

ORDINANCE NO. 10-07

AN ORDINANCE ESTABLISHING RATES TO BE CHARGED FOR THE WATER AND SEWER SERVICE PROVIDED BY THE CITY OF NEWTON WITHIN THE CITY OF NEWTON AND SURROUNDING AREAS, PROVIDING WHEN BILLS SHALL BE DUE AND PAYABLE AND MAKING PROVISIONS CONCERNING PAYMENT; REPEALING OTHER ORDINANCES OR PARTS THEREOF WHICH MAY BE IN CONFLICT HEREWITH; PROVIDING THAT THE CITY OF NEWTON SHALL MAINTAIN COPIES OF ALL RATE SCHEDULES ON FILE AND AVAILABLE AT ITS PRINCIPAL OFFICE IN THE CITY; MAKING PROVISIONS FOR THE EFFECTIVE DATE OF THE ORDINANCE AND RATES THEREIN ESTABLISHED FROM AND AFTER THE PUBLICATION OF THE ORDINANCE OR ITS DESCRIPTIVE CAPTION IN THE NEWTON COUNTY NEWS.

ORDINANCE NO. 10-07

An ordinance repealing previous water and sewer rate ordinances of the City of Newton, Texas; and enacting rates to be charges for water delivered and sewer service to Consumers.

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

SECTION “1”

That existing water and sewer rates and rate ordinances of the City of Newton, Texas are Hereby in all things repealed and of no further force or effect.

SECTION “2”

That the following rates are established, subject to the terms and conditions hereof, as the Rates which shall be charged by the City of Newton, engaged in the business of furnishing and supplying water and sewer service to consumers thereof, for consumption within the corporate limits of the City, until such rates are changed by the order of the City Council, or as hereinafter provided and it shall be unlawful for the City of Newton to Charge any other rate or rates for service of the types hereinafter set forth.

SECTION “3”

RESIDENTIAL WATER SERVICE:

A. NET MONTHLY BILL – The monthly bill will be calculated as follows:

- (1) Customer Charge
\$19.00 – 2000 gallons minimum
- (2) Usage Charge
\$2.00 per 1000 gallons additional for next 23,000 gallons
\$2.20 for all usage over 25,000 gallons

SECTION “4”

RESIDENTIAL SEWER SERVICE:

A. NET MONTHLY BILL – The monthly bill will be calculated as follows:

- (1) Customer Charge
\$19.00 – 2000 gallons minimum
- (2) Usage Charge
\$2.00 per 1000 gallons additional for next 23,000 gallons
\$2.20 for all usage over 25,000 gallons

SECTION “5”

COMMERCIAL WATER SERVICE

A. NET MONTHLY BILL – The monthly bill will be calculated as follows:

- (1) Customer Service Charge
\$23.00 - 2000 gallons
- (2) Usage Charge
\$2.30 per 1000 gallons next 23,000 gallons usage, up to (25,000)
\$2.40 for the next 75,000 gallons usage, up to (100,000)
\$2.50 for the next 400,000 gallons usage up to (500,000)
\$2.70 for the next 500,000 gallons usage, up to (1,000,000)
\$2.90 for usage over 1,000,000

SECTION “6”

COMMERCIAL SEWER SERVICE

A. NET MONTHLY BILL – The monthly bill will be calculated as follows:

- (1) Customer Service Charge
\$23.00 - 2000 gallons
- (2) Usage Charge
\$2.30 per 1000 gallons next 23,000 gallons usage, up to (25,000)
\$2.40 for the next 75,000 gallons usage, up to (100,000)
\$2.50 for the next 400,000 gallons usage up to (500,000)
\$2.70 for the next 500,000 gallons usage, up to (1,000,000)
\$2.90 for usage over 1,000,000

SECTION "7"

RESIDENTIAL / COMMERCIAL WATER & SEWER RATES FOR CUSTOMERS WITHOUT CITY ELECTRIC SERVICE INCLUDING OUT OF CITY LIMITS:

Water or Water and Sewer Only:

Water:

(1) Customer Charge

\$26.00 - 2000 gallons

Usage Charge

\$2.30 per 1000 gallons next 23,000 gallons usage, up to (25,000)

\$2.40 for the next 75,000 gallons usage, up to (100,000)

\$2.50 for the next 400,000 gallons usage up to (500,000)

\$2.70 for the next 500,000 gallons usage, up to (1,000,000)

\$2.90 for usage over 1,000,000

Sewer:

(1) Customer Charge

\$26.00 - 2000 gallons

(2) Usage Charge

\$2.30 per 1000 gallons next 23,000 gallons usage, up to (25,000)

\$2.40 for the next 75,000 gallons usage, up to (100,000)

\$2.50 for the next 400,000 gallons usage up to (500,000)

\$2.70 for the next 500,000 gallons usage, up to (1,000,000)

\$2.90 for usage over 1,000,000

RESIDENTIAL WATER & SEWER RATES FOR CUSTOMERS WITH ELECTRIC SERVICE OUT OF CITY LIMITS:

Water and or Sewer and Electric:

Water:

(1) Customer Charge

\$22.00 – 2000 gallons minimum

(2) Usage Charge

\$2.10 per 1000 gallons additional for next 23,000 gallons

\$2.20 for all usage over 25,000 gallons

Sewer:

(1) Customer Charge

\$22.00 – 2000 gallons minimum

(2) Usage Charge

\$2.10 per 1000 gallons additional for next 23,000 gallons

\$2.20 for all usage over 25,000 gallons

COMMERCIAL WATER & SEWER RATES FOR CUSTOMERS WITH ELECTRIC SERVICE OUT OF CITY LIMITS IS THE SAME AS COMMERCIAL WITHIN THE CITY LIMITS:

SECTION “9”

MISCELLANEOUS WATER AND SEWER SERVICE CHARGES:

There will be miscellaneous charges for temporary service, restoration of service due to non payment of bill, and “Non-Sufficient Funds” check received from customer as Described in the “Policy & Procedure Manual”.

SECTION “10”

RULES AND REGULATIONS:

Water and sewer service hereunder is subject to the City’s rules and regulations for the sale of water and sewer service. Where service is not already available, customer shall enter into contractual agreement with the City for extension of service or for service not then being supplied at the location.

SECTION “11”

All ordinances or parts of ordinances in conflict herewith are repealed to the extent of the conflict only.

SECTION “12”

The City shall maintain on file at its principal office in this City in printed form copies of all established rates charged for water and sewer, and the same shall be made available to any citizen of the City who shall apply therefore.

SECTION “13”

If any provisions, sections, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, void or invalid (or for any reason unenforceable), the validity of the remaining portions of this ordinance shall not be affected thereby, it being the intention of the City Council of this City in adopting this ordinance that no portion thereof or provision or regulation contained therein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision or regulation, and to this end, all provisions of this ordinance are declared to be severable.

SECTION "14"

The rate and charges prescribed in this ordinance shall apply to all water and sewer used

By each customer to whom such rates are applicable as provided hereinafter

JULY 1ST, 2010

PASSED AT A MEETING OF THE CITY COUNCIL OF THE CITY OF

NEWTON, THIS THE _____ DAY OF JUNE,

2010.

COUNCIL MEMBERS VOTING "YES" _____,

VOTING "NO" _____.

ATTEST:

APPROVED:

Molly Will, City Secretary

Mark Bean, Mayor