

ORDINANCE NO. 2011- 29

AN ORDINANCE AMENDING THE BASTROP CITY CODE OF ORDINANCES, APPENDIX A, FEE SCHEDULE, ARTICLE A13.02 "WATER AND WASTEWATER RATES AND CHARGES"; REPEALING CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, as a result of study and evaluation undertaken by the City of Bastrop, Texas, the City Council has determined that aging municipal water and wastewater infrastructure exists in some areas of the Bastrop community, with the majority of such infrastructure generally located in the central portions of the City, and further, that portions of the City's aging infrastructure does/will need to be updated and/or replaced in order to increase service reliability to the City's customers, as well as to improve the appearance and taste of water provided to the public; and

WHEREAS, after careful engineering and technical analysis, the City has determined that due to increased demands resulting from population growth within the City there is a potential that both the City's water and wastewater facilities and infrastructure may not have capacity or handle the current or future demand for service; and

WHEREAS, the Council has determined that the City's past and present water and sewer rates have not kept pace with the escalating funding requirements that are necessary for the City to provide routine water and wastewater infrastructure and facility upgrades and replacements; and

WHEREAS, projected City growth indicates a near-future need for construction and installation of new water and wastewater infrastructure and facilities, which need is reflected and discussed in detail in the "City of Bastrop, Texas 2011 Water and Wastewater Capital Improvements Plan Summary Report" prepared by K*Friese and Associates (dated October 17, 2011) ("Capital Improvements Program"); and

WHEREAS, in the development of the Capital Improvements Program, City Staff, K*Friese and Associates and Rimrock Consulting Company reviewed all pertinent information and concluded that the current water and wastewater rate structure will not produce adequate revenues to fund normal operating expenses, in addition to the required anticipated renovation and growth-related capital improvements to the City's existing water and wastewater infrastructure and facilities; and

WHEREAS, in order to address this critical need, City Staff and its professional consultants have developed a multi-year program to finance improvements, with

the objectives of providing for the health and safety of Bastrop citizens and providing for the orderly and equitable funding of utility improvements which are necessary for the ongoing and future provision of water and wastewater services to the citizens of Bastrop; and

WHEREAS, the City Council of the City of Bastrop, Texas has determined that in order to properly provide water and wastewater service within the City, it is necessary to amend the City Code of Ordinances Chapter 13, and Appendix A: Fee Schedule Article A13.02 Water and Wastewater Rates and Charges, as noted below.

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

PART 1: That Appendix A: of the Code of Ordinances, entitled Fee Schedule Article A13.02 "Water and Wastewater Rates and Charges", shall be amended as follows:

ARTICLE A13.02 Water and Wastewater Rates and Charges

Sec. A13.02.002 Wastewater Service Charges

- (a) These rates are applicable to all residential, multifamily and commercial retail wastewater customers within the corporate limits of the city who have metered water connections and to whom city wastewater service has actually been connected, except for customers who have a city approved, on-site sewer system, septic system or other on-site wastewater system, and have not connected to the city's wastewater system, or customers who have a water meter for irrigation use only, as long as the irrigation meter does not provide water to plumbing fixtures.

Minimum Charge: \$21.26

Plus the following charges for consumption per 1,000 gallons:

0–5,000 gallons	\$1.93
5,001–10,000 gallons	\$2.18
10,001–20,000 gallons	\$2.33
20,001–50,000 gallons	\$2.50
Over 50,000 gallons	\$2.73

In order to meet critical needs of the City's wastewater system, it is the City's intention to increase these rates, by separate ordinances, by not less than 3.5% each year, starting in December 2012, and each succeeding December until December 2020, consistent with the recommendations of the City's staff, K* Friese and Associates and Rimrock consulting. The intended future rate increases are as follows:

- December 2012 – Minimum and volume charges not less than 9.8% higher than those shown above for 2011;
- December 2013 – Minimum and volume charges not less than 6.3% higher than those adopted in 2012;
- December 2014 – Minimum and volume charges not less than 3.5% higher than those adopted in 2013; and
- December 2015 – Minimum and volume charges not less than 3.5% higher than those adopted in 2014.
- December 2016 – Minimum and volume charges not less than 4.5% higher than those adopted in 2015;
- December 2017 – Minimum and volume charges not less than 4.5% higher than those adopted in 2016; and
- December 2018 – Minimum and volume charges not less than 4.0% higher than those adopted in 2017.
- December 2019 – Minimum and volume charges not less than 3.5% higher than those adopted in 2018; and

Sec. A13.02.004 Water Service Charges

These rates will be applicable to all sales or service of water within the corporate limits of the city.

(1) Residential - In city limits.

Meter Size	Minimum Charge
3/4" (or smaller)	\$21.86
1"	\$37.16
1-1/2"	\$62.66
2"	\$93.26
3"	\$174.87
4"	\$201.11
6"	\$521.71

Plus the following charges for consumption per 1,000 gallons:

0–3,000 gallons	\$2.25
3,001–5,000 gallons	\$2.40
5,001–10,000 gallons	\$2.54
10,001–20,000 gallons	\$2.69
20,001–50,000 gallons	\$2.91
Over 50,000 gallons	\$3.05

Commercial - In city limits.

