

ORDINANCE NO. O-2022-00

AN ORDINANCE OF THE CITY OF LA MARQUE TEXAS AMENDING APPENDIX A, SCHEDULE OF FEES AND CHARGES OF THE CODE OF ORDINANCES, CITY OF LA MARQUE, TEXAS BY AMENDING PRESCRIBED WATER AND SEWER RATES.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE TEXAS:

Section 1. That Appendix A, Schedule of Fees and Charges, Water and Sewer Rates, of the La Marque Code of Ordinances is hereby amended to read as follows:

APPENDIX A: SCHEDULE OF FEES AND CHARGES

Residential Water and Sewer Rates

INSIDE CITY LIMITS: The following rates shall apply to all residential customers of the city water and sewer system:

(a) *Water Rates:* All residential customers, including single-family units, which shall include each mobile home whether located in a mobile home park or not and each unit of a duplex, triplex and apartments shall pay the following water rates per family unit:

For the first increment of water usage up to and including 2,000 gallons of water:

(a) For residential and multi-family users \$0.00 plus \$16.50 per 1,000 gallons

For the increment of water usage from 2,001 gallons of water to 5,000 gallons:

(b) For residential and multi-family users \$7.00 plus \$16.50 per 1,000 gallons

For the increment of water usage from 5,001 gallons of water to 10,000 gallons:

(c) For residential and multi-family users \$8.50 plus \$16.50 per 1,000 gallons

For the increment of water usage from 10,001 gallons of water and above:

(d) For residential and multi-family users \$10.00 plus \$16.50 per 1,000 gallons

The minimum charge for each single-family and multi-family unit shall be \$16.50 per month which charge shall provide for and be applied to the payment of the bond, contract bond debt, and other fixed operating costs of the city sewer system. All multiple unit customers such as apartments, mobile home parks, duplexes, etc., shall be charged the minimum charge of \$16.50 per month for each unit located in

such apartment, mobile home park, or duplex so that by example, if such apartment building contains ten apartments, the minimum monthly charge shall be \$165.00.

(b) *Sewer Rates*: All residential customers, including single-family units, which shall include each mobile home whether located in a mobile home park or not and each unit of a duplex, triplex and apartments shall pay the following sewer rates per family unit:

For the increment of sewer usage between 0 and 1,000 gallons:

(a) For residential and multi-family users \$23.59

For the increment of sewer usage between 1,001 gallons and above:

(b) For residential and multi-family users \$23.59 plus \$3.63 per 1000 gallons

Computation of the sewer rate charge shall be based upon consumption of metered water as read monthly by the city. Malfunctioning water meters that fail to register consumption average daily consumption as shown when metering operating properly.

OUTSIDE CITY LIMITS (RESIDENTIAL)

One and one-half times the charge applied inside the city limits for the same water usage.

Commercial Water and Sewer Rates

INSIDE CITY LIMITS

(a) *Water Rates*: The following rates shall apply to all commercial customers of the city water and sewer system:

For the first increment of water usage up to and including 1,000 gallons of water, minimum rate:

(a) For commercial users \$7.00

For the second increment of water usage from 1,001 gallons of water to 2,000 gallons of water:

(b) For commercial users \$9.00 plus \$45.00, per 1,000 gallons;

For the increment of water usage from 2,001 gallons of water to 5,000 gallons of water,:

(c) For commercial users \$12.00 plus \$45.00, per 1,000 gallons;

For the increment of water usage from 5,001 gallons of water to 10,000 gallons of water:

(d) For commercial users \$15.00 plus \$45.00, per 1,000 gallons;

For the increment of water usage from 10,001 gallons of water and above:

(e) For commercial users \$20.00 plus \$45.00, per 1,000 gallons;

The minimum charge commercial unit shall be \$45.00 per month which charge shall provide for and be applied to the payment of the bond, contract bond debt, and other fixed operating costs of the city sewer system.

(b) *Sewer Rates*: All commercial customers shall pay the following sewer rates per family unit:

For the increment of sewer usage between 0 and 1,000 gallons:

(a) For commercial users \$34.13;

For the increment of sewer usage between 1,001 gallons and 2,000 gallons:

(c) \$34.13 plus \$3.63 per 1000 gallons

Computation of the sewer rate charge shall be based upon consumption of metered water as read monthly by the city. Malfunctioning water meters that fail to register consumption average daily consumption as shown when metering operating properly.

OUTSIDE CITY LIMITS (COMMERCIAL)

One and one-half times the charge applied inside the city limits for the same water usage.

Section 2. This ordinance is intended to be cumulative and shall not repeal any provision of a previous ordinance or City Code provision, except to the extent that a provision is inconsistent and cannot be reconciled with this ordinance.

Section 3. Severability. In the event any clause, phrase, provision sentence, or part of this Ordinance or the application of the same to any person or circumstance for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it is the intention of the City Council that the invalidity or unconstitutionality of the one or more parts shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision other than the part declared to be invalid or unconstitutional; and the City Council of the City of La Marque, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 4. Publication and Effective Date. This Ordinance shall be effective on the first utility billing date after final passage by City Council, a public hearing in accordance with Section 2.19 of the City Charter, and publication of this ordinance or a caption that summarizes the purpose of this ordinance.

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on First Reading this ____ day of _____, **2022**; and

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on Second and Final Reading this ____ day of _____, **2022**.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Kierra Nance, TRMC
City Clerk

APPROVED AS TO FORM:

Gus Knebel
Consulting City Attorney