

Sponsoring Alderman Anderson

**BILL NO: 1249**

**ORDINANCE NO. 1231**

**AN ORDINANCE AMENDING SECTION 700.170, WATER RATES OF THE CODE OF ORDINANCES OF THE CITY OF TROY, MISSOURI.**

WHEREAS, the City of Troy operates and provides water services to customers, who pay for the usage of such services;

WHEREAS, the City of Troy has duly published notice of a public hearing at least thirty (30) days prior to the public hearing and has posted notice of the public hearing;

WHEREAS, the City of Troy held a public hearing on September 19, 2016 at 6:30 p.m. for the purpose of gaining public input;

WHEREAS, the City of Troy has current rates for Residential and Commercial Sewer Fees pursuant to the Code of Ordinances of the City of Troy, Missouri Section 700.170;

WHEREAS, the Board of Aldermen deem it necessary to adjust the rates to pay for the costs associated with the City's combined water and wastewater system;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF TROY, MISSOURI, AS FOLLOWS:

**SECTION 1:** Section 700.170 Water Rates is hereby amended in its entirety to read as follows:

**SECTION 700.170: WATER RATES**

- A. Water rates are established and created for the purpose of construction and maintenance of public water within the corporate City limits and outside of the City limits as provided herein. The rates for water shall be set out in this Section and subsections and shall be effective for the dates set forth in Section 700.170.
- B. Users shall pay the following for water rates for water provided by the City:
  - i. *Automatic Increases in Rates:* The Minimum Base Rate and Rate for Usage Over 1,000 Gallons shall increase automatically and each user shall be charged the rate which corresponds with the date of service provided to the user.
  - ii. *Base Rate:* Users shall pay a Minimum Base Rate as provided in Section 700.170(E) based upon the ratio of meter size in accordance with the American Water Works Association ("AWWA") established standards. The Minimum Base Rate chargeable to a user shall be as follows for the time frames set forth herein:
    - a. October 1, 2016 to September 30, 2017: Five and 50/100 Dollars (\$5.50).

- b. October 1, 2017 to September 30, 2018: Six and 00/100 Dollars (\$6.00).
  - c. October 1, 2018 to September 30, 2019: Six and 00/100 Dollars (\$6.00).
  - d. October 1, 2019 to September 30, 2020: Six and 50/100 Dollars (\$6.50).
  - e. October 1, 2020 to September 30, 2021: Six and 50/100 Dollars (\$6.50).
  - f. October 1, 2021 to September 30, 2022: Six and 50/100 Dollars (\$6.50).
  - g. If the Board of Aldermen does not enact any increase or decrease in the rates described above, the last charged rate shall stay in effect as the rate to be charged until changed by the Board of Aldermen.
- iii. *Usage Over 1,000 Gallons:* Users shall pay an additional amount for usage over 1,000 gallons each billing period. The usage over 1,000 gallons shall be paid in addition to any Base Rate payable by the user. The usage charge per 1,000 gallons chargeable to a user shall be as follows for the time frames set forth herein:
- a. October 1, 2016 to September 30, 2017: Two and 50/100 Dollars (\$2.50).
  - b. October 1, 2017 to September 30, 2018: Three and 00/100 Dollars (\$3.00).
  - c. October 1, 2018 to September 30, 2019: Three and 50/100 Dollars (\$3.50).
  - d. October 1, 2019 to September 30, 2020: Three and 75/100 Dollars (\$3.75).
  - e. October 1, 2020 to September 30, 2021: Four and 00/100 Dollars (\$4.00).
  - f. October 1, 2021 to September 30, 2022: Four and 25/100 Dollars (\$4.25).
  - g. If the Board of Aldermen does not enact any increase or decrease in the rates described above, the last charged rate shall stay in effect as the rate to be charged until changed by the Board of Aldermen.
- C. *Inactive Accounts:* The base rate currently charged during the applicable time frame to users will be charged for any active account, regardless if any water is used. This base rate shall be a minimum charge to an account each month.
- D. *Users Outside of City Limits.* Users outside of the City limits shall pay the rate as set forth in Section 700.040: Water Rates for Customers Outside City Limits.
- E. *Minimum Base Rate Calculation and Example.* The Minimum Base Rate is based upon the ratio of meter size in accordance to the American Water Works Association (“AWWA”) established standards. An example of such rates at a Five and 00/100 Dollars (\$5.00) base rate are:

Size	Factor	Capacity	Minimum Base Rate
5/8” & 3/4 “	1	20	\$5.00

1"	2.5	50	\$12.50
1 1/2"	5	100	\$25.00
2"	8	160	\$40.00
3"	16	320	\$80.00
4"	25	500	\$125.00
6"	50	1000	\$250.00
8"	80	1600	\$400.00
10"	115	2300	\$575.00

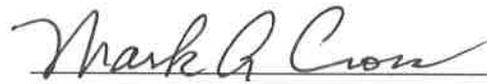
F. *Meters Declared to be Owned by City.* The City accepts all water meters currently installed within the municipal limits of the City which have been dedicated and are connected to the City's Water System. Users which are outside of the City and who own their own meters shall be responsible for the maintenance and upkeep of such meters unless dedicated and accepted by the City. Such Users shall execute an agreement with the City, as approved by the Board of Aldermen setting forth that the User shall be responsible for the maintenance and upkeep of such meters. Any User, outside of the City which has not dedicated the user's water meter to the City, and has provided proof of full and complete ownership of such water meter, is solely responsible for the maintenance and upkeep of a water meter and has executed an agreement with the City memorializing this obligation shall pay the Minimum Base Rate.

**SECTION 2:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

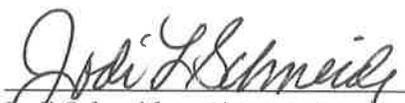
**SECTION 3:** If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**SECTION 4:** This ordinance shall be in full force and effect from and after the date of its passage and approval. The institution of the amended rates for water use shall be effective on October 2016 usage for November 2016 billing.

**SECTION 5:** Read two times and approved, this 19th day of September 2016.

  
 Mayor Mark Cross

ATTEST:

  
 Jodi Schneider, City Clerk