

ORDINANCE NO. 1211

AN ORDINANCE PROVIDING THAT THE CITY WILL HOLD THE ANNUAL “WINTER AVERAGE” FOR SETTING SEWER SERVICE FEES AND CHARGES IN 2021 AT THE CURRENT RATES AND WILL NOT ADJUST RATES BASED ON THE 2021 “WINTER AVERAGE” AND DECLARING AN EMERGENCY.

AN EMERGENCY ORDINANCE

WHEREAS Section 13.04.060 of the Warr Acres City Code provides that sewer service fees and charges will be adjusted annually based on the customer’s “Winter Average” for water usage; and

WHEREAS the Oklahoma County metropolitan area experienced a significant winter storm which has caused many water customers to experience wide fluctuations in their water usage which is not representative of the actual water usage; and

WHEREAS the City’s use of the “Winter Average” in setting said raise would not be accomplished by updating the rates using the new “Winter Average” as provided for in 13.04.060; and

WHEREAS the City Council finds it in the best interest of the City to suspend use of the “Winter Average” for this year and this year only.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WARR ACRES, OKLAHOMA, THAT:

**SECTION I.** For the purpose of setting sewer service fees and charges by way of Section 13.04.060 of the City Code, the “Winter Average” which will be used will be the “Winter Average” as it was calculated previously in 2020 and will not be updated for this one year only. The Council hereby adopts this temporary freeze by ordinance to authorize staff to proceed accordingly but is not amending Section 13.04.060. The provisions of Section 13.04.060 will remain in place and will be utilized in 2022 and beyond (unless amended by separate Council action) to set said fees and charges. As such, this ordinance will be maintained in the City Clerks Office and published on the City’s online codification website but will not be codified as an amendment to Section 13.04.060.

**SECTION II. EMERGENCY.** Whereas, it being immediately necessary for the preservation of the peace, health, welfare and safety of the City of Warr Acres, Oklahoma and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect and be in full force and effect from and after its passage as provided by law.

**ADOPTED AND PASSED** by the Council of the City of Warr Acres, Oklahoma after a public hearing thereon and in compliance with the Oklahoma Open Meeting Act on this 23<sup>rd</sup> day of February, 2021.

---

MAYOR

ATTEST:

---

CITY CLERK

APPROVED as to form this 23<sup>rd</sup> day of February, 2021.

---

CITY ATTORNEY