

**ORDINANCE NO. 16-09**

**AN ORDINANCE AMENDING SECTION (d) "WATER SERVICE RATES" AND SECTION (e) "SEWER SERVICE RATES" OF ARTICLE A4.000, "WATER AND SEWER SERVICE" OF APPENDIX A "FEE SCHEDULE," OF THE CODE OF ORDINANCES OF THE CITY OF DALWORTHINGTON GARDENS, AS AMENDED, BY REVISING THE RATES AND CHARGES FOR WATER AND SEWER SERVICES PROVIDED WITHIN THE CITY LIMITS; AMENDING ARTICLE A7.000, "SOLID WASTE COLLECTION" OF APPENDIX A "FEE SCHEDULE," OF THE CODE OF ORDINANCES OF THE CITY OF DALWORTHINGTON GARDENS, AS AMENDED, BY REVISING THE RATES AND CHARGES FOR REFUSE SERVICES PROVIDED WITHIN THE CITY LIMITS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Dalworthington Gardens is a Type-A general law municipality located in Tarrant County, created in accordance with the provisions of Chapter 6 of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, the City of Dalworthington Gardens has heretofore adopted charges and rates for water and sewer service for persons located within the City of Dalworthington Gardens; and

**WHEREAS**, the City Council now deem it necessary to revise those rates and charges, as set forth herein.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALWORTHINGTON GARDENS, TEXAS, THAT:**

**SECTION I.**

Section (d) "Water Service Rates," of Article A4.00 "Water and Sewer Service," of Appendix A "Fee Schedule," as amended is hereby amended as follows:

(d) Water service rates:

- (1) The following rates per month shall be the rates charged for water service furnished to the customer within the corporate limits of the city, except as provided in subsection (3) of this section:

(A) Residential and commercial rates:

<u>Gallons of Water</u>	<u>Residential Rate</u>	<u>Commercial Rate</u>
First 2,000 gallons (minimum)	\$25.00	\$50.00
Over 2,000 gallons (per 1,000 gallons)	\$3.70	\$3.70

(B) Bulk rates: To purchasers of water from the city in bulk quantities per contract \$9.75 per 1,000 gallons, deposit \$1,000.00, minimum bill for bulk contracts, \$350.00 regardless of usage.

(2) The schedule in subsection (1) of this section is based upon the amount of water used, as measured by a single meter, in increments of one thousand (1,000) gallons.

(3) In all cases where more than one residential or commercial unit is supplied water measured through a single meter, not less than the minimum charge hereinabove provided shall be made for each such unit supplied through such meter, multiplied by amount of minimum. All water usage in excess of the total multiple unit minimum charge (2,000 gallons x number of residential living or commercial units) shall be based upon the schedule provided in subsection (1) above.

**SECTION II.**

Section (e) "Sewer Service Rates," of Section A4.000 "Water and Sewer Service," of Appendix A "Fee Schedule," as amended is hereby amended to read as follows:

e) Sewer service rates:

(1) The following rates per month, based upon water consumption, shall be the rates charged for sewer service furnished to the customers within the corporate limits of the city:

<u>Gallons of Water</u>	<u>Residential Rate</u>	<u>Commercial Rate</u>
First 2,000 gallons (minimum)	\$20.00	\$50.00
Over 2,000 gallons (per 1,000 gallons)	\$3.30	\$3.30

(2) In all cases where more than one residential or commercial unit is supplied sewer measured through a single meter, not less than the minimum charge hereinabove provided shall be made for each such unit supplied through such meter, multiplied by amount of minimum.

### **SECTION III.**

Article A7.000 "Solid Waste Collection," of Appendix A "Fee Schedule," as amended is hereby amended to read as follows:

#### **ARTICLE A7.000 SOLID WASTE COLLECTION**

- (a) Residential pickup, per month, per dwelling unit with recycling: \$16.00.\*
- (b) Bin deposit: \$5.00.\*
- (c) Commercial curb pickup, per month, per occupancy: \$20.00.\*

\*Does not include sales tax.

### **SECTION IV. CUMULATIVE**

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

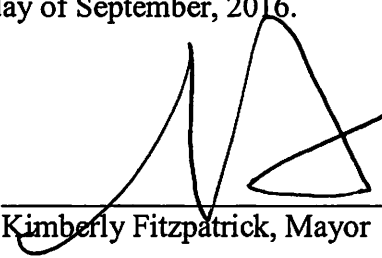
### **SECTION V. SEVERABILITY CLAUSE**

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 VI. EFFECTIVE DATE**

This ordinance shall be in full force and effect thirty days after its passage and it is so ordained.


**PASSED AND APPROVED** on this 22nd day of September, 2016.



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Kimberly Fitzpatrick, Mayor

ATTEST:



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Allison Watkins, Interim City Secretary