

AN ORDINANCE ESTABLISHING WATER AND SEWER RATE STRUCTURES; CHARGES AND PENALTIES; TEMPORARY WATER AND SEWER SERVICE; SEWER ABATEMENT CHARGES FOR WATER USED IN FILLING SWIMMING POOL; TAPPING FEES; ASSESSMENT OF CHARGES PURSUANT TO ACT 1053 OF 1991, AND; OTHER PURPOSES RELATED THERETO IN THE CITY OF BARLING, ARKANSAS

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF BARLING, ARKANSAS, THAT:

SECTION 1: Permanent Water and Sewer Rate Structure

The rates for water and sewer service shall be based upon water consumption as follows:

<u>VOLUME/CATEGORY</u>	<u>WATER RATES</u>	<u>SEWER RATES</u>
0 - 3,000	\$7.50 (minimum)	\$9.25 (minimum)
OVER - 3,000	1.15/1,000 gal	1.65/1,000 gal
Central City	.80/1,000 gal	--

SECTION 2: Disconnection of Service. All bills for water or sewer service shall be paid within thirty (30) days after the bill is submitted to the user or owner of the premises being served, otherwise the water or sewer services may be disconnected by the City. If in the event a particular premises is disconnected from the water and/or sewer system the customer of said premises prior to reconnection and prior to obtaining service within the City at another location from the aforesaid premises shall pay all delinquent charges in addition to a reconnection charge for each reconnection of the premises to the City system.

SECTION 3: Penalty. The City shall further have the right to require any person who is more than thirty (30) days delinquent in payment of a particular monthly bill to pay a penalty of ten percent (10%).

SECTION 4: Improper Connection. (A) No person shall turn on the water service serving any premises in the City after said service has been disconnected by the City. Said disconnected service shall only be resumed or reconnected by the employees of the City.

(B) No water meter shall be installed upon the premises without permission of the City and there shall be no dual connection or more than one user on any single meter. The facilities or services afforded by the Barling water system shall not be furnished without a charge being made therefor.

(C) Any person who violates the provisions of this section shall be deemed guilty of a Class C misdemeanor and be subject to a fine up to \$100.00. The person in charge of said premises or the head of the family occupying the same shall be deemed prima facie guilty of violating this section upon a showing of the disconnection of service of said premises and the reconnection of the same in any manner other than authorized by the provisions of this ordinance.

SECTION 5: Deposit. All persons requiring new service shall pay a fee of \$35.00 of which \$5.00 shall be a non-refundable charge for beginning the service. The balance of the fee shall be refunded upon termination of service after all charges, assessments and penalties have been paid.

SECTION 6: Connection Fees. All persons tying on to the water system shall be required to pay a connection or tapping fee of \$260.00 if the connection does not require crossing a street and \$360.00 if the connection does require crossing a street. All persons tying on to the sewer system shall be required to pay a connection fee of \$125.00.

SECTION 7: Inspection Fees. For all inspections of connections, construction of new facilities or any other inspection required by state or local law, there shall be a fee of \$7.50 per inspection.

SECTION 8: Monitoring Assessment. Pursuant to Act 1053 of 1991 there shall be assessed against each water meter a charge of \$.15 per month which amount shall be in addition to the rates set forth herein.

SECTION 9: Temporary Water and Sewer Service.

(A) Persons needing temporary water and sewer service for construction purposes or for cleaning purposes may obtain such services by providing a \$35.00 deposit where water taps have been made and meters are in place and water is available. Said deposit shall include a non-refundable service fee of \$5.00.

(B) Rates for temporary service shall be the same for permanent service.

(C) Persons with temporary water and sewer service will be billed for usage at the same time as regular customers, and will be subject to the same late payment penalty.

(D) Failure to pay for temporary service will result in the balance being deducted from the deposit and the service disconnected. Use of temporary service for reasons other than provided for in this ordinance may result in disconnection of service.

SECTION 10: Filling of Swimming Pools-Sewer Charge Abatement.

(A) Residents who have swimming pools are eligible for a one (1) time per calendar year abatement of sewer charges for the amount of water used to fill their pool.

(B) To be eligible, residents must complete and sign a statement as to the size of the pool, and the amount of water necessary to fill it. An abatement of sewer charges for that amount will be made on the following monthly bill. Forms for this purpose will be available in the Water Department.


(C) A swimming pool is defined as a permanent structure installed adjacent to a residence whether above the ground or in the ground. For purposes of this ordinance, a wading pool does not qualify as a swimming pool.

(D) The City Administrator or his designated representative is authorized to require proof of the size, or capacity, of a pool and may deny a sewer abatement if such information is not provided.

SECTION 11: Repealing Clause. All ordinances in conflict with this ordinance are hereby repealed. Ordinance Nos. 128, 133, 178, 204 and 213 are specifically repealed.

SECTION 12: Emergency Clause. The maintenance of a rate structure sufficient to pay costs incurred by the City from its supplier, the State of Arkansas, and its own overhead, is necessary to the fiscal welfare of the City of Barling, such costs being presently incurred such that an emergency is thereby declared to exist, and therefore this Ordinance shall be in full force and effect from and after the date of its passage.

PASSED AND APPROVED this 29th day of April, 1993.



Mayor

Attest:



City Clerk

(SEAL)