

ORDINANCE 2007-01

AN ORDINANCE OF THE CITY OF MABANK, TEXAS, AMENDING SECTION 4(E) OF ORDINANCE 2005-11 PERTAINING TO MASTER METERED SITES WITHIN THE CITY LIMITS OF THE CITY OF MABANK; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MABANK, TEXAS THAT ORDINANCE 2005-11 IS HEREBY AMENDED TO AMEND SECTION 4(E) PERTAINING TO WATER RATES FOR MASTER METERED SITES, AS FOLLOWS:

SECTION 1. Section 4(E) of Ordinance 2005-11 is hereby amended as follows:

(E) MASTER METERED SITES

(1) Multi-Family Residential Units

Each master metered site will be charged a minimum water capacity fee for each unit served as described ~~above~~ herein and a total volume charge based on the Inside City/Outside City and Residential/~~Commercial~~ usage as described herein. Each master metered complex shall be allocated 1,000 gallons per unit served upon which the total volume charge is based. A multi-family residential unit is herein defined as a residential complex of permanent dwellings containing three or more residential units on one master meter serving the building within which the units are located. The number of units shall be determined as follows

(a) Permanent Dwellings: (Duplexes, Triplexes, Four-plexes, mobile home parks, condominiums, apartments, etc.) – Each dwelling unit shall be counted as one minimum.

(2) Multi-family residential complexes may apply to the City Administrator to establish occupancy rates for each meter serving the multi-family complex. If an occupancy rate is established, this reduces the number of minimum water capacity fees the Applicant pays for the complex. Applicants shall provide sufficient evidence of the occupancy rate for each multi-family complex as requested by the Administrator. Any occupied unit shall not be included in the calculation of the occupancy rate whether the tenant is paying rent or not. If granted, the occupancy rate shall be established but in no case may exceed a twelve (12) month period, at which time the Applicant may reapply. If the request is denied, the decision of the City Administrator may be appealed to the Mabank City Council.

(3) Commercial Units

Each master metered site for commercial units will be charged a minimum for each unit served as ~~described above~~ and a total volume charge based on the Inside City/Outside City Commercial usage as described herein.

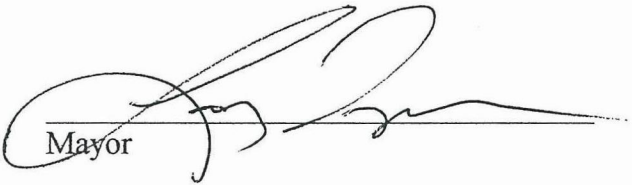
SECTION 2. SEVERABILITY

If any portion of this ordinance shall, for any reason, be declared invalid, such invalidity shall not affect the remaining provisions thereof.

SECTION 3. EFFECTIVE DATE.

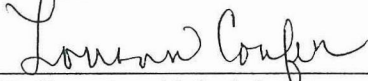
The rates described in this Ordinance for multi-family residential units shall take effect with the water bills due on February 15, 2007.

PASSED AND APPROVED THIS THE 9th DAY OF JANUARY 2007.



Mayor

ATTEST:



City Secretary/Administrator

ORDINANCE 2005-11

AN ORDINANCE OF THE CITY OF MABANK, TEXAS, AMENDING ORDINANCE 2005-09 TO ADD THE EFFECTIVE DATE FOR NEW WATER AND SEWER RATES TO GO INTO EFFECT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MABANK, TEXAS THAT ORDINANCE 2005-09 IS HEREBY AMENDED TO ADD A NEW SECTION 6 PERTAINING TO THE EFFECTIVE DATE OF NEW WATER AND SEWER RATES:

SECTION 1

DEPOSITS

The deposit for water service shall be \$50.00 if you own or are buying the premises. The deposit shall be \$100.00 if you are renting. These deposits are for units served or to be served by 5/8" and 3/4" meters. For units served or to be served by 1" or larger meters, the deposit is \$100.00 minimum and is subject to water department approval depending on projected water usage.

SECTION 2.

WATER TAP FEES:

	<u>Inside City</u>	<u>Outside City</u>
3/4 and 5/8 Inch Meters	\$750.00	\$1,700.00
1 inch Meter	\$1,000.00	\$3,000.00
1 1/2 inch Meter	\$1,500.00	\$3,500.00
2 inch Meter	\$2,000.00	\$4,000.00

- (1) City Council approval is required for any meter requested larger than 3/4 or 5/8 inch, outside of the City limits.
- (2) Any request for a meter larger than 2 inches will be considered by the Water Department Supervisory Personnel. The cost for the tap fee will be determined based on the actual cost of the meter and the costs associated with making the tap, including road bores when necessary.
- (3) These fees include all costs for installing the tap up to one hundred (100) feet from the existing main to the edge of the customer's property. The customer will bear all costs for installation of lines or mains in excess of standard installation.

SEWER TAP FEES

	<u>Inside City</u>
4 inch tap	\$600.00

- (1) Sewer service is not provided to properties located outside of the City of Mabank.
- (2) These fees include all costs for installing the tap up to one hundred (100) feet from the existing main to the edge of the customer's property. The customer will bear all costs for installation of lines or mains in excess of standard installation.