Meter Size	Minimum Charge
3/4" (or smaller)	\$21.86
1"	\$37.16
1-1/2"	\$62.66
2"	\$93.26
3"	\$174.87
4"	\$201.11
6"	\$521.71

Plus the following charges for consumption per 1,000 gallons:

0–3,000 gallons	\$2.25
3,001–5,000 gallons	\$2.40
5,001–10,000 gallons	\$2.54
10,001–20,000 gallons	\$2.69
20,001–50,000 gallons	\$2.91
Over 50,000 gallons	\$3.05

(2) Residential and Commercial - Outside city limits.

Meter Size	Minimum Charge
3/4" (or smaller)	\$32.79
1"	\$55.74
1-1/2"	\$94.00

2"	\$139.90
3"	\$262.31
4"	\$400.03
6"	\$782.55

Plus the following charges for consumption per 1,000 gallons:

0–3,000 gallons	\$3.26
3,001–5,000 gallons	\$3.48
5,001–10,000 gallons	\$3.70
10,001–20,000 gallons	\$3.92
20,001–50,000 gallons	\$4.25
Over 50,000 gallons	\$4.47

In order to meet critical needs of the City's water system, it is the City's intention to increase these rates, by separate ordinances, by not less than 3.5% each year, starting in December 2012, and each succeeding December until December 2020, consistent with the recommendations of the City's staff, K* Friese and Associates and Rimrock consulting. The intended future rate increases are as follows:

- December 2012 – Minimum and volume charges not less than 9.8% higher than those shown above for 2011;
- December 2013 – Minimum and volume charges not less than 6.3% higher than those adopted in 2012;
- December 2014 – Minimum and volume charges not less than 3.5% higher than those adopted in 2013; and
- December 2015 – Minimum and volume charges not less than 3.5% higher than those adopted in 2014.
- December 2016 – Minimum and volume charges not less than 4.5% higher than those adopted in 2015;
- December 2017 – Minimum and volume charges not less than 4.5% higher than those adopted in 2016; and
- December 2018 – Minimum and volume charges not less than 4.0% higher than those adopted in 2017.
- December 2019 – Minimum and volume charges not less than 3.5% higher than those adopted in 2018; and

Sec. A13.02.011 Acceptance and treatment of wastes from on-site sewage facilities or septic systems

[No change in (d)].

(e) Wastewater treatment plant septic unloading fees.

Gallons	Rates
0–1,000	\$51.00
1,001–1,500	\$76.51
1,501–2,000	\$102.01
2,001–2,500	\$127.52
2,501–3,000	\$153.01
3,001–3,500	\$178.52
3,501–4,000	\$204.02
4,001–4,500	\$229.53
4,501–5,000	\$255.02
5,001–5,500	\$280.53
5,501–6,000	\$306.03
6,001–6,500	\$331.54
6,501–7,000	\$357.03
7,001–7,500	\$382.54
7,501–8,000	\$408.04
8,001–8,500	\$433.54
8,501–9,000	\$459.04
9,001–9,500	\$484.55
9,501–10,000	\$510.05

In order to meet critical needs of the City’s acceptance and treatment of wastes from on-site sewage facilities or septic systems, it is the City’s intention to increase these rates, by separate ordinances, by not less than 3.5% each year, starting in December 2012, and each succeeding December until December 2020, consistent with the recommendations of the City’s staff, K* Friese and Associates and Rimrock consulting. The intended future rate increases are as follows:

- December 2012 – Minimum and volume charges not less than 9.8% higher than those shown above for 2011;
- December 2013 – Minimum and volume charges not less than 6.3% higher than those adopted in 2012;
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- December 2015 – Minimum and volume charges not less than 3.5% higher than those adopted in 2014.
- December 2016 – Minimum and volume charges not less than 4.5% higher than those adopted in 2015;
- December 2017 – Minimum and volume charges not less than 4.5% higher than those adopted in 2016; and
- December 2018 – Minimum and volume charges not less than 4.0% higher than those adopted in 2017.
- December 2019 – Minimum and volume charges not less than 3.5% higher than those adopted in 2018; and

PART 2: If any provision of this ordinance or application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are hereby declared to be severable.

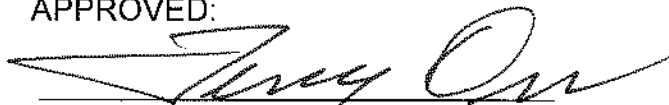
PART 3: That all ordinances, resolutions and orders heretofore passed, adopted and made, or any part of the same, affecting rates and charges for residential and commercial electric rates of the City of Bastrop, which are in conflict with this Ordinance, shall be, and the same are hereby, in all things repealed to the extent that the same conflict with this Ordinance, or with the laws of the State of Texas. All provisions not amended herein shall remain in full force and effect.

PART 4: The Changes noted in this Ordinance shall become effective during the first municipal utility billing cycle in December 2011 in accordance with the City's Charter, Code of Ordinances, and the laws of State of Texas.


READ and APPROVED on First Reading on the 8th day of November, 2011.

READ and ADOPTED on Second Reading on the 22nd day of November 2011.

APPROVED:


 By: Terry Orr, Mayor

ATTEST:


 By: Teresa Valdez,
 City Secretary