23	\$874.09
Murray, David & Lidwina	Raetzman's Richmond Lake Sub. Lot 48	\$1,298.16

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 08- 02

AN ORDINANCE EXEMPTING OWNERS OF RESIDENTIAL PROPERTY FROM HAVING TO PAY TWO FEES IF THEY HAVE A SECONDARY STRUCTURE ON THEIR PROPERTY WHICH CONTAINS SLEEPING QUARTERS.

WHEREAS, "Residential Users" are defined in Ordinance No. 96-1 and Ordinance No. 96-3 as owners of single family dwellings, individual condominium units or individual mobile home units, whether seasonal or year round; and

WHEREAS, the Board wishes to define the term "single family dwelling" to include the primary residence and a secondary structure containing sleeping quarters; and

WHEREAS, the Board desires to exempt the owner of a single family dwelling from having to pay two users fees and two Septic Tank Replacement Fund fees;

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

SECTION I
DEFINITIONS

Single Family Dwellings as used in the Richmond Lake Sanitary District Ordinances shall be defined as a primary residence for a single family and may include a secondary structure containing sleeping quarters which is used on a seasonal or part-time basis by guests of the owner. The secondary structure must be owned by the same owner as the primary residence, be located on the same Home Site as the primary residence, be connected to the same septic tank as the primary residence, and may not be leased or otherwise used to produce income.

SECTION II
PURPOSE

The purpose of this Ordinance is to exempt owners of residential property from having to pay two user fees and two Septic Tank Replacement Fund fees if they have a secondary structure containing sleeping quarters as herein defined on their property.

ORDINANCE NO. 09-1

2010 ANNUAL APPROPRIATION ORDINANCE

BE IT ORDAINED BY THE RICHMOND LAKE SANITARY DISTRICT, that the following sums are hereby appropriated to meet the obligations of the District for the fiscal year commencing January 1, 2010.

SECTION I:	EXPENSES	
	Trustee meeting fees	\$2,200.00
	Attorney fees and expenses	15,000.00
	Equipment acquisition	4,000.00
	System operation & maintenance	55,000.00
	Office supplies	500.00
	Postage/mailing	500.00
	Audit expense	12,000.00
	Office rent	5,400.00
	Wages (FT Clerk & Bookkeeper)	15,000.00
	Payroll taxes	1,000.00
	Electricity	4,200.00
	Legal Notice publication expense	500.00
	System maintenance replacement expense	34,229.50
	Depreciation	40,000.00
	TOTAL	\$189,529.50

SECTION II:	RECEIPTS	
	Debt Service payments	51,126.10
	Connection fees	3,000.00
	Monthly Service fees	94,024.90
	Electricity fees	1,464.00
	Late fees	1,690.00
	General property tax levy	22,462.00
	Septic tank replacement fee	11,762.50
	Maintenance fees	4,000.00
	TOTAL	\$189,529.50

SECTION III: The Clerk is hereby directed and authorized to certify said tax levy to the County Auditor of the County of Brown, State of South Dakota, to the end that the same be spread and assessed as provided by law.

General Fund	\$24,000.00
TOTAL LEVY	\$24,000.00

Passed First Reading 8/6/09

Passed Second Reading _____

Published _____

ATTEST:

Ken Hier, President/Trustee

Bill Kriesel, Trustee

Kathy Wahl, Clerk

RICHMOND LAKE SANITARY DISTRICT

ORDINANCE NO. 09-2

AN ORDINANCE ESTABLISHING THE AMOUNT AND A TIME FOR THE PAYMENT OF CONNECTION FEES AND OTHER COSTS AND EXPENSES RESULTING FROM CONNECTION TO THE SANITARY DISTRICT.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE RICHMOND LAKE SANITARY DISTRICT, BROWN COUNTY, SOUTH DAKOTA, AS FOLLOWS:

SECTION I PAYMENT OF CONNECTION FEES

All property owners connecting to the Richmond Lake Sanitary District after January 1, 2010 shall pay a Connection Fee in the amount of \$3,000.00 unless the property owner paid the previous Connection Fee prior to January 1, 2010. The Connection Fee shall be paid a minimum of 15 days prior to connection.

SECTION II PAYMENT OF OTHER COSTS AND EXPENSES

In addition to a connection fee, the property owner shall pay to the Richmond Lake Sanitary District all costs and expenses incurred resulting from connection to the Sanitary District which shall include an amount to be determined by the Board of Trustees from time to time by Resolution for materials and services provided by the District. The amount set by Resolution shall be paid a minimum of 15 days prior to connection.

SECTION III UNPAID FEES AND PAYMENTS CONSIDERED DELINQUENT

All connection fees and other payments remaining unpaid when due shall be considered delinquent and shall be certified to the County Auditor in accordance with SDCL 34A-5-40.

SECTION IV VALIDITY AND REPEALER

- A. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

- B. The invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

FIRST READING September 10, 2009

SECOND READING October 15, 2009

PUBLISHED _____

EFFECTIVE DATE _____

/s/ Ken Hier
President

ATTEST:

/s/ Kathy Wahl
Clerk (SEAL)

SECTION III
VALIDITY

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

SECTION IV
ORDINANCE IN FORCE

This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.

