

ORDINANCE NO. 71B

AN ORDINANCE ESTABLISHING AND PROVIDING RATES FOR SERVICE OF THE WATERWORKS AND SANITARY SEWER SYSTEM OF THE CITY OF WALLIS, TEXAS; PROVIDING FOR THE PAYMENT THEREOF; ESTABLISHING AND PROVIDING FOR FEES FOR CONNECTION TO SAID SYSTEM; REPEALING PROCEEDINGS IN CONFLICT OR INCONSISTENT WITH THIS ORDINANCE; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

WHEREAS, THE CITY OF WALLIS, TEXAS enacted Ordinance No. 71A on the 8th day of May, 1997, establishing and providing rates for service of the waterworks and sanitary sewer system of the City of Wallis, Texas; providing for the payment thereof; establishing and providing for fees for connection to said system; repealing proceedings in conflict or inconsistent with this ordinance; and containing other provisions relating to the subject, and;

WHEREAS, the City Council has determined that said Ordinance No. 71A should, in the interest of the public, be repealed in its entirety and this Ordinance No. 71B should be substituted in its place.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WALLIS, TEXAS:

ARTICLE 1: REPEAL OF ORDINANCE NO. 71A

Ordinance No. 71A is hereby repealed.

ARTICLE 2: MONTHLY CHARGES FOR WATERWORKS AND SANITARY SEWER SYSTEM SERVICE OF THE CITY OF WALLIS

SECTION 1: APPLICABILITY

Charges for water and sewer services as set forth in this Ordinance shall be assessed where said services are available.

SECTION 2: WATER

- (a) There shall be a minimum charge of \$8.00 for consumption between 0 and 3000 gallons during any billing cycle.
- (b) There shall be an additional charge of \$2.25 for consumption of each 1000 gallons in excess of 3000 gallons during any billing cycle.
- (c) Multi-family establishments, including, but not limited to, apartments and mobile

home parks, and multi-separate units or buildings with one meter shall be assessed a minimum charge which shall be calculated by multiplying the number of units and/or buildings times the charge as provided in subsection (a), above. In addition to said minimum charge, there shall be an additional charge calculated at the rate provided in subsection (b), above, for consumption in excess of 3000 gallons times the number of units and/or buildings for which a minimum charge is assessed.

(d) For services outside the corporate limits of the City of Wallis, the charges shall be twice those as set forth in subsections (a), (b) and (c), above.

SECTION 3: SEWER

(a) Except as hereinafter set forth, charges for sewer services shall be assessed based upon water consumption, regardless of whether the premises are used for residential, business or other purposes.

(b) There shall be a minimum charge of \$8.05 for consumption between 0 and 4000 gallons of water consumption during any billing cycle.

(c) There shall be an additional charge of \$1.15 for consumption of each 1000 gallons of water in excess of 4000 gallons during any billing cycle.

(d) Multi-family establishments, including, but not limited to, apartments and mobile home parks, and multi-separate units or buildings with one meter shall be assessed a minimum charge which shall be calculated by multiplying the number of units and/or buildings times the charge as provided in subsection (b), above. In addition to said minimum charge, there shall be an additional charge calculated at the rate provided in subsection (c), above, for consumption in excess of 4000 gallons times the number of units and/or buildings for which a minimum charge is assessed.

SECTION 4: WATER AND SEWER SYSTEM IMPROVEMENT FEE

To each monthly bill, there shall be an additional City water and sewer system improvement fee equal to fifteen percent of the charges assessed pursuant to Sections 2 and 3 of this Article.

SECTION 5: BULK WATER

Water may be purchased in bulk, either by truck or trailer loads, by any person from the City at a price of \$10.00 per 1000 gallons.

