

ORDINANCE NO. 1105-09-16

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HONDO, TEXAS AMENDING ARTICLE 13.02 "WATER AND SEWER RATES, CHARGES AND ACCOUNT PROCEDURES", SECTIONS 13.02.082,"WATER RATES' AND 13.02.084, "SEWER RATES" OF THE CITY OF HONDO CODE OF ORDINANCES TO REPEAL APPENDIX A AND INSERT WATER AND SEWER RATES INTO THE CODE OF ORDINANCES; TO INCREASE THE MINIMUM MONTHLY CHARGE FOR WATER AND SEWER RATES FOR RESIDENTIAL AND COMMERCIAL USERS; TO INCLUDE ADDITIONAL SUBSECTIONS FOR WATER AND SEWER RATES FOR RESIDENTIAL AND COMMERCIAL USERS OUTSIDE THE CITY LIMITS; TO INCREASE WATER RATES FOR COMMERCIAL USERS OUTSIDE THE CITY LIMITS; TO PROVIDE A SENIOR CITIZEN DISCOUNT FOR RESIDENTIAL USERS; AND PROVIDING FOR SEVERABILITY CLAUSE AND EFFECTIVE DATE.

WHEREAS, the City Council of the City of Hondo has determined that water and sewer rates should be specified and located in the City of Hondo Code of Ordinances as set forth in this Ordinance 1105-09-16, instead of listed by reference in Appendix A and therefore, repealing Ordinance No. 1079-09-15; and Sections A13.036, "Water rates" and A13.038, "Sewer rates" in Appendix A are necessary;

WHEREAS, City Council of the City of Hondo, after reviewing Utilities' FY 2015/2016 financials, has determined an increase in the minimum monthly charge for all residential and commercial users is warranted and has deemed it necessary to amend Sections 13.02.082, "Water rates' and 13.02.084, "Sewer rates" of the Code of Ordinances to reflect said increases;

WHEREAS, the City of Hondo currently provides residential and commercial users outside the City of Hondo city limits with water and sewer services and the City has determined that a clarification is needed to clearly identify the water and sewer rates for commercial users and sewer rates for residential users in and outside the city limits;

WHEREAS, the City Council of the City of Hondo recognizes that its senior citizens live on a fixed income and has determined that eligible senior citizens will receive a ten percent (10%) discount on their water and sewer charges as set forth herein;

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

Section 1. The preceding recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part of this Ordinance for all purposes as findings of fact.

Section 2. That Section 13.02.082(a), "Water rates" in the City of Hondo Code of Ordinances shall be amended to include the following paragraph:

(1) Residential Water service refers to water service to single family homes, single family mobile homes, garden homes and townhomes.

(2) Commercial Water service includes water service to multi-family apartments, commercial, industrial users and government/public users.

(a) Small Commercial Water Service includes Commercial Water Service with a meter up to and including $\frac{3}{4}$ inches.

(b) Large Commercial Water Service includes Commercial Water Service with a meter larger than $\frac{3}{4}$ inches.

Section 3. That Section 13.02.082, "Water rates" in the City of Hondo Code of Ordinances shall be further amended to reflect the current rates; and the amended increase in the minimum monthly rates for all rate categories as designated by bold print below:

<u>Residential Water Rates</u>	<u>Cost per 1,000 Gallons</u>
Minimum Monthly Connect Charge which includes first 2,000 gallons	\$30.00
2,001 to 4,000 Gallons	\$2.44
4,001 to 6,000 Gallons	\$2.50
6,001 to 9,000 Gallons	\$2.50
9,001 to 12,000 Gallons	\$2.63
12,001 to 15,000 Gallons	\$2.81
15,001 to 30,000 Gallons	\$3.00
30,001 to 45,000 Gallons	\$3.19
45,001 to 60,000 Gallons	\$3.38
60,001 to 75,000 Gallons	\$3.56
75,001 Gallons and above	\$3.75

<u>Commercial Water Rates</u>	<u>Cost per 1,000 Gallons</u>
Minimum Monthly Connect Charge which includes first 2,000 gallons	Small Commercial \$30.00 Large Commercial \$55.00
2,001 to 4,000 Gallons	\$2.63
4,001 to 6,000 Gallons	\$2.69
6,001 to 9,000 Gallons	\$2.75
9,001 to 12,000 Gallons	\$2.88
12,001 to 15,000 Gallons	\$3.06
15,001 to 30,000 Gallons	\$3.25
30,001 to 45,000 Gallons	\$3.50
45,001 to 60,000 Gallons	\$3.75
60,001 to 75,000 Gallons	\$4.00
75,001 Gallons and above	\$4.25

<u>Residential Water Rates</u>	<u>Cost per 1,000 Gallons</u>
Outside the City Limits	
Minimum Monthly Connect Charge which includes first 2,000 gallons	\$60.00
2,001 to 4,000 Gallons	\$4.75
4,001 to 6,000 Gallons	\$5.00
6,001 to 9,000 Gallons	\$5.13
9,001 to 12,000 Gallons	\$5.25
12,001 to 15,000 Gallons	\$5.63
15,001 to 30,000 Gallons	\$6.00
30,001 to 45,000 Gallons	\$6.38