SECTION 3.

A. DISCONNECTION FOR NON-PAYMENT

A water and sewer bill shall be delinquent on the 15th day of the month and thereafter shall automatically incur a late charge of 10% of the delinquent water and sewer amount. If a customer fails to make payment or make payment arrangements with the water department before the 26th of the month, the City water department shall promptly disconnect services. A reconnect fee of \$100.00 plus the full amount of the delinquent water bill shall be paid prior to reconnection of service. If reconnection is requested after normal working hours (i.e. 5:00 p.m. on weekdays or on Saturday or Sunday.), the reconnect fee shall be \$150.00.

B. INSUFFICIENT FUNDS CHECK CHARGE

From time to time, customers may render checks in payment of water and sewer service, which the city is unable to collect from the customer's bank because of insufficient funds within the customer's account. The insufficient funds check charge for any check, which is returned from the bank of record due to insufficient funds, shall be \$20.00 for each such check, each time the City attempts collection. Any customer who renders more than three (3) insufficient funds checks for payment of services shall be required to pay for all future services by cash, cashier's check or money order.

SECTION 4

All persons or businesses receiving treated water or discharging wastewater into the sewer system of the City of Mabank, Texas shall pay a charge to cover all costs of providing water and sewer service. The following rates and regulations are hereby established and shall be enforced by the City Council of the City of Mabank.

A. IN CITY RESIDENTIAL

(1)	Water – Base (1,000 gallons)	\$24.00
	Per 1,000 (1,001 to 10,000 gallons)	\$ 3.25
	Per 1,000 (10,001 to 20,000 gallons)	\$ 3.50
	Per 1,000 (20,001 gallons and up)	\$ 3.75
(2)	Sewer – Base (1,000 gallons)	\$13.50
	1,001 to 2,000 gallons	\$15.50
	2,001 to 3,000 gallons	\$17.00
	3,001 to 4,000 gallons	\$18.50
	4,001 to 5,000 gallons	\$20.00
	5,001 to 6,000 gallons	\$21.50
	6,001 to 7,000 gallons	\$23.00
	7,001 to 8,000 gallons	\$24.50
	8,001 to 9,000 gallons	\$26.00
	9,001 to 10,000 gallons	\$27.50

B. IN CITY COMMERCIAL

(1)	Water – Base (1,000 gallons)	\$30.00	
	Per 1,000 (1,001 to 10,000 gallons)	\$ 3.25	
	Per 1,000 (10,001 to 20,000 gallons)	\$ 3.50	
	Per 1,000 (20,001 gallons and up)	\$ 3.75	
(2)	Sewer	Light Commercial	Heavy Commercial
	Base (1,000 gallons)	\$27.00	\$40.00
	Per 1,000 (2,001 to 15,000 gallons)	\$ 1.55	\$ 1.55
	Per 1,000 (Over 15,000 gallons)	\$ 2.25	\$ 2.25

C. OUT OF CITY RESIDENTIAL

(1) Water – Base (1,000 gallons)	\$30.00
Per 1,000 (1,001 to 10,000 gallons)	\$ 3.75
Per 1,000 (10,001 to 20,000 gallons)	\$ 4.00
Per 1,000 (20,001 gallons and up)	\$ 4.25

D. OUT OF CITY COMMERCIAL

(1) Water – Base (1,000 gallons)	\$40.00
Per 1,000 (1,001 to 10,000 gallons)	\$ 4.25
Per 1,000 (10,001 to 20,000 gallons)	\$ 4.50
Per 1,000 (20,001 gallons and up)	\$ 4.75

E. MASTER METERED SITES

(1) Each master metered site will be charged a minimum for each unit served as described above along with a total volume charge based on the Inside City/Outside City and Residential/Commercial usage as described herein. The number of units shall be determined as follows:

- (a) Permanent Dwellings (Duplexes, Triplexes, Fourplexes, mobile home parks, condominiums, apartments, etc.) – Each dwelling unit shall be counted as one minimum.
- (b) Transient Dwellings (Recreational Vehicle Parks, Hotels, Motels)
 - 1 to 9 spaces/rooms 2.5 minimums
 - 10 to 19 spaces/rooms 3 minimums
 - 20 to 29 spaces/rooms 4 minimums
 - 30 to 39 spaces/rooms 5 minimums
 - 40 to 49 spaces/rooms 6 minimums
 - 50 or more spaces/rooms 7 minimums

F. CEDAR CREEK COUNTRY CLUB WATER SUPPLY CORPORATION

Water rates for bulk water supply to the Cedar Creek Country Club Water Supply Corporation shall be the same as for other out of City residential customers.

SECTION 5

A. Billing Complaints

In the event of a water/sewer billing complaint, the City Water Department will arrange for a reread of the water meter within 48 hours. If the meter is registering correctly, the customer will be notified and the billing amount due shall be considered correct. The customer may sign a contract with the City to pay out large water bills over time and must identify the amount they can pay each month. If the past due amount and the current bill are paid by the 15th of each month, no penalty charge will be applied to the past due amount. The contract is attached to this Ordinance as Exhibit A.

