

ORDINANCE NO. 2010-09-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING APPENDIX A, ENTITLED "SCHEDULE OF FEES", OF THE CODE OF ORDINANCES OF THE CITY OF MCKINNEY, TEXAS, RELATING TO FEES, BY AMENDING SECTIONS 110-141 AND 110-230 RELATIVE TO UTILITY FEES; PROVIDING A PENALTY CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, the City Council of the City of McKinney, Texas, finds, determines, and declares that certain fees are necessary to provide for efficient government services; and

WHEREAS, the City Council of the City of McKinney, Texas, finds and determines that the current fees are insufficient to cover the costs of the respective services; and

WHEREAS, the City Council of the City of McKinney, Texas desires to adopt fees necessary for the City to provide good and efficient government for the benefit of the citizens of the City.

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

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

Section 2. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 110-141, is hereby amended to read as follows:

Appendix A, "Sec. 110-141. Monthly water rates.

Water rates and applicable criteria therefore for each monthly period:

- (1) *Single-family dwelling accounts, excluding separate irrigation meters:*
 - a. The base/minimum monthly rate shall be . . . \$11.50
 - b. From 1 gallon to 20,000 gallons the rate per 1,000 gallons or any portion thereof shall be . . . \$3.17
 - c. From 20,001 gallons to 40,000 gallons the rate per 1,000 gallons or any portion thereof shall be . . . \$3.96
 - d. For usage to exceed over 40,000 gallons, the rate per 1,000 gallons or any portion thereof shall be . . . \$4.75
- (2) *Multifamily dwelling accounts, excluding separate irrigation meters:*
 - a. The base/minimum monthly rate shall be:
 1. 5/8-inch x 3/4-inch meter . . . \$11.50
 2. 1-inch meter . . . \$20.14
 3. 1 1/2-inch meter . . . \$34.52
 4. 2-inch meter . . . \$48.33

5. 3-inch meter . . . \$85.16
6. 4-inch meter . . . \$126.58
7. 6-inch meter . . . \$235.92
8. 8-inch meter . . . \$466.07

b. The rate per 1,000 gallons or any portion thereof shall be . . . \$3.17

(3) *Commercial/industrial/governmental accounts:*

a. The base/minimum monthly rate shall be:

1. 5/8-inch x 3/4-inch meter . . . \$11.50
2. 1-inch meter . . . \$20.14
3. 1 1/2-inch meter . . . \$34.52
4. 2-inch meter . . . \$48.33
5. 3-inch meter . . . \$85.16
6. 4-inch meter . . . \$126.58
7. 6-inch meter . . . \$235.92
8. 8-inch meter . . . \$466.07

b. The rate per 1,000 gallons or any portion thereof shall be . . . \$3.17

(4) *Water district/municipal accounts.* The monthly rates for water sold by the city to treated-water water district accounts and municipal accounts, including separate irrigation meters, per 1,000 gallons or any portion thereof shall be . . . \$2.38

(5) *Irrigation accounts:*

a. The base/minimum monthly rate shall be:

1. 5/8-inch x 3/4-inch meter . . . \$11.50
2. 1-inch meter . . . \$20.14
3. 1 1/2-inch meter . . . \$34.52
4. 2-inch meter . . . \$48.33
5. 3-inch meter . . . \$85.16
6. 4-inch meter . . . \$126.58
7. 6-inch meter . . . \$235.92
8. 8-inch meter . . . \$466.07

b. From 1 gallon to 20,000 gallons the rate per 1,000 gallons or any portion thereof shall be . . . \$3.17

c. From 20,001 gallons to 40,000 gallons the rate per 1,000 gallons or any portion thereof shall be . . . \$3.96

d. For usage to exceed over 40,000 gallons, the rate per 1,000 gallons or any portion thereof shall be . . . \$4.75”

Section 3. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 110-230, is hereby amended to read as follows:

Appendix A, "Sec. 110-230. Sewer service rates generally.

- (1) *Single-family dwelling accounts:*
 - a. The base/minimum monthly rate shall be . . . \$11.50
 - b. The rate per 1,000 gallons up to 12,000 gallons, but not to exceed the winter average if applicable, shall be . . . \$3.24
 - c. Utility customers shall be billed at actual metered water consumption not to exceed 12,000 gallons maximum until a winter average may be established. The winter average shall be established using the consumption for the months of December, January and February.
- (2) *Multifamily dwelling accounts:*
 - a. The base/minimum monthly rate shall be:
 1. 5/8-inch x 3/4-inch meter . . . \$11.50
 2. 1-inch meter . . . \$18.86
 3. 1 1/2-inch meter . . . \$31.11
 4. 2-inch meter . . . \$40.47
 5. 3-inch meter . . . \$63.51
 6. 4-inch meter . . . \$90.00
 7. 6-inch meter . . . \$153.81
 8. 8-inch meter . . . \$300.99
 - b. The rate per 1,000 gallons or any portion thereof shall be . . . \$3.24
- (3) *Commercial/industrial/governmental accounts:*
 - a. The base/minimum monthly rate shall be:
 1. 5/8-inch x 3/4-inch meter . . . \$11.50
 2. 1-inch meter . . . \$18.86
 3. 1 1/2-inch meter . . . \$31.11
 4. 2-inch meter . . . \$40.47
 5. 3-inch meter . . . \$63.51
 6. 4-inch meter . . . \$90.00
 7. 6-inch meter . . . \$153.81
 8. 8-inch meter . . . \$300.99
 - b. The rate per 1,000 gallons or any portion thereof shall be . . . \$3.24
- (4) *Municipal accounts:*
 - a. The rate per 1,000 gallons or any portion thereof . . . \$2.43

(5) *Irrigation accounts:*

- a. Meters used for irrigation purposes only shall not be billed sewer charges.”

Section 4. If any section, subsection, paragraph, sentence, phrase or clause of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect, and to this end, the provisions of this Ordinance are declared to be severable.

Section 5. That this Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of said ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance and such ordinances shall remain intact and are hereby ratified, verified and affirmed.

Section 6. This Ordinance shall become effective October 1, 2010.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THIS 21st DAY OF SEPTEMBER, 2010.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

CORRECTLY ENROLLED:

SANDY HART, TRMC, MMC
City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney