

ORDINANCE NUMBER NO. 006-91

AN ORDINANCE MODIFYING AND AMENDING THE FEES, CHARGES, AND RATES FOR WATER AND SEWER SERVICES; PROVIDING FOR IN-CITY AND OUT-OF-CITY RATES, FEES, AND CHARGES; PROVIDING A FINAL PAYMENT DATE FOR MONTHLY BILLINGS; PROVIDING FOR DISCONNECTION OF SERVICE; PROVIDING A REINSTATEMENT CHARGE; PROVIDING FOR SECURITY DEPOSIT.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DE LEON, TEXAS, THAT:

SECTION ONE - WATER RATES

The following rates are hereby established and shall be collected for water service furnished by the City from the facilities of the City water system:

(a) Residential Rates

The residential rate shall be charged and applied to each single family residence, each separate unit of a duplex or apartment, and each mobile home, used and occupied solely for residential purposes by one or more persons ("residential unit"). The residential rate shall not apply to boarding houses, hotels, motels, and similar establishments.

(1) Residential Rates Inside City

The following fees and charges are hereby established for each separate residential unit within the limits of the City of De Leon: a CUSTOMER CHARGE of \$11.20 per month, which charge shall include the first 3,000 gallons of water consumption each month. A CONSUMPTION CHARGE of \$3.00 per thousand gallons for each 1,000 gallons, or part thereof, in excess of 3,000 gallons per month.

(2) Residential Rates Outside City

A CUSTOMER CHARGE of \$16.80 per month which charge shall include the first 3,000 gallons of water consumption each month. A CONSUMPTION CHARGE of \$4.50 per 1,000 gallons, or part thereof, in excess of 3,000 gallons of water consumption each month.

(b) Water Rates for Commercial Establishments

The following rates shall be charged to each business, commercial or industrial customer of the City ("the commercial account"). The commercial rate shall be applicable to all customers, users and accounts other than residential units as hereinabove defined and shall be applicable to each business establishment including hotels, motels and boarding houses.

(1) Commercial In-City Rates

The CUSTOMER CHARGE for each commercial account receiving service within the limits of the City of De Leon shall be \$13.04 per month, which fee shall include the first 3,000 gallons of water consumption each month. The CONSUMPTION CHARGE shall be \$3.42 per 1,000 gallons, or part thereof, in excess of 3,000 gallons of water consumption per month.

(2) Outside City Commercial Rates

The CUSTOMER CHARGE for each commercial account receiving water service outside the corporate limits of the City of De Leon shall be \$19.95 per month, which amount shall include the first 3,000 gallons of water consumed each month. The CONSUMPTION CHARGE shall be \$5.33 per month for each 1,000 gallons, or part thereof, in excess of the first 3,000 gallons of water consumed each month.

SECTION TWO - SEWER RATES

The following rates are prescribed for service by the sanitary sewer system of the City for the users thereof within and without the corporate limits of the City:

(a) Annually during the month of September, and based upon the months of February, March and April, the City shall compute the average water bill for each water customer of the City, (hereinafter referred to as "the monthly average").

(b) Inside City Sewer Rates

(1) For customers located and situated within the corporate limits of the City, the monthly sanitary sewer service rate shall be \$7.00 for customers not receiving water service from the City. The

sanitary sewer service rate for customers receiving water service from the City shall be \$5.21 per month plus an amount equal to 10% of the monthly average.

- (2) The rates for sanitary sewer service outside the corporate limits of the City shall be \$9.45 per month for customers who do not receive water service from the City; and \$7.82, plus an amount equal to 10% of the monthly average, for customers who receive water service from the City.

SECTION THREE - FINAL PAYMENT DATE

Accounts for water and/or sewer service shall be finally due and payable on or before the 20th day of each month, or in the event the 20th is a Saturday, Sunday, or a legal holiday on the next business day.

SECTION FOUR - DISCONNECTION

Upon a utility customer's failure to pay a utility account when finally due, the customer's water service shall be disconnected the first business day after the final due date.

SECTION FIVE - REINSTATEMENT

A \$25.00 fee shall be charged to reconnect water service and reinstate a utility account after disconnection. The amount due plus the \$25.00 fee shall be made in the office of the water department prior to restoring service.

SECTION SIX - SECURITY DEPOSIT

New customers of the water and/or sewer utilities shall be required to make security deposit in the amount of \$60.00. Further, in the event any utility customer's service is disconnected for late payment, the City will require a security deposit prior to reinstatement and reconnection of utility services. Security deposits shall remain with the City until termination of services. Security deposits shall be refunded upon termination of services, or in event a balance is due, applied against the final bill for services. The City will not pay interest on security deposits. Included are all deposits now on record with the City.

An additional deposit for BFI trash disposal services shall be required. The deposit will be \$15.00 for residential customers and \$20.00 or \$55.00 per dumpster for business customers.

SECTION SEVEN - REQUEST FOR NEW WATER METER

All customers requesting new water meters will be required to pay a \$30.00 (per meter) connection fee. This fee will be refunded if the existing meter is found to be faulty (reading more water than actually used).

SECTION EIGHT - SEVERABILITY

Should any phrase, clause, sentence, paragraph or section of this Ordinance be declared unconstitutional or invalid by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance.

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

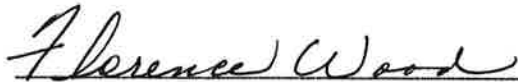
READ AND APPROVED on first reading this the 22nd day of October, 1991.

READ, APPROVED AND ADOPTED on second reading this the 12th day of November, 1991.



Kent Boswell, Mayor
City of De Leon, Texas

ATTEST:



Florence Wood, City Secretary
City of De Leon, Texas