If the meter proves to be malfunctioning, the City's Water Department shall have the meter replaced and the billing department shall adjust the customer's bill. The customer's bill shall be adjusted based on the annual computed average billed to the customer's account, less the disputed amount.

SECTION 6

The revised water and sewer rates will become effective with the water and sewer bills due November 15, 2005.

SECTION 7

SEVERABILITY

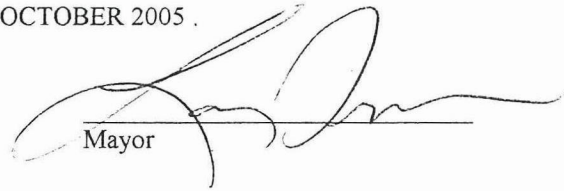
If any portion of this ordinance shall, for any reason, be declared invalid, such invalidity shall not affect the remaining provisions thereof.

SECTION 8

REPEALER

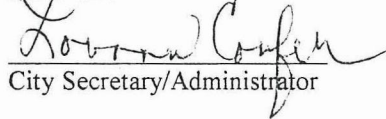
All ordinances, parts or ordinances or resolutions in conflict herewith are expressly repealed.

PASSED AND APPROVED THIS THE 4th DAY OF OCTOBER 2005 .



Mayor

ATTEST:



City Secretary/Administrator

ARTICLE 402.001 b WATER SERVICE FEES AND DEPOSITS

SECTION 1

DEPOSITS

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SEWER TAP FEES

	<u>Inside City</u>
4 inch tap	\$600.00

- (1) Sewer service is not provided to properties located outside of the City of Mabank.
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10 to 19 spaces/rooms	3 minimums
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30 to 39 spaces/rooms	5 minimums
40 to 49 spaces/rooms	6 minimums
50 or more spaces/rooms	7 minimums

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A. Billing Complaints

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If the meter proves to be malfunctioning, the City's Water Department shall have the meter replaced and the billing department shall adjust the customer's bill. The customer's bill shall be adjusted based on the annual computed average billed to the customer's account, less the disputed amount.

SECTION 6

The revised water and sewer rates will become effective with the water and sewer bills due November 15, 2005.

SECTION 7

SEVERABILITY

If any portion of this ordinance shall, for any reason, be declared invalid, such invalidity shall not affect the remaining provisions thereof.

SECTION 8

REPEALER

All ordinances, parts or ordinances or resolutions in conflict herewith are expressly repealed.

ORDINANCE 2005-11 – adopted October 4, 2005

ARTICLE 402.001b WATER SERVICE FEES AND DEPOSITS

SECTION 1. PROCEDURE AND POLICIES

The following procedures and policies in regard to the furnishing of water and sewer services by the City of Mabank through its facilities shall be implemented and enforced.

SECTION II. INITIATION OF SERVICES

A. Initial Connection (residential): An initial meter deposit fee of \$40.00 per meter shall be paid to the City prior to the initiation and hook-up of water and/or sewer facilities to property when said property is owned by the applicant for services and when such service is to be billed to and paid for by the owner of such property if used for residential purposes.

B. Initial Connection (commercial use): The City will consider each application for commercial usage individually. The required meter deposit shall be determined by examination of the requirements and costs of such commercial usage individually. The required meter deposit shall be determined by examination of the requirements and costs of such commercial usage.

C. Initial Connection (non-owned residential): The initial deposit required to be made prior to connection of service to property not owned by the applicant is \$80.00.

SECTION III. REESTABLISHMENT OF SERVICE
AFTER DISCONNECT FOR NON-PAYMENT

The fees and deposits required for reconnection of water and sewer service after disconnection for non-payment are as follows:

A. RECONNECTION FEE: \$30.00 during office hours
(8:00 A.M. till 5.00 P.M.)

\$50.00 after office hours.

B. METER DEPOSIT: After first disconnect meter
deposit will increase \$40.00.

After second disconnect meter
deposit will increase another \$40.00.

All delinquent charges for water and sewer service provided by the City must be brought current prior to reinstatement of service.

ADOPTED: March 3, 1992

ORDINANCE NO. 920304

AN ORDINANCE ESTABLISHING POLICY FOR SETTING FEES AND DEPOSITS FOR CONNECTIONS, DISCONNECTIONS AND RECONNECTIONS OF WATER AND SEWER FACILITIES:

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

That the Code of Ordinances, City of Mabank, Texas, is hereby amended by adding Article 402.001b to read as follows:

ARTICLE 402.001b WATER SERVICE FEES AND DEPOSITS

SECTION I. PROCEDURES AND POLICIES

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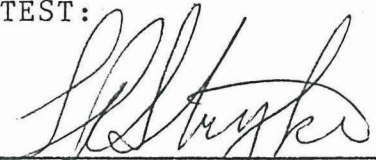
This ordinance shall take effect and be in force from the date of its passage as provided by law.

PASSED AND APPROVED by the City Council on this 3rd day of March, 1992.

MAYOR



ATTEST:


CITY SECRETARY