ORDINANCE NO. 17-J

AN ORDINANCE AMENDING CHAPTER 28, COMPREHENSIVE FEE ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF ALVIN, TEXAS, FOR THE PURPOSE OF REVISING CERTAIN WATER AND SEWER FEES FOR RESIDENTIAL AND COMMERCIAL CUSTOMERS AND ADOPTING A FIVE-YEAR SCHEDULE OF WATER AND WASTEWATER RATES; PROVIDING FOR A TEN PERCENT (10%) PENALTY FOR LATE PAYMENT; PROVIDING FOR AN EFFECTIVE MONTH OF OCTOBER BILLING CYCLES FOR THE FOLLOWING FIVE YEARS: 2017, 2018, 2019, 2020, AND 2021; AND SETTING FORTH OTHER PROVISIONS RELATED THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVIN:

Section 1. That Section 28-2 of the Code of Ordinances of the City of Alvin, Texas is hereby amended by revising the water and sewer fees as follows:

"**Sec. 28-2. In General.**

. . .

WATER AND SEWER

. . .

(10) Water rates (monthly charges):

Inside the city limits:

For the first increment of water usage up to and including 2,000 gallons, minimum rate:

	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
For residential and multi-family users	$12.95	$15.15	$18.18	$19.27	$20.43
For commercial users	$13.59	$15.90	$19.09	$20.23	$21.44

For the second increment of water usage from 2,001 - 7,000 gallons of water, per 1,000 gallons ..... ~~$2.93~~

FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
$3.31	$3.87	$4.65	$4.93	$5.22

For the third increment of water usage from 7,001 gallons and above, per 1,000 gallons ..... ~~$4.47~~

FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
$5.05	$5.91	$7.09	$7.52	$7.97

Outside the city limits:

One and one-half times the charge applied inside the city limits for the same water usage.

Malfunctioning water meter that fails to register consumption - Average daily consumption as shown when meter operating properly.

Bulk Water:

Bulk water Fee.....$30 per 1,000 gallons

Brazoria County Groundwater Conservation District user fee:

For the first increment of water usage up to and including 2,000 gallons, minimum rate $0.08

For the second increment of water usage, from 2,001 gallons of water, per 1,000 gallons $0.04

TCEQ (Texas Commission on Environmental Quality) user fee: $0.50

(11) Wastewater rates (monthly charges):

Inside the city limits (for residents with water and sewer service):

For the first increment of water usage up to and including 2,000 gallons of water, minimum rate:

	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
For residential and multi-family users	$20.08	$23.49	$28.19	$29.88	$31.68
For commercial users	$20.66	$24.17	$29.00	$30.74	$32.59

For the additional incremental water usage in excess of 2,000 gallons, per 1,000 gallons .....~~$ 2.93~~

FY 2107-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
$3.31	$3.87	$4.65	$4.93	$5.22

Inside the city limits (for residents with city sewer service only):

	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22
Monthly Charge	$46.62	$54.55	$64.46	$69.39	$73.55

Unless determined by the director of public works that the usage would greatly exceed that normally used by a standard commercial business or residence. In that case, an appropriate charge shall be determined by the director of public works on the basis of a comparable use in the city.

Outside the city limits:

One and one-half times the charge applied inside the city limits for the same usage.

(17) Beginning with the October, 2015 billing cycles, and each year thereafter, the water and sewer rates shall be increased, at a minimum, based on the annual CPI-U rate using the preceding April data of that year. The Council may also use other factors to determine any additional increase. The rates, set in subsections (10) and (11) above, shall be automatically adjusted with the October billing cycles of each year.
*As used herein, "CPI-U" shall mean the revised consumer price index rate for all urban consumers (all items included) for the Houston-Galveston-Brazoria, TX area, based on the latest available figures from the Department of Labor's Bureau of Labor Statistics (the "bureau").

. . .

Section 2. That except as specifically amended herein all other provisions of Chapter 28 of the Code of Ordinances, City of Alvin, Texas shall remain in full force and effect. To the extent of any conflict or inconsistency between the provisions of this Ordinance and any other ordinance, the provisions of this Ordinance shall control. That all rights and remedies which have accrued in favor of the City under Chapter 28 and any amendments thereto shall be and are preserved for the benefit of the City.

Section 3. Severability Clause. If any section, clause, sentence, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

Section 4. Publication. The City Clerk of the City of Alvin is hereby directed to publish this ordinance, or its caption and penalty clause, in one issue of the official City newspaper as required by *Chapter 52 of the Texas Local Government Code* and the *City of Alvin Charter*.

Section 5. Proper Notice and Meeting. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, *Chapter 551 of the Texas Government Code.* Notice was also provided as required by *Chapter 52 of the Texas Local Government Code and the City of Alvin Charter.*

Section 6. **Effective Date.** This ordinance shall take effect beginning with the October 2017 billing cycles from and after its passage in accordance with the provisions of *Chapt. 52, Tex. Loc. Gov't. Code* and the *City of Alvin Charter.*

PASSED AND APPROVED on first and final reading, this 15 day of JUNE, 2017.

ATTEST:

By: _____
Dixie Roberts, City Secretary

CITY OF ALVIN, TEXAS

By: _____
Paul A. Horn, Mayor