



Filing Receipt

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Item Number - 7

ORDINANCE NO. 1920

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS PARTIALLY REPEALING ORDINANCE NO. 1909 REGARDING WATER RATES FOR RATEPAYERS LOCATED OUT OF THE CITY; PROVIDING FOR REFUNDS; PROVIDING FOR THE VALIDITY OF SAID ORDINANCE; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council considered on second reading Ordinance No. 1909 (“Rate Ordinance”) that, among other things, approved water rates for out of city customers; and

WHEREAS, the City, as required by law, attempted to notify the out of city ratepayers of the water rate increase; and

WHEREAS, the City has discovered that ratepayers receiving paper notices did not receive sufficient notice of the rate increase, as required by law; and

WHEREAS, the City now seeks to repeal said rate increase and refund the affected ratepayers of the differential related thereto.

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

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

SECTION 2. Repealer. The Amendment and changes made in the Rate Ordinance to Chapter 102 “Utilities,” Article II. “Water Service,” Division 3 “Service Charges,” Sec. 102-58 “Water rates outside city limits” are hereby repealed and the outside city water rates in effect immediately prior to the adoption of the Rate Ordinance pursuant to Chapter 102 “Utilities,” Article II. “Water Service,” Division 3 “Service Charges,” Sec. 102-58 “Water rates outside city limits” remain in effect as of the date the Rate Order became effective. Thus, Sec. 102-58 “Water rates outside city limits” is returned to read as follows:

Sec. 102-58. - Water rates outside city limits.

(a) There shall be charged and collected by the city from all customers of water supplied by the city outside its city limits, including customers residing within the Town of Fulton city limits, the amount of money based upon the size of the customer's tap and the customer's usage (in gallons of water), as set forth in the following schedule of rates and charges:

(1) For the first 1,500 gallons, or fractional part thereof, used in any one regular billing cycle by any one user, the following sum per cycle:

Tap Size	MINIMUM	NEW
$\frac{3}{4}$	\$29.95	\$33.06
1	\$36.21	\$39.84
1½	\$67.62	\$73.41
2	\$104.68	\$113.73
3	\$204.36	\$221.27
4	\$316.45	\$342.26
6	\$316.45	\$342.26

(2) If applicable, for all additional gallons used over 1,501 to 10,000 gallons, the sum of \$8.16 ~~\$9.05~~ per month for each 1,000 gallons, or fractional part thereof, used in any one regular billing cycle.

(3) Conservation billing. If applicable, for all gallons used over 10,001 to 15,000 the sum of \$9.59 ~~\$10.55~~ per 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(4) Conservation billing. If applicable for all gallons used over 15,001 and up, the sum of \$10.90 ~~\$11.94~~ for each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

(b) There shall be charged and collected by the city, for all commercial customers of water supplied by the city outside its city limits, as now or hereafter established, the amount of money based upon the size of the customers tap and the customer's usage (in gallons of water), as set forth in the following schedule of rates and charges, used in any one regular billing cycle by any one user, the following sum per cycle:

(1) For the first 1,500 gallons, or fractional part thereof, used in any one regular billing cycle by any one user, the following sum per cycle:

Tap Size	MINIMUM	NEW
$\frac{3}{4}$	\$29.95	\$33.06
1	\$36.21	\$39.84
1½	\$67.62	\$73.41
2	\$104.68	\$113.73
3	\$204.36	\$221.27
4	\$316.45	\$342.26
6	\$316.45	\$342.26

(2) If applicable, for all additional gallons used over 1,501 to 10,000 gallons, the sum of \$8.16 ~~\$9.05~~ per month for each 1,000 gallons, or fractional part thereof, used in any one regular billing cycle.

- (3) Conservation billing. If applicable, for all gallons used over 10,001 to 15,000 the sum of \$9.59-~~\$10.55~~ per 1,000 gallons or fractional part thereof, used in any one regular billing cycle.
- (4) Conservation billing. If applicable for all gallons used over 15,001 and up, the sum of \$10.90-~~\$11.94~~ for each 1,000 gallons or fractional part thereof, used in any one regular billing cycle.

SECTION 3. Refunds. The City shall refund to the affected ratepayers of the repealer contained in Section 2 hereof a refund of the differential between the amounts collected pursuant to the Rate Order and the amount of the applicable rate just prior to the adoption of the Rate Order. Said refunds shall appear on the affected ratepayers next applicable water bill or in any other manner adequate in law as determined by the City Manager.

SECTION 4. Repealer Clause.

Any previously adopted ordinances, and any subsequent amendments to them, which are in conflict with this Ordinance, are all hereby repealed.

SECTION 5. Severability.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 6. Effective Date.

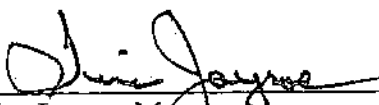
This ordinance shall become effective upon adoption on second reading by the Rockport City Council.

APPROVED on first reading the 12th day of December 2023.

CITY OF ROCKPORT, TEXAS



ATTEST:



Tim Jayroe, Mayor



Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the 13th day of December 2023.



CITY OF ROCKPORT, TEXAS



Tim Jayroe, Mayor

ATTEST:



Teresa Valdez, City Secretary

ORDINANCE NO. 1921

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKPORT, TEXAS PARTIALLY REPEALING ORDINANCE NO. 1910 REGARDING WASTEWATER RATES FOR RATEPAYERS LOCATED OUT OF THE CITY; PROVIDING FOR REFUNDS; PROVIDING FOR THE VALIDITY OF SAID ORDINANCE; REPEALING ALL PRIOR ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council considered on second reading Ordinance No. 1910 (“Rate Ordinance”) that, among other things, approved wastewater rates for out of city customers; and

WHEREAS, the City, as required by law, attempted to notify the out of city ratepayers of the wastewater rate increase; and

WHEREAS, the City has discovered that ratepayers receiving paper notices did not receive sufficient notice of the rate increase, as required by law; and

WHEREAS, the City now seeks to repeal said rate increase and refund the affected ratepayers of the differential related thereto.

