

CITY OF SANGER, TEXAS

ORDINANCE 08-16-23

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANGER, DENTON COUNTY, TEXAS, AMENDING APPENDIX A, FEE SCHEDULE, ARTICLE 4.00 UTILITY RELATED FEES, DIVISION 4.100 GENERALLY, SECTION 4.101 UTILITY RECONNECTION FEES, SECTION 4.102 TAMPERING FEE, SECTION 4.103 UTILITY SERVICE FEES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING A SAVINGS CLAUSE; AUTHORIZING PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Sanger (the “City”) is a home rule municipality regulated by state law and Charter; and

WHEREAS, the City Council approved Ordinance 03-05-19 adopting utility fees on November 15, 2010; and

WHEREAS, the City Council finds that the passage of this Ordinance is in the best interest of the citizens of Sanger.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANGER, TEXAS AMENDS :

SECTION 1. That Sections 4.101, 4.102, and 4.103 be amended as follows:

4.101 Utility Fees.

Service may be discontinued, upon ten days’ written notice to customers having past due bills on the twenty-seventh day following the billing date. In addition, a thirty-dollar (\$30.00) service fee will be assessed to all water customers and a thirty dollar (\$30.00) service fee will be assessed to all electric customers whose service bill has not been paid by the twenty-seventh [day] following the billing date, whether the service has been disconnected or not.

That Section 4.102 be amended as follows:

4.102 Tampering Fee.

In the event the user or customer or his agent restores water services or electric services after service has been disconnected by the city, or the user or customer or his agent tampers with the water meter or the electric meter or service line appurtenances in any manner, based on the best estimated time that tampering occurred, an average usage will be charged at current rates. All vehicle, manhours and equipment replacement costs will also be charged. A tampering fee of two hundred dollars (\$200.00) shall be collected in addition to the reconnect fees.

That Section 4.103 be amended as follows:

4.103 Other Utility Fees.

(1) Additional Trip Fee. To a customer that has requested water service be connected and is not present at the time of connection, and there is an issue not allowing services to be left on, thus causing an additional service trip for reconnect will be charged an additional trip fee of \$20.00 per trip.

(2) After-Hours Utility Service Fee. To a customer who requests a utility service connection or disconnection after regular business hours or less than one hour before close of business, where the connection or disconnection is due to no fault of the city, will be charged an after-hours fee of \$50.00 in addition to the \$30.00 service fee on each service.

SECTION 2. That all matters stated in the preamble are found to be true and correct and are incorporated herein as if copied in their entirety.

SECTION 3. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, phrases, and words of this Ordinance are severable and, if any word, 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 portions of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance or any such unconstitutional word, phrase, clause, sentence, paragraph, or section.

SECTION 4. That this Ordinance shall be cumulative of all other City Ordinances and all other provisions of other Ordinances adopted by the City which are inconsistent with the terms or provisions of this Ordinance are hereby repealed.

SECTION 5. This ordinance and the rates herein adopted shall become effective, charged, and applied to services rendered by the City, and all usage by Customers of the City effective with the first billing issued on or after October 1, 2023.

PASSED AND APPROVED by the City Council of the City of Sanger, Texas, on this 7th day of August 2023.

APPROVED:

Thomas E. Muir, Mayor

ATTEST:

Kelly Edwards, City Secretary

APPROVED TO FORM:

Hugh Coleman, City Attorney