

**ORDINANCE NO. 2020-02**

**AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 110, SECTIONS 110-29, 110-73 AND 100-74 OF THE CODE OF ORDINANCES; AMENDING UTILITY TAP AND CONNECTION FEES; PROVIDING SEVERABILITY AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR OTHER RELATED MATTERS**

**Whereas**, the City provides, or causes to be provided electrical services to all residences and businesses within the City;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT;**

**Section. 1. Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section. 2. Amendment.** Sections 110-29, 110-73 and 110-74 of the Code of Ordinances of the City of Burnet shall be amended in its entirety:

**Sec. 110-29. - Water Connection Fees.**

- (a) *Connection Fees.* Connections with the municipal waterworks system with an existing tap shall be charged a Water Meter Installation Charge and Impact Fee, as provided for herein. Connections with the municipal waterworks system without an existing tap shall be charged a Water Meter Installation Charge, Water Tap Fee and Impact Fee, as provided for herein. Each building or residence will be classified as a separate connection.
- (b) *Water Meter Installation Charge.* The Water Meter Installation Charge for service shall be as follows:

Meter Size	Meter Installation Charge
¾ Meter	\$425
1” Meter	\$475

The Water Meter Installation Charge for a water meter larger than one (1) inch shall be equal to the cost of installation, which shall include the meter box, fittings, water meter, radio module, labor, equipment and any other related costs.

- (c) *Water Tap Fee.* The Water Tap Fee shall be equal to the total cost of installation, including materials, equipment and labor. The Water Tap Fee shall include, but not limited to, cutting across a right-of-way, road repairs, cutting through rock and all costs associated with easement acquisition

(land surveying, easement purchase price, attorney fees, additional staff time, etc).

- (d) *Payment made prior to connection.* All fees for service must be paid in-full prior to the connection being made.

**Sec. 110-73. - Sewer charges.**

- (a) *Levy and collection of charges for use of the sewer system.* It is hereby determined and declared to be necessary for the city to levy and collect charges from all persons, firms and corporations that are using the sanitary sewer system and the lines of the city. These charges shall be in accordance with the user charge system developed under EPA Grant Project C-48-1638-03. The charges shall be based upon actual sewer use as measured by the average monthly water usage during the winter months of December, January and February. Sewer charges shall be calculated once each year and remain fixed throughout a 12-month period.
- (b) *Amendment of sewer user charge system; minimum billing.* The sewer user charge system shall be amended to provide for a minimum billing based upon a basic level of service required by all sewer customers including, but not limited to, costs for meter reading, monthly billing, overhead administration services, and wastewater collection and treatment of 2,000 gallons per month.
- (c) *Schedules.*

*Schedule A*

Sewer charges:

Minimum Charge	\$30.00
Volumetric rate per 1,000 gallons, or fraction there of	\$5.00

*Schedule B*

Sewer only with no water service:

Residential	\$57.50 per billing period, or fraction thereof.
Commercial	A commercial customer shall be charged in accordance with this section based on the city's estimation of customer's return flow to the city's wastewater system. The city may, at its discretion, require the installation, at customer's expense, of a water or wastewater meter to verify return flow.

**Sec. 110-74. - Wastewater Connection Fees.**

- (a) *Connection Fees.* Connections with the municipal wastewater system with an existing tap shall be charged a Wastewater Connection Charge and Impact Fee, as provided for herein. Connections with the municipal wastewater system without an existing tap shall be charged a Wastewater Connection Charge, Wastewater Tap Fee and Impact Fee, as provided for herein. Each building or residence will be classified as a separate connection.
- (b) *Wastewater Installation Charge.* The Wastewater connection charge for service shall be as follows:

Wastewater Connection Fee	\$100.00
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- (c) *Wastewater Tap Fee.* The Wastewater Tap Fee shall be equal to the total cost of installation, including materials, equipment and labor. The Wastewater Tap Fee shall include, but not limited to, with easement acquisition (land surveying, easement purchase price, attorney fees, additional staff time, etc).
- (d) *Payment made prior to connection.* All fees for service must be paid in-full prior to the connection being made.

**Section 4. Severability.** Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.


**Section 5. Open Meetings.** It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code.*

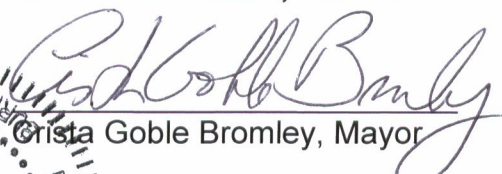
**PASSED AND APPROVED** on first reading this the 14<sup>th</sup> day of January 2020

**FINALLY PASSED AND APPROVED** on this the 28<sup>th</sup> day of January 2020

**CITY OF BURNET, TEXAS**

**ATTEST:**

  
 Kelly Dix, City Secretary

  
 Crista Goble Bromley, Mayor

