

ORDINANCE NO. 310-02-13-2024

AN ORDINANCE AMENDING CHAPTER 10, SECTION 1, 1.A, 1.C., SECTION 2A, 2, OF THE CODE OF ORDINANCES OF THE CITY OF WEST TAWAKONI, TEXAS TO PROVIDE FOR NEW WATER/SEWER RATES, WATER DEPOSITS, DISCONTINUANCE OF SERVICE, WINTER OFF FEES, TAP FEES, ROAD BORES, INSUFFICIENT FUNDS CHECK CHARGE AND A CATEGORY DEFINITION ACCORDING TO BILLING FEES; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT: PROVIDING A SEVERABILITY CLAUSE: PROVIDING FOR AN EFFECTIVE DATE.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST TAWAKONI, TEXAS:

SECTION 1

THAT CHAPTER 10, SECTION 1 OF THE WEST TAWAKONI CODE OF ORDINANCES IS HEREBY AMENDED TO READ AS FOLLOWS:

1.A. Residential Water and Sewer Rates for Customers Inside the City Limits

Residential Rate

Water Minimum Charge (includes the first 1000 gallons)	\$52.03
1001 to 5,000 gallons	\$4.00/per 1000
5,001 to 10,000 gallons	\$5.00/per 1000
10,001 and over	\$6.00/per 1000
Sewer Minimum Charge (includes the first 1,000 gallons)	\$ 22.00
1001 to 5,000 gallons	\$2.00/per 1000
5,001 to 10,000 gallons	\$3.00/per 1000
10,001 and over	\$4.00/per 1000
Poly Carts	\$3.21
Additional Poly	\$7.49
Monthly Trash Fee	\$14.98
Monthly Trash Tax	\$1.24
Trip Fee	\$50.00
Tap Fee (Water)	\$2,050.00
Tap Fee (Sewer)	\$2,050.00

***Sewer Billing will be an Average based on a three (3) month usage for the months of January, February, and March**

***Extension – Beginning January 1, 2024 only three (3) extension will be given on water bills. Special Circumstances may allow extra time.**

Commercial Water and Sewer Rates for Customers Inside City Limits

Water

Base Meter Charge According to Business and Meter Size/No Gallons Included

Small Business 5/8 x 3/4 Meter	\$67.00
Medium Business 5/8 x 3/4 Meter	\$132.00
Large Business 5/8 x 3/4 Meter	\$197.00

RV/Mobile Home Parks Master Meter Customer

(5/8 x 3/4 Meter up to 2" Meter)	\$338.39
Business Meter 3"	\$627.00
Business Meter 4"	\$902.50
Business Meter 6"	\$1,127.00
Business Meter 8"	\$1,627.00

Water per 1000 Gallon Charge for Gallons Billed

0 to 5,000 Gallons	\$6.00/per 1000
5,001 to 10,000 Gallons	\$7.00/per 1000
10,001 and over	\$8.00/per 1000

Sewer

Base Meter Charge According to Business and Meter Size/No Gallons Included

Small Business 5/8 x 3/4 Meter	\$39.50
Medium Business 5/8 x 3/4 Meter	\$77.00
Large Business 5/8 x 3/4 Meter	\$127.00

RV/Mobile Home Parks Master Meter Customer

(5/8 x 3/4 Meter up to 2" Meter)	\$208.24
Business Meter 3"	\$227.00
Business Meter 4"	\$227.00
Business Meter 6"	\$327.000
Business Meter 8"	\$427.00

Water per 1000 Gallon Charge for Gallons Billed

0 to 5,000 Gallons	\$3.50/per 1000
5,001 to 10,000 Gallons	\$4.50/per 1000
10,001 and over	\$5.50/per 1000

Poly Carts	\$30.63
Additional Poly	\$30.63
Monthly Trash Fee	\$14.98
Monthly Trash Tax	\$1.24
Trip Fee	\$50.00
Tap Fee (Water)	\$2,050.00
Tap Fee (Sewer)	\$2,050.00

***Sewer Billing will be an Average based on a three (3) month usage for the months of January, February, and March**

***Extension – Beginning January 1, 2024 only three (3) extension will be given on water bills. Special Circumstances may allow extra time.**

1.C. WATER METER/WATER DEPOSIT REQUIREMENTS

All water furnished by the City Water Department to its customers shall be measured by meters, the size and type of which shall be determined by the Public Works Director. All such water meters shall at all times be considered the property of the City, regardless of location.

If a customer is setting up service and they are not the property owner they will need to furnish a Lease or Renters Agreement to the Water Department. These records will be put on file with the Water application that has to be filled out at the time of the payment of Water Deposit of \$250.00 For Residential Deposits, Irrigation Water Deposit of \$75.00 and \$275.00 for Commercial Deposits.