FIRST READING _____

SECOND READING _____

PUBLISHED _____

EFFECTIVE DATE _____

President

ATTEST:

Clerk (SEAL)

**RESOLUTION NO. 10-1
RICHMOND LAKE SANITARY DISTRICT**

**RESOLUTION OF INTENTION TO ANNEX TERRITORY
INTO THE DISTRICT AND TO EXCLUDE TERRITORY FROM
THE DISTRICT AND NOTICE OF HEARING**

WHEREAS, it has been determined by the Board of Trustees of the Richmond Lake Sanitary District that it would be in the public interest to annex territory into the District and to exclude territory from the District;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Richmond Lake Sanitary District declares its intention to annex territory lying adjacent to the District and to exclude territory as follows:

1. That the following described territory all of which is in Brown County, South Dakota be included in the Richmond Lake Sanitary District:

WEST BRIDGE AREA:

KEATTS THIRD SUBDIVISION IN THE NE1/4 OF SECTION 22-T124N-R65W (LOTS 1-6)

KEATTS FOURTH SUBDIVISION IN THE W1/2 OF THE NW1/4 OF SECTION 23-T124N-R65W (LOTS 1-6)

KEATTS FIFTH SUBDIVISION IN THE W1/2 OF THE NW1/4 OF SECTION 23-T124N-R65W (LOTS 1-11)

PRAIRIE LAKE SECOND SUBDIVISION IN E1/2 W1/2 SEC. 23-T124N-R65W (LOTS 1 & 2)

THE ENTIRE WIDTH OF ALL ROADWAY RIGHT-OF-WAYS ADJACENT TO THE RICHMOND LAKE SANITARY DISTRICT.

WEST SHORE DRIVE AREA:

DEWALD & HOFFMAN'S FIRST RICHMOND LAKE SUBDIVISION (LOTS 8-12)

LOT 15A AND 16A DEWALD & HOFFMAN'S SECOND RICHMOND LAKE SUBDIVISION IN DEWALD'S OUTLOT A IN THE E1/2 OF SECTION 14, T124N-R65W

FISHER RICHMOND LAKE ESTATES IN THE NE1/4 SECTION 23-T124N-R65W (LOTS 1-9)

FISCHER RICHMOND LAKE ESTATES 2ND SUBDIVISION IN THE NE1/4 SECTION 23-T124N-R65W (LOTS 5A & 5B)

BROCK FISCHER FIRST RICHMOND LAKE ADDITION IN THE NE1/4 SECTION 23-T124N-R65W (LOTS 1 & 2)

THE ENTIRE WIDTH OF ALL ROADWAY RIGHT-OF-WAYS ADJACENT TO THE RICHMOND LAKE SANITARY DISTRICT.

EAST SHORE DRIVE AREA:

WAMPLER-MELCHER FIRST SUBDIVISION IN N1/2 SEC. 13-T124N-R65W (LOT 1)

WAMPLER RICHMOND LAKE SUBDIVISION IN N1/2 SEC. 13-T124N-R65W (LOT 1)

PATTERSON ADDITION IN THE NW1/4 OF SEC. 13, T.124N., R.65W. (A REPLAT OF LOTS 21, 22 AND 23 RAETZMAN'S RICHMOND LAKE SUBDIVISION) (LOTS 1 & 2)

LOT 1A OF LOT 1 OF BIEGLER RICHMOND LAKE SECOND SUBDIVISION IN THE SW1/4 OF SECTION 13-T124N-R65W

LOT 1B OF LOT 1 OF BIEGLER RICHMOND LAKE SECOND SUBDIVISION IN THE SW1/4 OF SECTION 13-T124N-R65W

LOT 1C OF LOT 1 OF BIEGLER RICHMOND LAKE SECOND SUBDIVISION IN THE SW1/4 OF SECTION 13-T124N-R65W

BIEGLER RICHMOND LAKE SECOND SUBDIVISION IN THE SW1/4 OF SECTION 13-T124N-R65W (LOTS 3, 4 & 5)

BIEGLER LOT 1 IN THE SE1/4 OF SECTION 14-T124N-R65W

THE ENTIRE WIDTH OF ALL ROADWAY RIGHT-OF-WAYS ADJACENT TO THE RICHMOND LAKE SANITARY DISTRICT.

NORTH SHORE DRIVE AREA:

HEINTZMAN ADDITION IN THE SE1/4 OF SEC. 24, T.124N., R.65 W. (LOTS 1 & 2)

BADGER'S SUBDIVISION IN THE SE1/4 OF SECTION 24, T124N, R65W) LOTS 1 & 2)

HELM REPLAT OF LOTS 5 THRU 10 OF SCHAUNAMAN'S REPLAT OF LOTS 53-70 OF MILLER'S RICHMOND LAKE SUBDIVISION IN THE SE1/4 OF SEC. 24, T.124N., R.65W. (LOTS 1-3)

RICH & PENNY BIEGLER'S SECOND SUBDIVISION TO RICHMOND LAKE IN THE SW1/4 OF SECTION 19 T124N-R64W (LOTS 1A & 2A)

SCHAUNAMAN'S OUTLOT 3 IN THE SE1/4 OF SEC.24, T.124N., R.65W.

