

ORDINANCE NUMBER 22-05

AN ORDINANCE, AMENDING TITLE V, CHAPTER 51, SECTION 51.09 OF THE WAVERLY MUNICIPAL CODE: WATER; RATES

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WAVERLY, NEBRASKA:

Section 1. That Section 51.09 of the Waverly Municipal Code be amended to read as follows:

§51.09 RATES.

All water from the Municipal Water Department shall be furnished at metered rates unless otherwise provided herein. All consumers of water, except the Municipality, shall pay for water used or metered in accordance with the following schedule:

A. RATES APPLICABLE FOR EACH WATER METER WHERE WATER IS SUPPLIED TO ONE (1) OR MORE SEPARATE UNITS LOCATED WITHIN THE MUNICIPALITY:

- | 1. | <u>Meter Size</u> | <u>Costs of Service Charge</u> |
|----|-------------------|--------------------------------|
| | 5/8" | \$16.75 |
| | 3/4" | \$16.87 |
| | 1" | \$17.19 |
| | 1.5" | \$37.96 |
| | 2" | \$62.10 |
| | 3" | \$136.70 |
| | 4" | \$222.62 |
2. One dollar and eighty-eight cents (\$1.88) shall be charged per thousand gallons of water used up to ten thousand (10,000) gallons multiplied by the number of separate units per billing month,
 3. Two dollars and forty-one cents (\$2.41) shall be charged per thousand gallons of water used from 10,001 to 20,000 gallons multiplied by the number of separate units per billing month, and
 4. Two dollars and ninety-nine cents (\$2.99) shall be charged per thousand gallons of water used in excess of twenty thousand (20,000) gallons multiplied by the number of separate units per billing month.

B. RATES APPLICABLE FOR EACH WATER METER WHERE WATER IS SUPPLIED TO ONE (1) OR MORE SEPARATE UNITS LOCATED OUTSIDE THE MUNICIPALITY:

- | 1. | <u>Meter Size</u> | <u>Costs of Service Charge</u> |
|----|-------------------|--------------------------------|
| | 5/8" | \$33.50 |
| | 3/4" | \$33.74 |
| | 1" | \$34.38 |
| | 1.5" | \$75.92 |
| | 2" | \$124.20 |
| | 3" | \$273.40 |
| | 4" | \$445.24 |
2. Three dollars and seventy-six cents (\$3.76) shall be charged per thousand gallons of water used up to ten thousand (10,000) gallons multiplied by the number of separate units per billing month, and
 3. Four dollars and eighty-two cents (\$4.82) shall be charged per thousand gallons of water used from 10,001 to 20,000 gallons multiplied by the number of separate units per billing month, and

4. Five dollars and ninety-eight cents (\$5.98) shall be charged per thousand gallons of water used in excess of twenty thousand (20,000) gallons multiplied by the number of separate units per billing month.

C. RATES APPLICABLE WHERE WATER IS SUPPLIED TO RESIDENTS OR SEPARATE UNITS LOCATED WITHIN THE MUNICIPALITY FOR LOADING INTO A TRANSPORT VEHICLE OR FOR ANY OTHER PURPOSE AND THE SAME IS NOT DELIVERED TO A STRUCTURE THROUGH THE MAINS, SUPPLY PIPES, AND SERVICE PIPES WHICH CONSTITUTE THE MUNICIPAL WATER SYSTEM:

1. Fifteen dollars (\$15.00) shall be charged per calendar month, and
2. One dollar and eighty-eight cents (\$1.88) shall be charged per thousand gallons of water used up to ten thousand (10,000) gallons per calendar month, and
3. Two dollars and forty-one cents (\$2.41) shall be charged per thousand gallons of water used from 10,001 to 20,000 gallons per calendar month,
4. Two dollars and ninety-nine cents (\$2.99) shall be charged per thousand gallons of water used in excess of twenty thousand (20,000) gallons multiplied by the number of separate units per billing month, and
5. A loading fee of fifteen dollars (\$15.00) shall be charged per transport vehicle or vessel loaded.