Water meters shall be installed as required for any location that is not presently metered according to the category definition below in subsection D. The property owner shall pay to the City’s water department the standard tap fee. If a meter larger than ¾” meter is required the customer will bear the cost difference of the larger meter.

If a meter is installed and its location is in the city limits but he building that meter will be serving is located outside the city limits. The billing will be considered outside city limit rates.

1.D. DEFINITIONS

Category Definitions According to Billing Type.

Residential Customer – dwelling with a ¾” meter supplying one household.

Small Business Customer – Building with ¾” meter supplying only one connection. Example – Office building, Auto Repair Shop, Boat Repair Shop, Church, Retail Store, Gas Station.

Medium Business Customer – Billing through a ¾” meter and may supply ore than one connection. Example – Restaurant/Club, Beauty/Barber Shop/ Private Club, Car Wash, Laundromat, Amusement Places, golf Club, Pool Hall, Dance Hall/Club, Church with additional Buildings using water off a master meter.

Large Business Customer – Billing through a ¾” up to a 2” meter (Example – Apartments, Hotel/Motels.)

RV/Mobile Home Parks Master Meter Customer – Billing through a ¾” up to 2” meter with multiple customers connected to one master meter. Example – Mobile Home Parks and RV Parks.

1. E. DISCONTINUANCE OF SERVICE BY REQUEST OF CUSTOMER

Any customer desiring that water service be discontinued shall give notice of such fact to the water department on or before the date upon which such customer wishes such service disconnected. Any customer shall be liable for all amounts that might become due for water furnished to such customer’s premises until the notice herein provided for is given. Any customer that moves in a residence and decides they will not be presiding at that location and wants deposit refunded immediately they will bear the cost of any usage registered on the meter if any along with a trip charge of \$50.00 and then remaining balance of deposit will be refunded. If the customer leaves water on more than five days then they will be billed a full month’s bill.

WINTER-OFF CUSTOMERS: Customers requesting to Winter off their meters and trip charge of \$50.00 will be assessed to turn off and a trip charge of \$50.00 to turn meter back on.

1.F. INSUFFICIENT FUNDS CHECK CHARGE

If a customer’s payment for water/sewer/or sanitation service is not honored by their bank for any reason a \$40.00 fee will be assessed and the account will be considered immediately delinquent. If a customer issues two (2) NSF checks we will no longer accept checks from that customer. All checks returned or bank drafts will be turned over to the Hunt County District Attorney for collection after the city has made effort to notify the customer. A customer must pay by credit/debit card, cash or certified check or money order when a check or bank draft is returned for non-payment.

2.A. SECTION 2.

Water/Sewer Tap Fees

The tap fee for water and sewer service where adequate mains exist is at \$2,050.00 each. For water taps, when a customer of the water department supervisor determines a meter larger than 5/8" x 3/4" is necessary, the customer will pay the difference based on current meter pricing. The fees shall include all costs of installing the tap and up to 50 feet of service line from the existing main to the closest edge of a customer's property. The customer will bear all the costs of installation of lines and mains in excess of the 50 foot standard. Irrigation water tap fee for the purpose of watering yards and/or gardens is \$2,050.00. If installed at the time initial tap is installed fee is \$500.00.

Road Bores

Since most water and sewer mains are located on opposite sides of a street, road bores are required in most locations. Some Bores may require additional expenses due to line size or when Highway 278 is involved, fees will be quoted based on current prices. The City will hire an outside contractor to perform the road bore. The City requires the bore and casing to be inspected by our city inspectors. All tap and bore fees must be paid in advance of the services performed.

After Hours Turn On

If water is requested to be turned on after hours the fee will be an additional \$75.00.

3.A. SECTION 3.

Adjustment for Leaks will only be one (1) time per annual calendar year. Adjustments made will be on sewer only. Documentation of repair must be presented with request. No adjustments will be made for filling swimming pools.

SECTION 2

Except as expressly changed or amended herein, all other provisions of Chapter 10 of the Code of Ordinances of the City of West Tawakoni, Texas remain in full force and affect and unamended.

SECTION 3

Severability. If any provision, ,section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of West Tawakoni, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision..

SECTION 4

Repealer. All ordinances, parts of ordinances resolutions and parts of resolutions in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

SECTION 5

Continuation. That nothing in this ordinance or any code hereby adopted shall be construed to affect any suit or proceeding ending in any court or an administrative proceeding, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this ordinance.

SECTION 6.

Publishing and Effective Date. This ordinance shall be published and become effective according to law.

PASSED AND APPROVED ON FIRST READING THIS __ DAY OF JANUARY, 2024, BY THE CITY COUNCIL OF THE CITY OF WEST TAWAKONI, TEXAS.

PASSED AND APPROVED ON SECOND READING THIS __ DAY OF JANUARY, 2024, BY THE CITY COUNCIL OF WEST TAWAKNOI TEXAS.

Jim Turnipseed – Mayor

ATTEST:

Kim Cowley, City Secretary