

ORDINANCE NO. 2016-01-_____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING REVISIONS TO CHAPTER 110 OF THE CODE OF ORDINANCES REGARDING UTILITY BILLINGS, DEPOSITS, AND RECONNECTIONS

WHEREAS, the City Council of the City of McKinney, Texas, acknowledges that all water charges shall be due monthly on or before 16 days following the date of billing; and,

WHEREAS, deposits on non-residential accounts will be required as long as the account remains active; and,

WHEREAS, deposits on customers with a history of unpaid prior balances will be assessed at twice the base rate; and,

WHEREAS, payment in full will be required for any reconnection for non-payment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:

Section 1. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. That Chapter 110, entitled "Commercial or industrial base deposit required", of the Code of Ordinances, City of McKinney, Texas, Section 40 is hereby amended to read as follows:

Sec. 110-40. - Commercial or industrial base deposit required.

When a commercial or industrial account requests city utility service, a service deposit shall be required which shall be equal to an estimate of the cost of 60 days' utility service. The amount of the deposit shall be estimated by city officials and be retained as long as the account is active.

Section 3. That Chapter 110, entitled "Same – Additional deposit", of the Code of Ordinances, City of McKinney, Texas, Section 43 is hereby amended to read as follows:

Sec. 110-43. - Same—Additional deposit.

Any customer whose city utility service has been disconnected twice within a 12-month period shall be required to increase its deposit by an additional base amount following the second and each subsequent reconnection until the deposit equals three times the customer's average monthly bill. Said average bill shall be calculated by a city official using said customer's most recent 12-month billing history. The City also reserves the right to assess an additional deposit on customers with a history of unpaid prior balances. An additional base amount equal to two times the current deposit shall be required.

Section 4. That Chapter 110, entitled "Payment generally", of the Code of Ordinances, City of McKinney, Texas, Section 143 is hereby amended to read as follows:

Sec. 110-143. - Payment generally.

All water charges shall be payable monthly on or before 16 days following the date of billing as indicated on the paper or electronic statement. Failure to receive a statement does not negate the obligation to pay monthly.

Section 5. That Chapter 110, entitled "Payment required for reconnection", of the Code of Ordinances, City of McKinney, Texas, Section 146 is hereby amended to read as follows:

Sec. 110-146. - Payment required for reconnection.

Any person to whom water service may have been discontinued under the terms of this chapter shall not be entitled to or have water service or connection with the water mains of this city until all charges and penalties have been paid in full.

Section 6. This Ordinance shall take effect March 1, 2016 and after publication as provided by law, and it is accordingly so ordained.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 5TH DAY OF JANUARY, 2016.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

ATTEST:

SANDY HART, TRMC, MMC
City Secretary
DENISE VICE, TRMC
Assistant City Secretary

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney