

**ORDINANCE**

**AN ORDINANCE ESTABLISHING RATES TO BE CHARGED FOR WATER AND WASTEWATER SERVICE IN THE CITY OF BURLESON; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A REPEALER; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Burleson, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, the City Council passed Ordinance CSO#894-09-2018, which, among other things, provided rates to be charged for water and wastewater service; and

**WHEREAS**, the rates for water and wastewater may be amended from time to time as provided by Section 82-3 of the City of Burleson Code of Ordinances; and

**WHEREAS**, the City Council desires set new rates for water and wastewater service; and

**WHEREAS**, the City Council has determined that adopting the rates for water and wastewater service as set forth herein is in the best interest of the City.

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

**Section 1**

The base water rates per meter size shall be as follows:

3/4"	\$ 16.04
1"	\$ 23.10
1.5"	\$ 43.49
2"	\$ 64.10
3"	\$ 154.18
4"	\$ 256.97
6"	\$ 512.79
8"	\$ 768.62
10"	\$ 1,022.18
12"	\$1,180.31

**Section 2**

In addition to the base water rate per meter size, the water rates for all areas of the City are as follows:

(1) 1 gallon to 10,000 gallons

<u>Meter Size</u>	<u>Charge</u>
all	\$ 4.91/1000 gallons

(2) 10,001 gallons to 20,000 gallons

<u>Meter Size</u>	<u>Charge</u>
all	\$ 5.93/1000 gallons

(3) Over 20,000 gallons

<u>Meter Size</u>	<u>Charge</u>
all	\$ 6.77/1000 gallons

(4) Gas Well Drilling

<u>Meter Size</u>	<u>Charge</u>
all	\$ 13.97/1000 gallons

### **Section 3**

The base wastewater rate shall be as follows: \$ 19.16/month.

### **Section 4**

The wastewater volume rates are as follows:

#### **Residential**

Residential wastewater volume will be determined as the average of water consumption billed in the months of January, February, and March up to a maximum of 12,000 gallons. If a customer has not established an average for these three months, wastewater volume will be determined as the citywide residential average for those months.

The rate applied to this volume will be \$5.32 per 1,000 gallons.

Maximum wastewater charge to residential customers using wastewater services only:

Maximum residential wastewater rate \$83.00

Commercial

All usage \$ 5.32 per 1000 gallons

Abnormal Sewage Surcharge

Commercial customers whose discharge is found to qualify under the abnormal sewage ordinance will be surcharged according to the following rates:

Biochemical Oxygen Demand (BOD) \$0.3985 per pound

Total Suspended Solids (TSS) \$0.2633 per pound

**Section 5**

That all of the above premises are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

**Section 6**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

**Section 7**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Burleson, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**Section 8**

That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

**Section 9**

This ordinance shall be in full force and effect October 1, 2019 and after its passage and publication as provided by law.

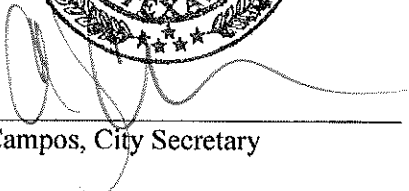
**PASSED AND APPROVED:**

**First Reading:** the 3 day of September, 2019.

**Final Reading:** the 16 day of September, 2019.



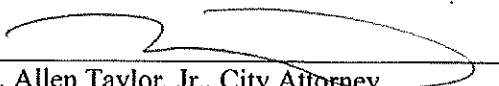
ATTEST:

  
\_\_\_\_\_  
Amanda Campos, City Secretary



\_\_\_\_\_  
Ken Shetter, Mayor  
City of Burleson, Texas

APPROVED AS TO FORM & LEGALITY:

  
\_\_\_\_\_  
E. Allen Taylor, Jr., City Attorney  
BY: MATT RIBITZKI, DEPUTY CITY ATTORNEY