

ORDINANCE NO. 2016-O-10C

AN ORDINANCE AMENDING THE UTILITY RATE TABLES IN ARTICLE III OF SECTION 26 OF THE CODE OF ORDINANCES OF THE CITY OF ANGLETON; REVISING AND PROVIDING FOR AN INCREASE IN THE RATES TO BE CHARGED FOR WATER AND SEWER SERVICES BY THE CITY OF ANGLETON; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR AN OPEN MEETINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

- WHEREAS,** the City Council of the City of Angleton is legally empowered to regulate the utility rates charged to customers of its municipal systems; and
- WHEREAS,** the rates charged by the Brazosport Water Authority are increasing by .38 cents per 1,000 gallons of water due to the planned expansion of its water treatment facilities; and
- WHEREAS,** the City Council of Angleton, Texas, deems it necessary to increase city water usage rates by 38 cents per 1,000 gallons; and
- WHEREAS,** the cost for extending utilities to new growth areas and replacing or upgrading existing infrastructure is increasing; and
- WHEREAS,** the City Council of Angleton, Texas, deems it necessary to increase the base monthly water and sewer rate by an additional \$1.00 each to pay for the extension of water and sewer infrastructure to new areas and replace/upgrade existing infrastructure; and
- WHEREAS,** the City Council of Angleton, Texas, deems it necessary and appropriate to continue charging a rate equal to one and one quarter times (1.25) the inside city rates for customers living outside the city of Angleton; and
- WHEREAS,** to insure that customers paying an impact fee are not charged twice for the extension of utilities, the water and sewer Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$4.00 less; and
- WHEREAS,** the 2016-2017 Budget was prepared based on the increases cited above; and
- WHEREAS,** it is in the best interests of the public health, safety and welfare that this amendment to the utility rates be made; and
- WHEREAS,** the City Council of Angleton, Texas, has conducted a public hearing providing adequate opportunity for interested residents and customers to be heard.

NOW THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS:

SECTION 1. That the matters and facts recited in the preamble hereof are hereby found and determined to be true and correct.

SECTION 2. That utility rate tables contained in Sections 26-71 and 26-72 of the Code of Ordinances, City of Angleton, Texas, are hereby amended to read as follows:

Section 26-71. Water/Sewer Rates – Inside City Service - The charges for water and sewer service to customers living inside the city limits shall be as shown below:

Inside City Rates - Water	Base Mthly Rate* (per meter)	Base Allotment	Price per 1000 gallons usage above base allotment				Max Mthly Charge
			0K to 8K	8K – 23K	23K-48K	over 48K	
Table I-Residential (ind. meter)	\$20.52	2000 gals	\$5.92	\$6.28	\$6.64	\$7.28	n/a
Table II-Multi-family (master meter)	\$19.46	2000 gals	\$5.92	\$6.28	\$6.64	\$7.28	n/a
Table III-Commercial (ind. meter)	\$20.52	2000 gals	\$5.92	\$6.28	\$6.64	\$7.28	n/a
Table IV-Commercial (master meter)	\$19.46	2000 gals	\$5.92	\$6.28	\$6.64	\$7.28	n/a

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

Inside City Rates - Sewer	Base Mthly Rate* (per meter)	Base Allotment	Prices per 1000 Gallons Usage		Max Mthly Charge
Table I-Residential (ind. meter)	\$9.84	0 gals		\$2.70	\$44.94
Table II-Multi-family (master meter)	\$11.19	0 gals		\$3.52	n/a
Table III-Commercial (ind. meter)	\$11.19	0 gals		\$3.52	n/a
Table IV-Commercial (master meter)	\$11.19	0 gals		\$3.52	n/a
Table V-Sewer Only Customer	Same as appropriate table above based on metered well water usage. Residential customers with unmetered well to be charged monthly maximum (based on 13,000 gallons usage).				

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

Section 26-72. Water/Sewer Rates – Outside City Service – Customers living outside of the City of Angleton shall be charged at a rate equal to one and one quarter (1.25) times the Inside City Rates. Inasmuch as the cost of providing utility service to customers living outside the City is higher and as the utility system is supported by tax dollars coming from the residents of the City of Angleton, this charge is necessary for the health, safety and welfare of the residents of the City of Angleton and for the non-residents receiving utility services from the City.

Outside City Rates - Water	Base Mthly Rate* (per meter)	Base Allotment	Price per 1000 gallons usage above base allotment				Max. Mthly Charge
			0K to 8K	8K – 23K	23K-48K	over 48K	
Table I-Residential (ind. meter)	\$25.65	2000 gals	\$7.40	\$7.85	\$8.30	\$9.10	n/a
Table II-Multi-family (master meter)	\$24.33	2000 gals	\$7.40	\$7.85	\$8.30	\$9.10	n/a
Table III-Commercial (ind. meter)	\$25.65	2000 gals	\$7.40	\$7.85	\$8.30	\$9.10	n/a
Table IV-Commercial (master meter)	\$24.33	2000 gals	\$7.40	\$7.85	\$8.30	\$9.10	n/a
Table V – Wholesale Water Rates	The rate for the purchase of "Wholesale Water" through a fire hydrant meter provided by the City or from other locations established and metered by the City shall be the same as Table III – Commercial (individual meter) under the Outside City Rate table.						

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

Outside City Rates - Sewer	Base Mthly Rate* (per meter)	Base Allotment	Prices per 1000 Gallons Usage		Max. Mthly Charge
Table I-Residential (ind. meter)	\$12.30	0 gals		\$3.38	\$56.24
Table II-Multi-family (master meter)	\$13.99	0 gals		\$4.40	n/a
Table III-Commercial (ind. meter)	\$13.99	0 gals		\$4.40	n/a
Table IV-Commercial (master meter)	\$13.99	0 gals		\$4.40	n/a
Table V-Sewer Only Customer	Same as appropriate table above based on metered well water usage. Residential customers with unmetered well to be charged monthly maximum (based on 13,000 gallons usage).				

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

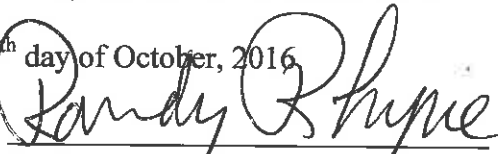
SECTION 3. That if any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this Ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Angleton in adopting, and of the Mayor in approving this Ordinance, that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any portion, provision or regulation.

SECTION 4. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of said conflict.

SECTION 5. That the City Council has found and determined that the meeting at which this Ordinance is considered is open to the public and that notice thereof was given in accordance with the provisions of the Texas Open Meetings Act, Texas Government Code, Chapter 551, as amended, and that a quorum of the City Council was present.

SECTION 6. That this Ordinance shall become effective immediately upon its passage and approval, with new rates reflected in the utility bill due in November 2016.

PASSED AND APPROVED on this the 25th day of October, 2016.


 RANDY RHYNE, Mayor

ATTEST:


 SHELLY DEISHER, City Secretary

APPROVED AS TO FORM:


 MARY KAY FISCHER, City Attorney