

ORDINANCE No. 2026-06

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON, TEXAS, AMENDING CHAPTER 12, ARTICLE 20 OF THE CODE OF ORDINANCES RELATED TO UTILITY DEPOSITS; PROVIDING A SEVERABILITY CLAUSE; REPEALING CLAUSE AND EFFECTIVE DATE

WHEREAS, the City is authorized by Texas Local Government Code 552.0025(c) to require utility deposits as it deems appropriate; and

WHEREAS, the City Council of the City of Mount Vernon, Texas has determined that the following section of the current Code of Ordinances should be amended.

NOW THEREFORE, THE CODE OF ORDINANCES FOR THE CITY OF MOUNT VERNON, TEXAS IS AMENDED AS FOLLOWS:

Section 1. AMENDMENTS:

The findings set forth below are incorporated into the body of this Ordinance; with deletions struck through:

Sec. 12-20. Utility deposits.

- (a) *Schedule:* Along with each application for utility service, the applicant shall pay to the city a deposit. The corresponding fee can be found in the City's Fee Schedule which is kept on file with the City Secretary.
- ~~(b) *Interest:* Annually, on the utility bill mailed in January, each customer holding a valid utility deposit shall be paid interest at the rate of two and one half (2½) percent per annum, said interest to be deducted from the amount due on said utility bill and reflected thereon.~~
- (c) *Refund:* Said deposit will remain with the city until the account is closed, at which time it shall be deducted from the final bill of the terminated account.

Section 2. ADDENDUM:

All items affected by this amendment shall be renumbered accordingly, to accommodate additions or deletions listed above.

Section 3. SEVERABILITY CLAUSE:

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation of this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 4. REPEALING CLAUSE:

Any provision of any prior ordinance of the City whether codified or uncoded, which are in conflict with any provisions of the Ordinance, are hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City whether codified or uncoded, which are not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

Section 5: EFFECTIVE DATE:

This Ordinance shall become effective immediately upon its passage.

PASSED ADOPTED AND APPROVED this the 14th day of September, 2026

Greg Ostertag, Mayor

Attest:

Angie Pike, City Secretary