WEST 250 FEET EXCEPT THE NORTH 200 FEET OF SW1/4 OF SECTION 19, T124N-R64W (FROHLING)

MACK'S REPLAT OF LOT 77 MILLER'S RICHMOND LAKE SUBDIVISION (LOTS 1 & 2)

THE ENTIRE WIDTH OF ALL ROADWAY RIGHT-OF-WAYS ADJACENT TO THE RICHMOND LAKE SANITARY DISTRICT.

SOUTH SHORE DRIVE AREA:

PALMER'S RICHMOND RESORT SUBDIVISION (BEING A SUBDIVISION OF OUTLOT 1 OF RICHMOND RESORT OUTLOTS 1 AND 2) IN NW1/4 SEC.30-T124N-R64W AND IN NE1/4 SEC. 25-T124N-R65W (LOTS 1 & 2)

REPLAT OF LOT 7 IN LUTGEN'S & DAVIS RICHMOND LAKE DEVELOPMENT LOCATED IN THE NE1/4 OF SECTION 25, T124N, R65W (LOTS 7A & 7b)

MATHEWS ADDITION IN THE NE1/4 SECTION 25, T124N, R65W (LOTS 1 & 2)

BERRY-DAVIS ADDITION, A REPLAT OF LOTS 34 AND 35, LUTGEN & DAVIS RICHMOND LAKE DEVELOPMENT (LOTS 1 & 2)

RYCKMAN ADDITION IN THE NORTHEAST ¼ OF SECTION 25-T124N-R65W

LOT 2 EXCEPT LOTS 2A, 2B & 2C OF SCHAEFFER RICHMOND LAKE SUBDIVISION IN THE NW1/4 OF SECTION 25-T124N-R65W

THE ENTIRE WIDTH OF ALL ROADWAY RIGHT-OF-WAYS ADJACENT TO THE RICHMOND LAKE SANITARY DISTRICT.

2. That the following described territory all of which is in Brown County, South Dakota be excluded from the Richmond Lake Sanitary District:

WEST SHORE DRIVE AREA:

THE EAST 300' OF THE UNPLATTED PORTION OF THE NW ¼ OF 13-124-65 LYING WEST OF KIRCHGESLER OL RICHMOND LAKE

THAT PORTION OF UNPLATTED PROPERTY IMMEDIATELY NORTH OF HOFFMAN'S THIRD RICHMOND LAKE SUBDIVISION BETWEEN RICHMOND LAKE AND THE EXTENSION OF THE WEST RIGHT-OF-WAY LINE (TO THE NORTHEAST) OF THE PRIVATE ROADWAY IN HOFFMAN'S THIRD RICHMOND LAKE SUBDIVISION TO THE EAST SECTION LINE OF 14-124-65

THE SOUTH 300' OF THAT PORTION OF THE E ½ OF THE NW ¼ OF 23-124-65 LYING NORTH OF RICHMOND LAKE AND THE SOUTH 300' OF THAT PORTION OF THE SW ¼ OF 23-124-65 LYING NORTH OF RICHMOND LAKE

THE SOUTH 300' OF THAT PORTION OF THE W ½ OF THE NW ¼ OF 23-124-65 LYING NORTH OF RICHMOND LAKE

EAST SHORE DRIVE AREA:

THAT PORTION OF THE SE ¼ OF 14-124-65 LYING EAST OF RICHMOND LAKE

THE WEST 300' OF THE SW ¼ OF 13-124-65 MINUS THE UNPLATTED PROPERTY

NORTH SHORE DRIVE AREA:

SCHAUNAMAN'S OUTLOTS 1 & 2 SE ¼ OF 24-124-65

SCHAUNAMAN'S OUTLOTS 1, 2 & 3 IN SW ¼ OF 19-124-65

SOUTH SIDE OF LAKE:

(10.7 ACRES CONSISTING OF N300' OF) N 40 ROD NW 30-124-64 EX N 258' OF W 253' HWY

THAT PORTION OF UNPLATTED PROPERTY LYING 300' SOUTH OF RICHMOND LAKE THAT IS WEST OF AND CONTIGUOUS TO LUTGEN'S SOUTHSHORE ADDITION IN THE NW ¼ OF 25-124-65

IT IS FURTHER RESOLVED that the Board of Trustees shall meet on the 16th day of September, 2010 at 6:00 o'clock P.M. in the east half of the Community Room in the basement of the Brown County Courthouse Annex, 25 Market Street, Aberdeen, South Dakota, to consider the adoption of a Resolution annexing territory into the District and excluding territory from the District.

DATED this 19th day of August, 2010.

RICHMOND LAKE SANITARY DISTRICT

/s/ Ken Hier
Ken Hier, President
Board of Trustees

ATTEST:

/s/ Kathy Wahl
Clerk – Kathy Wahl

(SEAL)