45,001 to 60,000 Gallons	\$6.75
60,001 to 75,000 Gallons	\$7.13
75,001 Gallons and above	\$7.50

Section 3. That Section 13.02.082, "Water rates" in the City of Hondo Code of Ordinances is hereby amended to reflect the increase in the minimum monthly rate and water rates (bolded) for the following category as designated below:

<u>Commercial Water Rates</u>	<u>Cost per 1,000 Gallons</u>
<u>Meters outside the City Limits</u>	
<u>Minimum Monthly Connect Charge which includes first 2,000 gallons</u>	<u>Small Commercial \$60.00</u>
	<u>Large Commercial \$110.00</u>
2,001 to 4,000 Gallons	\$5.26
4,001 to 6,000 Gallons	\$5.38
6,001 to 9,000 Gallons	\$5.50
9,001 to 12,000 Gallons	\$5.76
12,001 to 15,000 Gallons	\$6.12
15,001 to 30,000 Gallons	\$6.50
30,001 to 45,000 Gallons	\$7.00
45,001 to 60,000 Gallons	\$7.50
60,001 to 75,000 Gallons	\$8.00
75,001 Gallons and above	\$8.50

Section 4. That Section 13.02.082, "Water rates" in the City of Hondo Code of Ordinances is hereby amended to include a senior citizen discount reflected in a new subsection as follows:

13.02.082.1 Senior Citizen Discount-Residential Water Use

- (a) The senior citizen discount shall be equal to a ten percent (10%) reduction on the customer's charge for residential water use.
- (b) To be eligible for the senior citizen discount, the account holder must be able to demonstrate, according to the standards, terms and policies of the City that they are 65 years of age or older, holder of the account and living in the residence.
- (c) The senior citizen discount does not apply to any EAA fees, water resource fund fees, water development fees or third-party pass through fees.

Section 5. That Section 13.02.084, "Sewer rates" in the City of Hondo Code of Ordinances shall be amended to reflect the current rates; and the amended increase in the minimum monthly rates for all rate categories as designated by bold print below:

Residential Wastewater Rates	<u>Cost per 1,000 Gallons</u>
Minimum Monthly Connect Charge which includes first 2,000 gallons	\$25.00
2,001 to 15,000 Gallons. (No Charge above the Cap of 15,000 gallons used)	\$ 1.70

Commercial Wastewater Rates	<u>Cost per 1,000 Gallons</u>
Minimum Monthly Connect Charge which includes first 2,000 gallons	\$25.00
2,001 to 15,000 Gallons. (Residential Cap of 15,000 gallons used-not applicable)	\$ 1.70

Section 6. That Section 13.02.084, "Sewer rates" in the City of Hondo Code of Ordinances is hereby amended to reflect the current rates; and the increase in the minimum monthly rate (bolded) for the following categories as designated below:

Residential Wastewater Rates <u>Meters outside the City Limits.</u>	Cost per 1,000 Gallons
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Minimum Monthly Connect Charge which includes first 2,000 gallons 2,001 to 15,000 Gallons. (No Charge above the Cap of 15,000 gallons used)	\$30.00 \$ 1.70
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Commercial Wastewater Rates <u>Meters outside the City Limits.</u>	Cost per 1,000 Gallons
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Minimum Monthly Connect Charge which includes first 2,000 gallons 2,001 and Above. (Residential Cap of 15,000 gallons used-not applicable)	\$30.00 \$ 1.70
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Wastewater produced is based on actual potable water metered each month.

Section 7. That Section 13.02.084, "Sewer rates" in the City of Hondo Code of Ordinances is hereby amended to include a senior citizen discount reflected in a new subsection as follows:

AI3.02.084.1 Senior Citizen Discount-Residential Wastewater Use

- The senior citizen discount shall be equal to a ten percent (10%) reduction on the customer's residential sewer/wastewater fee.
- To be eligible for the senior citizen discount, the account holder must be able to demonstrate, according to the standards, terms and policies of the City, that they are 65 years of age or older holder of the account and living in the residence.
- The senior citizen discount does not apply to any third-party pass through fees.

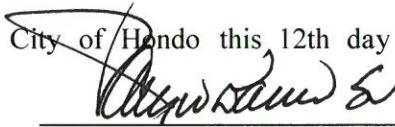
Section 8. The amended monthly minimum water and sewer rate increase shall be applied to the November 2016 billing cycle for the billing period beginning October 9, 2016.

Section 8. This ordinance shall take effect upon passage.

Section 9. If for any reason any section, paragraph, subsection, clause, phrase, word, or provision of this Ordinance shall be held invalid or unconstitutional by final judgment of a Court of competent jurisdiction it shall not affect any other section, paragraph, subsection, clause, phrase, work or provision of this Ordinance, for it is the definite intent of this City Council that every section, paragraph, subsection, clause, phrase, work, or provision hereof be given full force and effect for its purpose.

Section 10. All ordinances or parts of other ordinances in conflict and specifically Appendix A in Ordinance No. 1079-09-15 are hereby repealed.

PASSED AND APPROVED by the City Council of the City of Hondo this 12th day of September, 2016.


JAMES W. DANNER, SR., MAYOR

ATTEST


Gloria Colbath, City Secretary

