

ORDINANCE NO. 20220913-021

AN ORDINANCE AMENDING THE UTILITY RATES IN THE CITY OF ANGLETON FEE SCHEDULE IN CHAPTER 2 ADMINISTRATION ARTICLE X SECTION 2-266 FEE SCHEDULE THE ANGLETON, TEXAS CODE OF ORDINANCES; PROVIDING FOR AN INCREASE IN THE RATES TO BE CHARGED FOR UTILITY SERVICES BY THE CITY OF ANGLETON; PROVIDING FOR REPEAL, PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Angleton is legally empowered to regulate the utility rates charged to customers of its municipal systems; and

WHEREAS, the City has operational, and maintenance needs necessary to provide utility services; and

WHEREAS, the rates charged by the Brazosport Water Authority (“BWA”) are increasing 12% due to increased operational and debt service costs; and

WHEREAS, the City Council of Angleton, Texas, deems it necessary and appropriate to continue charging a rate equal to one and one quarter times (1.25) the inside city rates for customers living outside the city of Angleton; and

WHEREAS, to ensure that customers paying an impact fee are not charged twice for the extension of utilities, the water and sewer Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$4.00 less; and

WHEREAS, the 2022-2023 City of Angleton Budget was prepared based on the increases cited above; and

WHEREAS, it is in the best interests of the public health, safety, and welfare that this amendment to the utility rates be made.

NOW THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS:

SECTION 1. That the matters and facts recited in the preamble hereof are hereby found and determined to be true and correct.

SECTION 2. That utility rate tables contained in the City of Angleton Fee Schedule in Chapter 2 Administration, Article X, Section 2-266 Fee Schedule in the Angleton Texas Code of Ordinances, are hereby amended and replaced as follows:

Water/Sewer Rates- Inside City Service -The charges for water and sewer service to customers living inside the city limits shall be as shown below:

Inside City Rates - Water	Base Mthly Rate* (per meter)	Base Allotment	Price per 1000 gallons usage above base allotment				Max Mthly Charge
			2Kto10K	10K- 25K	25K-50K	over 50K	
Table I-Residential (ind. meter)	\$26.23	2000 gals	\$9.62	\$10.07	\$10.51	\$11.30	n/a
Table II-Multi-family (master meter)	\$24.92	2000 gals	\$9.62	\$10.07	\$10.51	\$11.30	n/a
Table III-Commercial (ind. meter)	\$30.16	2000 gals	\$10.78	\$11.30	\$11.81	\$12.71	n/a
Table IV-Commercial (master meter)	\$24.92	2000 gals	\$9.62	\$10.07	\$10.51	\$11.30	n/a

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

Inside City Rates - Sewer	Base Mthly Rate* (per meter)	Base Allotment	Prices per 1000 Gallons Usage	Max Mthly Charge
Table I-Residential (ind. meter)	\$13.77	0 gals	\$3.78	\$54.59
Table II-Multi-family (master meter)	\$13.77	0 gals	\$3.78	n/a
Table III-Commercial (ind. meter)	\$15.84	0 gals	\$4.35	n/a
Table IV-Commercial (master meter)	\$13.77	0 gals	\$3.78	n/a
Table V-Sewer Only Customer	Same as appropriate table above based on metered well water usage. Residential customers with unmetered well to be charged monthly maximum (based on 13,000 gallons usage).			

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

Water/Sewer Rates - Outside City Service - Customers living outside of the City of Angleton shall be charged at a rate equal to one and one quarter (1.25) times the Inside City Rates. Inasmuch as the cost of providing utility service to customers living outside the City is higher and as the utility system is supported by tax dollars coming from the residents of the City of Angleton, this charge is necessary for the health, safety, and welfare of the residents of the City of Angleton and for the non-residents receiving utility services from the City.

Outside City Rates - Water	Base Mthly Rate* (per meter)	Base Allotment	Price per 1000 gallons usage above base allotment				Max. Mthly Charge
			2K to 10K	10K-25K	25K-50K	over 50K	
Table I – Residential (ind. Meter)	\$32.79	2000 gals	\$12.03	\$12.59	\$13.14	\$13.91	n/a
Table II-Multi-family (master meter)	\$31.15	2000 gals	\$12.03	\$12.59	\$13.14	\$13.91	n/a
Table III-Commercial (ind. meter)	\$37.70	2000 gals	\$13.48	\$14.13	\$14.76	\$15.89	n/a
Table IV-Commercial (master meter)	\$31.15	2000 gals	\$12.03	\$12.59	\$13.14	\$13.91	n/a
Table V - Wholesale Water Rates	The rate for the purchase of "Wholesale Water" through a fire hydrant meter provided by the City or from other locations established and metered by the City shall be the same as Table III - Commercial (individual meter) under the Outside City Rate table.						

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

Outside City Rates - Sewer	Base Mthly Rate* (per meter)	Base Allotment	Prices per 1000 Gallons Usage	Max. Mthly Charge
Table I-Residential (ind. meter)	\$17.21	0 gals	\$4.73	\$68.23
Table II-Multi-family (master meter)	\$17.21	0 gals	\$4.73	n/a
Table III-Commercial (ind. meter)	\$19.80	0 gals	\$5.44	n/a
Table IV-Commercial (master meter)	\$17.21	0 gals	\$4.73	n/a
Table V-Sewer Only Customer	Same as appropriate table above based on metered well water usage. Residential customers with unmetered well to be charged monthly maximum (based on 13,000 gallons usage).			

* Base Monthly Rate for utility accounts that are located in an active impact fee area shall be \$2.00 less than the amount stated.

SECTION 3. Severability. In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Angleton, Texas declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

SECTION 4. Repeal. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of said conflict.

SECTION 5. That the City Council has found and determined that notice thereof was given in accordance with the provisions of the Texas Open Meetings Act, Texas Government Code, Chapter 551, as amended, and that a quorum of the City Council was present.

SECTION 6. Penalty. Any person, firm, corporation, or business entity violating or failing to comply with this Ordinance shall be deemed guilty of a misdemeanor and on conviction thereof, shall be fined in an amount not exceeding Two Thousand Dollars (\$2,000.00) if the violation relates to the public health, sanitation or dumping of refuse, otherwise the fine shall be in an amount not exceeding Five Hundred Dollars (\$500.00). A violation of any provision of this Ordinance shall constitute a separate violation for each calendar day in which it occurs.

SECTION 7. That this Ordinance shall become effective immediately upon its passage and approval, with new rates reflected in the utility bill due in October 2022.

PASSED AND APPROVED THIS THE 13TH DAY OF SEPTEMBER 2022.

CITY OF ANGLETON, TEXAS

Jason Perez
Mayor

ATTEST:

Michelle Perez, TRMC
City Secretary