

ORDINANCE NO. 26

AN ORDINANCE TO REPEAL ORDINANCE NO. 7-1992 AND AMENDING VAN BUREN MUNICIPAL CODE CHAPTER 10.16, ESTABLISHING FEES FOR CONNECTIONS MADE TO THE VAN BUREN WATER AND SEWER SYSTEM, DECLARING AN EMERGENCY AND FOR ALL OTHER PURPOSES.

WHEREAS, the cost of labor and material for connecting water and sewer lines within the City of Van Buren, Arkansas, has increased materially since the same were fixed by Ordinance No. 7-1992, passed and approved March 16, 1992; and,

WHEREAS, the City of Van Buren, Arkansas, is obligated to the payment of bonded indebtedness of construction of improvements and betterments to the system, and the cost of operating the water and sewer system make it necessary that fees for making water and sewer connections (commonly referred to as 'taps') be increased and the increased cost thereof be passed on to the customers; and

WHEREAS, it is necessary for the City Council of the City of Van Buren, Arkansas, to establish fees for connecting to water and sewer lines to insure that the same remain uniform and equitable; and,

WHEREAS, the Van Buren Water and Sewer Commission, upon a necessary and complete investigation, has found that it is necessary to the interest of the City and its inhabitants that the fees charged for the facilities and services afforded by the Water and Sewer System of the City of Van Buren, Arkansas, be adjusted as hereinafter set forth and have offered such proposal to the City Council of the City of Van Buren, Arkansas:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VAN BUREN, ARKANSAS, that Ordinance No. 7-1992 is hereby repealed and that Chapter 10.16 of the Van Buren Municipal Code is hereby in its entirety amended and substituted as follows:

10.16.01 Charges - Ordinary. That the following fees for ordinary water connections for consumers within the City of Van Buren, Arkansas, be established as follows:

CHARGES FOR CONNECTING TO WATER LINES
FOR ORDINARY CONSUMERS

| <u>Size</u> | <u>Inside City</u> | <u>Outside City</u> |
|-------------|--------------------|---------------------|
| 3/4" | \$ 430.00 | \$ 645.00 |
| 1" | 577.00 | 865.00 |
| 1 1/2" | 1,535.00 | 2,302.00 |
| 2" Turbine | 1,829.00 | 2,743.00 |
| 2" Compound | 2,748.00 | 4,122.00 |
| 3" Turbine | 4,590.00 | 6,885.00 |
| 3" Compound | 5,629.00 | 8,443.00 |
| 4" Turbine | 6,515.00 | 9,772.00 |
| 4" Compound | 7,831.00 | 11,746.00 |
| 6" Turbine | 8,421.00 | 12,631.00 |
| 6" Compound | 10,880.00 | 16,320.00 |
| 8" Turbine | 13,181.00 | 19,771.00 |

In addition to the above charges there will be charged an additional \$600.00 if a street cut is required. It shall also be provided that in no case shall one water meter serve two individual buildings, and/or businesses.

10.16.02 Charges - Fire Line. That fees for fire line connections be established as follows:

CHARGES FOR FIRE LINE CONNECTIONS

| <u>Size</u> | <u>Charge</u> |
|-------------|---------------|
| 6 x 4" | \$ 584.20 |
| 6 x 6" | 645.12 |
| 8 x 4" | 714.00 |
| 8 x 6" | 729.50 |
| 8 x 8" | 779.50 |
| 12 x 4" | 786.54 |
| 12 x 6" | 794.12 |
| 12 x 8" | 957.50 |
| 16 x 4" | 1,071.21 |
| 16 x 6" | 1,078.71 |

| | |
|----------|----------|
| 16 x 8" | 1,246.42 |
| 16 x 12" | 1,652.48 |

In addition to the above initial connection fees, there shall be a flat monthly service charge for fire protection based on .30 per year per sprinkler head divided by 12 to obtain the monthly service charge. This charge shall be in addition to the monthly charge on water consumed through water meters. Installation of the connection is the responsibility of the customer.

10.16.03 Service Charges and Meter Deposits. That water turn on service charges be established as follows:

(a) The utility service charges and meter deposits not included in connection fees shall be set by the utility commission policies.

(b) It shall also be provided that consumers outside the city limits of the City of Van Buren, Arkansas, shall be charged 1 ½ times the above rates.

10.16.04 Charges - Ordinary Sewer Line. That the following fees for ordinary sewer line connections for consumers within and without the City of Van Buren, Arkansas, be established as follows:

CHARGES FOR CONNECTING TO SEWER LINE
FOR ORDINARY CONSUMERS

| <u>Size</u> | <u>Inside City</u> | <u>Outside City</u> |
|-------------|---------------------------------------|---------------------------------------|
| 4" | \$350.00 | \$525.00 |
| 6" | 400.00 (plus cost over run if any) | 600.00 (plus cost over run if any) |

In addition to the above charges there will be charged an additional \$600.00 if a street cut is required. Taps larger than 6" shall be based on a minimum charge of \$600.00 plus cost over run, if any. It shall be further provided that in no case shall one sewer tap serve more than one building, and/or business.

THAT, the City Council hereby finds that said fees are reasonable and necessary for connecting to water and sewer lines as herein above set out, and it is necessary that same be charged and collected in advance of the services to produce sufficient revenue

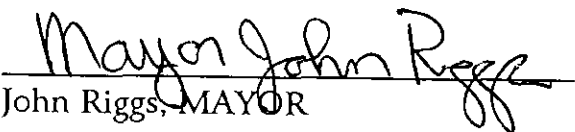
to pay the labor and material and all other costs in connection therewith.

THAT, all ordinances and parts of ordinances in conflict herewith are hereby repealed.

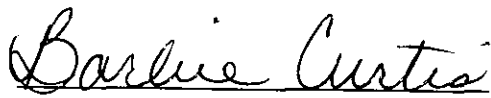
EMERGENCY CLAUSE: It is ascertained and declared that there is immediate need in order to procure sufficient revenue to operate and maintain the Van Buren Water and Sewer System and to protect the health, lives and property of the inhabitants of the City of Van Buren, Arkansas, and consumers of the Van Buren Water and Sewer Department, to charge and collect the fees herein above set out; therefore, an emergency is found to exist, this ordinance is necessary for the preservation of the public peace, health and safety, same shall take effect and be in force without delay and same shall be charged for all such services and connections made on or after January 1, 2003.

PASSED AND APPROVED this 9th day of December, 2002.

APPROVED:


John Riggs, MAYOR

ATTEST:


Barbie Curtis, CITY CLERK