D. RATES APPLICABLE WHERE WATER IS SUPPLIED TO NON-RESIDENTS OR SEPARATE UNITS LOCATED OUTSIDE THE MUNICIPALITY FOR LOADING INTO A TRANSPORT VEHICLE OR FOR ANY OTHER PURPOSE AND THE SAME IS NOT DELIVERED TO A STRUCTURE THROUGH THE MAINS, SUPPLY PIPES, AND SERVICE PIPES WHICH CONSTITUTE THE MUNICIPAL WATER SYSTEM:

1. Thirty dollars (\$30.00) shall be charged per calendar month, and
2. Three dollars and seventy-six cents (\$3.76) shall be charged per thousand gallons of water used up to ten thousand (10,000) gallons per calendar month, and
3. Four dollars and eighty-two cents (\$4.82) shall be charged per thousand gallons of water used from 10,001 to 20,000 gallons per calendar month,
4. Five dollars and ninety-eight cents (\$5.98) shall be charged per thousand gallons of water used in excess of twenty thousand (20,000) gallons multiplied by the number of separate units per billing month, and
5. A loading fee of thirty dollars (\$30.00) shall be charged per transport vehicle or vessel loaded.

E. All water sold pursuant to Paragraphs C and D of this section shall be sold in accordance with the following regulations:

1. Persons purchasing water pursuant to Paragraphs C & D shall be issued a receipt by the office of the Municipal Clerk, which receipt shall state:
 - a. The date of purchase.

- b. The number of gallons purchased (metered or estimated).
 - c. The dollar amount paid to the Municipality, and,
 - d. The name and address of the purchaser.
2. In the event the metering of the water purchased is not feasible, the Water Department Representative, or his or her agent, shall estimate the capacity of the vessel to be filled and state the quantity purchased as an estimated quantity on the receipt issued to the purchaser. In no event shall any adjustment whatsoever be made, based upon the accuracy of such estimate, subsequent to issuance of the receipt and payment by the purchaser.
 3. It shall be the responsibility of the purchaser to prove prior purchase of water within the same calendar month in order for rates for quantities in excess of the monthly minimum to apply. For this purpose, an original receipt signed by the clerk in the same calendar month shall be conclusive.
 4. In the event of an actual or potential water shortage, the Mayor shall have absolute authority to suspend sales of water pursuant to paragraph 3-110 C & D of this code, as to residents, non-residents, or both.
- F. It shall be the responsibility of the water consumer to maintain a water meter in good working order. When a meter is temporarily out of service, the consumer shall be charged in accordance with his, her, or its past usage for comparable months. Should a customer's meter fail to register properly, the customer shall be charged for water during the time the meter is out of repair on the basis of the monthly consumption during the same month of the preceding year. Provided that if no such basis for comparison exists, the customer shall be charged such amount as may be reasonable fixed by the Water Department.
- G. Rate changes imposed by this article shall become effective for meter readings taken during the first month of the fiscal year. *(Amended by Ord. Nos 85-5, 9/3/85; 87-8, 6/15/87; 92-12, 9/21/92; 97-2, 2/3/97; 99-23, 9/7/99; 01-04, 5/7/01; 03-06, 9/15/03; 07-09, 9/17/07; 08-13, 9/15/08; 09-08, 9/21/09; 11-18, 8/16/11; 12-18, 9-18-12; 13-06, 9/17/13; 19-07, 9/24/2019)*


Section 2. That any other ordinance or section passed and approved prior to the passage, approval, and publication or posting of this ordinance and in conflict with its provisions, is hereby repealed.

Section 3. This ordinance shall take effect and be in full force as of October 1, 2022.

PASSED AND APPROVED THIS 9TH DAY OF AUGUST, 2022.


William D. Gerdes
Mayor

ATTEST:


Megan K. Frye
City Clerk/Deputy Treasurer



(Seal)