

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING RATES, CHARGES AND FEES FOR WATER AND WASTEWATER UTILITY SERVICE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Finance and Budget Committee has reviewed the 2020 Water & Wastewater Cost of Service and Rate Design Study and has recommended that the water and wastewater rates should be amended as presented; and

WHEREAS, the City Council finds municipal water and wastewater rates should be amended to reflect recommendations as determined by the 2020 Water & Wastewater Cost of Service and Rate Design Study; and

WHEREAS, the City Council finds the rates provided in this Ordinance should take effect November 1, 2020 and continue until modified by Ordinance.

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

Section 1. Retail Water Rates.

The City will charge every retail utility customer of the city water rates that include the Monthly Base Charge and the Volume Charge, set forth in (A) and (B) in this Section.

(A) The Monthly Base Charge is as follows:

Meter Size		Customer Costs
5/8"		\$17.00
3/4"		\$26.18
1"		\$43.22
1 1/2"		\$79.22
2"		\$131.58
3"		\$290.02
4"		\$453.22
6"		\$906.78
8"		\$1,994.78

Rates for larger size meter subject to separate agreement with the city.

(B) The Volume Charge for all meter sizes is:

Gallons		Charge per 1,000 gallons
0 – 3,000		\$3.80
3,001 – 10,000		\$4.80
10,001 – 25,000		\$6.00
25,001 +		\$7.50

(C) The Volume Charge for Construction/Fire Hydrant meters or Bulk water is \$10.00 per 1,000 gallons.

Section 2. Catastrophic Water Leaks.

In the event of a catastrophic water leak by a residential water customer the City may allow a credit to the customer's bill under the following circumstances. A minimum usage of 40,000 gallons more than the previous month's usage will make the customer eligible for consideration of a credit to the customer's account. The average of the past twelve months of usage will be used as a base for crediting 100% of the excess usage billed (amount of credit will be based on the highest rate per 1,000 gallons). The City would require the customer to submit a written request for a credit with a copy of the bill from a licensed plumber certifying that the leak has been repaired and a copy of a valid City of Pflugerville Building Permit for the repair. The request must detail location and dates of the leak. Customers who have been notified of a leak, but have not repaired it within 15 days of notification, will not qualify for the credit. Customers are eligible for only one credit per account location.

Section 3. Retail Wastewater Rates.

The City will charge every retail utility customer served by the City wastewater rates that include the Monthly Base Charge and the Volume Charge set for the in (A) and (B) in this section.

(A) The Monthly Base Charge is as follows;

(1) In-City Customers.

Water Meter Size		Monthly Base Charge
All Meter Sizes		\$28.50

(2) Out-of-City Customers.

Water Meter Size		Monthly Base Charge
All Meter Sizes		\$33.50

(B) The Volume Charge for all meter sizes is \$4.20 per 1,000 gallons.

(C) The quantity of wastewater used to calculate the Volume Charge for wastewater will be determined as follows:

(1) Residential Customers. Each March, the City will determine each customer's water usage during the preceding November, December, January and February and calculate the average of the three (3) lowest water usage months during that period. The average will be used to calculate the customer's Volume Charges until the next March, when the average will be recalculated. For customers that do not receive water service from the City, the quantity of wastewater used to calculate the monthly bill will be determined by calculating the city average usage for residential customers during the preceding November, December, January and February.

(2) Non-Residential Customers. The City will determine each customer's water usage during the month and that amount will be used to calculate the customer's Volume Charges. For customers that do not receive water service from the City, the quantity of wastewater used to calculate the monthly bill will be determined by calculating the city average usage for residential customers during the preceding November, December, January and February.

Section 4. Wholesale Wastewater Rates

Wilke Lane Treatment Plant: The City will charge a rate of \$26.50 per LUE per month to all wholesale customers served by the Wilke Lane wastewater treatment plant.

Section 5. Special Charges.

The City will charge each of the following special charges:

- (A) Returned payment fee - \$30.00;
- (B) Any customer account that is delinquent will incur a 10% per month penalty charge on all accrued and unpaid charges.

Section 6. Deposits.

Each customer must pay the deposit set forth in this Section, or replenish the deposit if the City draws upon it, when the customer initially applies for the service or when the customer applies to reinstate service that has been disconnected for nonpayment of a bill. The amount of the deposit is as follows:

Service	Deposit Amount
Solid Waste Only	\$25.00
Wastewater Only	\$50.00
Water Only	\$125.00
Any Combination	\$125.00
Construction/Fire Hydrant	\$1,200.00

The customer's deposit will be returned in full if the customer's account has not been delinquent for 12 consecutive months. The customer's deposit will be returned, less any outstanding balance, within 30 days from the day the customer's account is closed if the amount due is \$2.00 or more. Construction/Fire Hydrant meter deposits will be returned, less any outstanding balance, upon receipt of meter.

If the difference between the amount of the deposit and the outstanding balance is less than \$2.00, the difference will be refunded only at the customer's request. An application for a refund of less than \$2.00 must be made within 90 days after the date the customer's account is closed or the customer forfeits the right to the refund.

Section 7. Severability.

If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

Section 8. Conflicting Ordinances.

All prior ordinances of the City dealing with or applicable to this Ordinance are hereby amended to the extent of any conflict herewith, and all ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other ordinance of the City, the terms and provisions of this Ordinance shall govern.

Section 9. Effective Date.

This Ordinance will be effective on November 1, 2020, and services will be billed based on the rates contained herein beginning on that date.

PASSED AND APPROVED THIS _____ DAY OF _____ 2020.

CITY OF PFLUGERVILLE, TEXAS

By: _____
Victor Gonzales, Mayor

ATTEST:

Karen Thompson, City Secretary

APPROVED AS TO FORM:

Charles E. Zech, City Attorney
Denton Navarro Rocha Bernal & Zech PC