SECTION 6: BILLS FOR SERVICES, WHEN DUE, PENALTIES FOR LATE PAYMENT, DELINQUENT ACCOUNTS, RECONNECT FEES

- (a) Bills for water and sewer services shall become due and payable at the Wallis City Hall on the first day of each month following the month of service.
- (b) A penalty of ten percent (10%) of the unpaid balance shall be assessed in the event payment is not received on or before the tenth day of the month following the month of service.
- (c) Bills, or any portion thereof, not paid by the twentieth day of the month following the month of service shall be considered delinquent. In the event a bill is considered delinquent, the City shall immediately cause water and sewer services to be disconnected.
- (d) An initial reconnect fee of \$15.00 shall be charged if services are disconnected for delinquency of a bill. For each subsequent reconnection, after a delinquency, that is requested within one year following a prior reconnection, after a delinquency, the reconnect fee shall be \$30.00.
- (e) In the event a subsequent reconnection is made, after a delinquency, that is requested within one year following a prior reconnection, after a delinquency, there shall be required an additional security deposit, in excess of the initial security deposit, in the same amount and on the same terms as set forth in Article 4, Section 2 of this Ordinance.

ARTICLE 3: CONNECTION FEES

SECTION 1: WATER

- (a) There shall be a charge of \$500.00 by the City for services rendered for connecting a 3/4 inch pipe to the City's primary water lines. This charge shall not include charges for boring beneath a roadway or other pavement or similar structure.
- (b) Charges for all other connection-related services not included in those in subsection (a), above, shall be assessed by the City Council on an individual basis.

SECTION 2: SEWER

- (a) There shall be a charge of \$750.00 by the City for services rendered for connecting a 4 inch pipe to the City's primary sewer lines. This charge shall not include charges for boring beneath a roadway or other pavement or similar structure.
- (b) Charges for all other connection-related services not included in those in subsection (a), above, shall be assessed by the City Council on an individual basis.

ARTICLE 4: APPLICATIONS FOR SERVICE, SECURITY DEPOSIT REQUIREMENT

SECTION 1: APPLICATIONS

Requests for water and sewer services must be made by application to the City.

SECTION 2: SECURITY DEPOSIT

- (a) A security deposit in the amount of \$100.00 must be paid prior to initial connection of water and sewer services. Upon the conditions set forth in Article 2, Section 6(e) of this Ordinance, an additional deposit shall be required.
- (b) If the applicant is the property owner, the deposit provided for in subsection (a), above, shall be retained and held by the City for a period of one-year to insure full payment of all water and sewer charges incurred. If the applicant is not the property owner, the deposit shall be retained and held by the City until such time as the applicant requests the water and sewer services to be discontinued.
- (c) Upon disconnection of water and sewer services, or, if applicable, the expiration of the one-year period set forth in subsection (b), above, the deposit, if any, then retained and held by the City shall first be applied and paid to the City for all amounts owed and unpaid for said water and sewer services. The amount of the deposit then remaining, shall be refunded to the applicant. The applicant shall remain liable to the extent said deposit is insufficient to pay all amounts owed and unpaid for water and sewer services.

ARTICLE 5: GENERAL PROVISIONS

SECTION 1: REPEAL OF PRIOR ORDINANCES AND RESOLUTIONS

All prior ordinances and resolutions that are in conflict or inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

SECTION 2: EXCEPTIONS AND VARIANCES

The City Council reserves the right, in its discretion, to grant exceptions from and variances to the provisions and requirements of this Ordinance upon application, including, but not limited to, exceptions to sewer charges for persons where sewer charges are not available.

SECTION 3: SEVERABILITY

If any section, part or provision of this ordinance is declared unconstitutional or

invalid, all other parts of this ordinance shall not be affected thereby and shall remain in full force and effect.

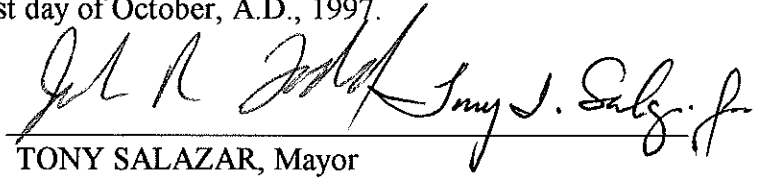
SECTION 4: PUBLISHING

This ordinance shall be published in its entirety in the Wallis News Review, the official weekly newspaper for the City of Wallis, Texas, at least once prior to the effective date of this ordinance.

SECTION 5: EFFECTIVE DATE

The effective date of this ordinance is November 1, 1997.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Wallis, Austin County, Texas on this the 21st day of October, A.D., 1997.


TONY SALAZAR, Mayor

ATTEST:


BARBARA GRIGAR, City Secretary