

ORDINANCE NUMBER 364

AN ORDINANCE AMENDING ORDINANCE NUMBER 121; REPEALING ORDINANCE NUMBER 228; PROVIDING FOR A UTILITY DEPOSIT BEFORE A CUSTOMER MAY OBTAIN WATER, SEWER, OR TRASH COLLECTION SERVICE; PROVIDING FOR FEES FOR CONNECTION AND RECONNECTION TO THE CITY OF TIOGA WATER SYSTEM; PROVIDING FOR AUTHORITY TO ENFORCE ORDINANCE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALING CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Tioga has previously adopted Ordinance number 121, as amended in Ordinance 196, providing for fees for connection and reconnection to the City of Tioga Water System and requiring a utility deposit be paid before a customer may obtain water, sewer, or trash collection service; and

WHEREAS, the need to amend the Ordinance has arisen;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TIOGA, TEXAS;

SECTION 1

From date of passage of this Ordinance, Ordinance Number 121, Section 2, and any amendments thereto, is hereby amended to read as follows:

1. Before any customer, except as provided below, may obtain services from the water, sanitary sewer or trash collection system, said customer must pay deposit. The deposit, or a portion thereof, will be refunded to the customer when final service is rendered, providing the final bill has been paid or that there is a deposit balance remaining after the deposit has been applied toward the final bill.
 - A. Residential customers: The deposit for residential customers shall be \$100.00.
 - B. Commercial and Industrial customers: The deposit for commercial and industrial customers shall be \$150.00.
 - C. Exemptions: The following customers shall be exempt from a deposit:
 1. School and College Districts
 2. County, State and Federal Government agencies
 3. Churches, if building is designated as a place of worship
 4. Landlords using water and sewer service to clean a structure for rental service may have temporary service without paying a deposit for a period of not more than 30 days.
2. A connect fee of \$50.00 for customers inside the city limits or a connect fee of \$100.00 for customers outside the city limits shall be charged when the water meter is turned on for new service or transfer of service from one location to another. If water is temporarily turned on for a landlord to clean a structure for rental, the connect fee shall not be charged. Also, customers requesting a temporary disconnect from service in order to affect repairs shall not be charged.
3. If service has been turned off for non-payment, a reconnection fee of \$50.00 for customers inside the city limits or \$100.00 for customers outside the city limits shall be

charged when the meter is turned back on, if the meter is turned on during regular office hours.

4. If service has been turned off for non-payment, a reconnection fee of \$100.00 for customers inside the city limits or \$200.00 for customers outside the city limits shall be charged if the City is required to turn on the meter after regular working hours, or weekends, or holidays.
5. A meter reset fee of \$100.00 shall be charged if the City finds that the customer has turned the meter on after it has been disconnected by the City for non-payment. This charge is in addition to the reconnect fee.

SECTION 2

Authority to enforce this Ordinance shall be vested in the Mayor or his/her assign or agents.

SECTION 3

If any Section or part of any Section or paragraph of this Ordinance is declared invalid or unconstitutional for any reason, it shall not invalidate or impair the validity, force or effect of any other Section or Sections or part of a Section or paragraph for this Ordinance.

SECTION 4

The City Council of the City of Tioga declares this Ordinance in full force after its reading and passage.

SECTION 5

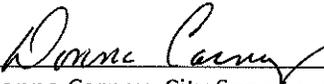
All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

PASSED THIS 10TH DAY OF SEPTEMBER, 2018.



Craig Jezek, Mayor

Attest:



Donna Carney, City Secretary