

ORDINANCE NO. 97-249

AN ORDINANCE FIXING RATES FOR WATER SERVICES RENDERED BY THE WATER AND SEWER SYSTEM OF THE CITY OF CLINTON, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, the City of Clinton, Arkansas (the "City") owns and operates a water and sewer system (the "System") and has determined that extensions, betterments and improvements to the water facilities of the System (the "improvements") should be made in order that the City and its inhabitants may have adequate and proper water facilities; and

WHEREAS, the improvements will have to be financed with the proceeds of revenue bonds; and

WHEREAS, it is necessary for the City to increase water rates to be charged for the services of the System in order to assist in making the bond payments and to pay increased operation and maintenance costs;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Clinton, Arkansas:

Section 1. That the following monthly rates and charges which the City Council hereby finds and declares are fair, reasonable and minimum rates to be charged for water services be, and they are hereby, fixed as rates to be rendered by the System.

(a) Monthly Retail Water Rates. The water usage of each customer shall be determined each month by meter measurement and meter size and the amount to be paid by each customer shall be computed on the basis of the following schedule of rates:

Residential/Inside City Limits

For the first 1,000 gallons of water consumption per month, or portion thereof	\$6.72 (minimum)
For the next 9,000 gallons of water consumption per month, or portion thereof	1.40 per 1,000 gallons
For the next 10,000 gallons of water consumption per month, or portion thereof	1.12 per 1,000 gallons

For all monthly water consumption in excess of 20,000 gallons per month 1.01 per 1,000 gallons

Residential/Outside City Limits

For the first 1,000 gallons of water consumption per month, or portion thereof \$8.96 (minimum)

For the next 16,000 gallons of water consumption per month, or portion thereof 1.46 per 1,000 gallons

For the next 8,000 gallons of water consumption per month, or portion thereof 1.12 per 1,000 gallons

For all monthly water consumption in excess of 25,000 gallons per month 1.01 per 1,000 gallons

Commercial/Inside City Limits

For the first 1,000 gallons of water consumption per month, or portion thereof \$8.96 (minimum)

For the next 9,000 gallons of water consumption per month, or portion thereof 1.40 per 1,000 gallons

For the next 10,000 gallons of water consumption per month, or portion thereof 1.12 per 1,000 gallons

For all monthly water consumption in excess of 20,000 gallons per month 1.01 per 1,000 gallons

Commercial/Outside City Limits

For the first 1,000 gallons of water consumption per month, or portion thereof \$10.08 (minimum)

For the next 9,000 gallons of water consumption per month, or portion thereof 1.40 per 1,000 gallons

For the next 10,000 gallons of water consumption per month, or portion thereof 1.12 per 1,000 gallons

For all monthly water consumption in excess of 20,000 gallons per month 1.01 per 1,000 gallons

Residential/New Line

For the first 1,000 gallons of water consumption per month, or portion thereof \$10.36 (minimum)

For the next 10,000 gallons of water consumption per month, or portion thereof 2.24 per 1,000 gallons

For all monthly water consumption in excess of 11,000 gallons per month 1.01 per 1,000 gallons

Commercial/New Line

For the first 1,000 gallons of water consumption per month, or portion thereof \$13.44 (minimum)

For the next 15,000 gallons of water consumption per month, or portion thereof 2.24 per 1,000 gallons

For the next 4,000 gallons of water consumption per month, or portion thereof 1.23 per 1,000 gallons

For all monthly water consumption in excess of 20,000 gallons per month 1.01 per 1,000 gallons

(b) Monthly Wholesale Water Rates. The rates for wholesale water users shall be increased by 12%. Such rates shall be increased for service on the first available date in accordance with the contract that the City has with a particular user.

(c) Meter Deposit. Each customer who connects with the water facilities of the System shall pay a meter deposit in the amount of \$25.00. The meter deposit shall be retained to secure prompt payment of monthly water bills.

(d) Tapping Fee. There shall be a tapping fee for each customer who hereafter connects with and uses the water facilities of the System. The fee for water taps shall be as follows based upon meter size:

Taps Inside the City Limits

¾" Residential	\$275.00
1" Residential	325.00
¾" Commercial	285.00
1" Commercial	335.00

Taps Outside the City Limits

¾" Residential	\$285.00
1" Residential	335.00
¾" Commercial	295.00
1" Commercial	345.00

Large Taps Inside the City Limits

2" (price does not include meter)	\$375.00
4" (price does not include meter)	675.00
6" (price does not include meter)	700.00

Large Taps Outside the City Limits

2" (price does not include meter)	\$385.00
4" (price does not include meter)	685.00
6" (price does not include meter)	710.00

(e) Reconnection Charge. In the event any premises are disconnected from the water facilities of the System, the customer concerned, prior to reconnection, shall pay all delinquent charges, together with a reconnection charge for each reconnection of the premises to the System as follows: \$25.00 for customers outside the City limits; and \$15.00 for customers inside the City limits.

(f) None of the facilities or services afforded by the System shall be furnished without a charge being made therefor.

Section 2. That the operation of the System shall be on a fully metered basis with a meter installed at each water connection and there shall be one (1) user on a single meter. All bills for water services shall be rendered in the net amount due. If any water bill is not paid on or before the fifteenth (15th) day of the month after the bill shall be rendered, a ten percent (10%) penalty shall be added and if any bill is not paid by the twenty-fifth (25th) day of the month after the bill shall be rendered, water service shall be disconnected. There shall be no dual connections; that is there shall be not more than one (1) user on a single meter.

Section 3. That the provisions of this Ordinance are separable and if a section, phrase or provision shall be declared

invalid, such declaration shall not affect the validity of the remainder of this Ordinance.

Section 4. That all ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. That the retail water rates established by this Ordinance shall apply to water service on and after June 14, 1997.

PASSED: May 8, 1997.

APPROVED:

ATTEST:

Bobbie Bennett
City Recorder

James Beaver
Mayor

(SEAL)

CERTIFICATE

The undersigned, City Recorder of the City of Clinton, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 97-249, adopted at a regular session of the City Council of the City of Clinton, Arkansas, held at the regular meeting place in said City at 7:00 o'clock p.m., on the 8th day of May, 1997, and that the Ordinance is of record in Ordinance Record Book No. _____, Page _____, now in my possession.

GIVEN under my hand and seal on this 8th day of May, 1997



City Recorder

(SEAL)