

ORDINANCE NO. 16-09

AN ORDINANCE ESTABLISHING RATES FOR SERVICES RENDERED BY THE SEWER FACILITIES OF THE WATER AND SEWER SYSTEM OF THE CITY OF DECATUR, ARKANSAS; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, the City of Decatur, Arkansas (the "City") owns and operates a water and sewer system (the "System"); and

WHEREAS, it is necessary for the City to finance improvements to the System, which are necessary to make the services thereof adequate for the needs of the City; and

WHEREAS, the City Council of the City has determined that, due to the need for improvements to the System, and other factors, it is necessary to increase rates charged by the sewer facilities of the System;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Decatur, Arkansas:

Section 1. The following monthly rates and charges which the City Council hereby finds and declares are fair, reasonable and minimum rates to be charged for sewer services be, and they are hereby, confirmed as rates to be charged for services rendered by the sewer facilities of the System.

All monthly sewer charges shall be based upon water consumption. The water usage of each customer shall be determined each month by meter measurement and the amount to be paid by each customer shall be computed on the basis of the following schedule of rates:

RESIDENTIAL/COMMERCIAL SEWER RATES

(based on water consumption in gallons; per 1,000 gallons or portion thereof)

0 - 1,000 gallons	\$7.20
1,000 - 10,000 gallons	3.64
10,000 - 50,000 gallons	3.34
50,001 plus gallons	3.24

INDUSTRIAL SEWER RATES

(based on water consumption in gallons; per 1,000 gallons or portion thereof)

0 - 1,000 gallons	\$7.20
1,000 - 10,000 gallons	3.64
10,000 - 50,000 gallons	3.34
50,000 - 300,000 gallons	3.24
300,001 plus gallons	4.22

Section 2. The sewer rates established by this Ordinance shall become effective on December 1, 2016.

Section 3. All tapping fees, meter deposits, and other fees previously established for the System are hereby confirmed and shall continue in full force and effect.

Section 4. None of the facilities or services afforded by the System shall be furnished without a charge being made therefor.

Section 5. The provisions of this Ordinance are separable and if a section, phrase or provision shall be declared invalid, such declaration shall not affect the validity of the remainder of the Ordinance.

Section 6. All ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict. All other Ordinances which do not directly conflict with this Ordinance shall remain in full force and effect.

Emergency Clause. It is hereby ascertained and declared that the refunding of certain outstanding indebtedness of the City's water and sewer system (the "Refunding") must be accomplished as soon as possible in order to lower the interest cost on obligations of the City's water and sewer system. The Refunding cannot be accomplished without the establishment of sewer rates, and therefore, it is declared that an emergency exists and this Ordinance being necessary for the preservation of the public peace, health and safety shall be in force and take effect immediately upon and after its passage.

PASSED: October 10, 2016

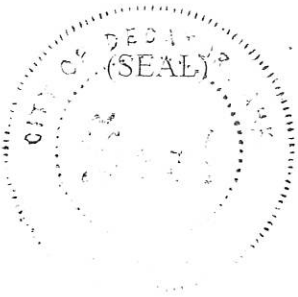


Mayor

ATTEST:



City Recorder



CERTIFICATE

The undersigned, City Recorder of the City of Decatur, Arkansas (the "City"), hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 16-09 and the emergency clause therefor, each duly adopted and approved at a regular session of the City Council of the City, held at the regular meeting place in the City at 6:00 o'clock p.m., on the 10th day of October, 2016, and that the Ordinance is of record in Ordinance Record Book now in my possession.

GIVEN under my hand and seal on this 10th day of October, 2016.



City Recorder

