

CITY OF DRIPPING SPRINGS

ORDINANCE No. 1720.13

WASTEWATER RATE AMENDMENTS

AN ORDINANCE AMENDING CHAPTER 20, ARTICLE 20.02, DIVISION 6, SECTION 20.02.006(c) OF THE DRIPPING SPRINGS CODE OF ORDINANCES; AMENDING WASTEWATER SERVICE RATES; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; ENACTMENT; REPEALER; SEVERABILITY; CODIFICATION; EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

WHEREAS, the City of Dripping Springs owns and operates its municipal wastewater collection and treatment facilities (hereinafter, the “system”);

WHEREAS, the city has adopted ordinances regarding construction, operation extension and regulation of the system and system services;

WHEREAS, pursuant to Texas Water Code § 13.042 the City has the authority establish wastewater rates such that they are fair, just, and reasonable and so that the services are adequate and efficient;

WHEREAS, it is the express intent of the City of Dripping Springs City Council (“City Council”) to establish wastewater rates such that they are fair, just, and reasonable and so that the services are adequate and efficient;

WHEREAS, the City Council finds that the amendments imposed by this Ordinance modify wastewater rates such that they are fair, just, and reasonable and so that the services are adequate and efficient; and

WHEREAS, the City Council finds that the amendments imposed by this Ordinance are characterized as reasonable, necessary, and proper for the good government of the City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Dripping Springs, Texas:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. ENACTMENT

Chapter 20, Article 20, Division 6, Section 20.02.006(c) of the City of Dripping Springs Code of Ordinances is hereby amended so to read in accordance with Attachment “A” which is attached

hereto and incorporated into this Ordinance for all intents and purposes. Any underlined text shall be inserted into the Code and any struck-through text shall be deleted from the Code, as stated on Attachment A.

3. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

5. CODIFICATION

The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the City's Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.

6. EFFECTIVE DATE

This Ordinance shall be effective immediately upon passage and publication of caption.

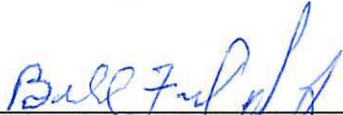
7. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED & APPROVED this, the 10th day of October 2017, by a vote of 5 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of the City of Dripping Springs, Texas.

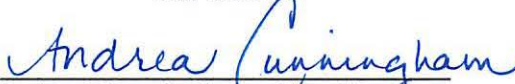
CITY OF DRIPPING SPRINGS:





Bill Foulds, Mayor Pro Tem

ATTEST:



Andrea Cunningham, City Secretary

**City of Dripping Springs
CODE OF ORDINANCES**

CHAPTER 20: UTILITIES

ARTICLE 20.02: SEWER SERVICE

DIVISION 6. APPLICATION FOR SERVICE; RATES

SECTION 20.02.06(c). WASTEWATER SERVICE RATES.

(c) Wastewater service rates.

(1) The following monthly wastewater rates and charges for the collection, treatment and disposal of wastewater are in effect for residential customers, including multifamily and apartment, and commercial customers both within and outside the corporate limits of the city from the effective date of this article:

(A) Minimum usage charge per LUE: ~~\$25.00~~\$26.25.

(B) Excess usage charge per LUE: \$50.00.

(C) Gallonage charge: ~~\$3.50~~\$3.68 per 1,000 gallons.

(2) Minimum usage charges per LUE apply to each LUE for which a connection fee has been paid.

(3) Excess usage charges apply to each LUE (or fraction thereof) in use at a service address that exceeds the number of LUE's for which a connection fee has been paid. The number of LUE's in use is measured by the city, using methods authorized by this chapter for billing purposes, such as metered water consumption by the customer. The city may vote to waive excess use fees for a particular customer class until excess use exceeds a specified amount.

(4) In addition, the city shall charge each customer any regulatory assessment required by the state commission on environmental quality.

(5) The rates fixed herein are estimated to be sufficient to provide for the expenses of operation, maintenance, and replacement of the system, including debt service. Such rates may be revised from time to time as may be necessary. Prior to revising such rates, the city may obtain a cost-of-service audit to be used as the basis for a rate increase.