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

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

SECTION 2. Repealer. The Amendment and changes made in the Rate Ordinance to Chapter 102 “Utilities,” Article III. “Wastewater Service,” Division 4 “Service Charges,” Sec. 102-267 “Wastewater rates outside city limits” and Sec. 102.269 “Rates if not on city water” are hereby repealed and the outside city wastewater rates in effect immediately prior to the adoption of the Rate Ordinance pursuant to Chapter 102 “Utilities,” Article III. “Wastewater Service,” Division 4 “Service Charges,” Sec. 102-267 “Wastewater rates outside city limits” and Sec. 102-269 remain in effect as of the date the Rate Order became effective. Thus, Sec. 102-267 “Wastewater rates outside city limits” and Sec. 102.269 “Rates if not on city water” are returned to read as follows:

Sec. 102-267. - Wastewater rates outside city limits.

a) *Residential/single-family.* There shall be charged and collected by the city from all residential/single-family customers connected to wastewater utility system outside its city limits, as now or hereafter established, the amount of money based upon the customer's water tap and the customer's water usage (in gallons of water), set forth in the following schedule of rates and charges:

1. For the first 0 to 1,500 gallons, or fractional part thereof, used in any one billing calendar month by any one user the following sum per month:

TABLE INSET:

Water Tap Size (Inches)	Minimum Charge	New Charges
3/4	\$32.70	\$36.62
1 or larger	\$40.84	\$45.74

2. For all additional gallons used over 1,500 gallons the sum of \$5.97 ~~\$6.69~~ for each 1,000 gallons up to 5,000 gallons or fractional part thereof, used in any one billing cycle.
3. For all additional gallons used over 5,000 gallons the sum of \$7.05 ~~\$7.90~~ for each 1,000 gallons up to 15,000 gallons or fractional part thereof, used in any one calendar month.

b) *Nonresidential/non-single-family.* There shall be charged and collected by the city from all nonresidential/non-single-family customers connected to wastewater utility system outside its city limits, as now or hereafter established, the amount of money based upon the customer's water tap and the customer's water usage (in gallons of water), as set forth in the following schedule of rates and charges:

1. For the first 0 to 1,500 gallons, or fractional part thereof, used in any one billing calendar month by any one user, the following sum per month:

TABLE INSET:

Water Tap Size (Inches)	Minimum Charge	New Charges
3/4	\$32.69	\$41.52
1	\$40.84	\$51.87
1 1/2	\$49.03	\$62.27
2	\$65.35	\$82.99
3	\$130.70	\$165.99
4 or larger	\$204.22	\$259.36

2. For all additional gallons used over 1,500 the sum of \$5.95 ~~\$7.56~~ for each 1,000 gallons up to 5,000 or fractional part thereof.
3. For all additional gallons used over 5,000 the sum of \$7.05 ~~\$8.95~~ for each 1,000 gallons or fractional part thereof.

Sec. 102-269. Rates if not on city water.

Any person using the city wastewater utility system, and not connected full-time to its municipal water system shall pay the following monthly charges:

TABLE INSET:

Account Type	Inside City Limits	Outside the City Limits	NEW Outside City Limits
Residential/Single-family	\$46.38	\$55.89	\$70.98
Nonresidential/non-single family	\$52.79	\$63.58	\$80.75
Commercial operations (car washes/laundry), minimum*	\$229.86	\$272.96	\$346.66

*Rate will be determined by the director of public works or his designee by comparing like services to other nonresidential users.

SECTION 3. Refunds. The City shall refund to the affected ratepayers of the repealer contained in Section 2 hereof a refund of the differential between the amounts collected pursuant to the Rate Order and the amount of the applicable rate just prior to the adoption of the Rate Order. Said refunds shall appear on the affected ratepayers next applicable bill or in any other manner adequate in law as determined by the City Manager.

SECTION 4. Repealer Clause.

Any previously adopted ordinances, and any subsequent amendments to them, which are in conflict with this Ordinance, are all hereby repealed.

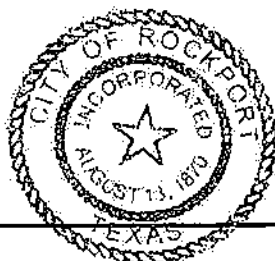
SECTION 5. Severability.

If any provision, section, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is, for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof, or provisions or regulations contained herein, shall become inoperative or fail by reason of any unconstitutionality of any other portion hereof, and all provisions of this Ordinance are declared severable for that purpose.

SECTION 6. Effective Date.

This ordinance shall become effective upon adoption on second reading by the Rockport City Council.

APPROVED on first reading the 12th day of December 2023.



CITY OF ROCKPORT, TEXAS


Tim Jayroe, Mayor

ATTEST:

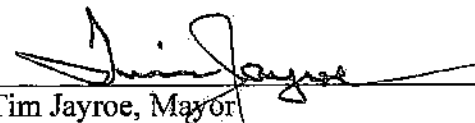


Teresa Valdez, City Secretary

APPROVED, PASSED and ADOPTED on second and final reading the 13th day of December 2023.

CITY OF ROCKPORT, TEXAS





Tim Jayroe, Mayor

ATTEST:



Teresa Valdez, City Secretary