

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA AMENDING SECTION 21-113 OF CHAPTER 21 OF THE CODE OF ORDINANCES OF THE CITY OF NORMAN, OKLAHOMA, CONTINGENT ON VOTER APPROVAL OF ORDINANCE NO. O-1415-16 INCREASING THE MONTHLY BASE FEE FOR RESIDENTIAL METERED USERS FROM FOUR DOLLARS (\$4.00) TO SIX DOLLARS (\$6.00); INCREASING THE MONTHLY WATER RATES FOR RESIDENTIAL METERED USERS FROM TWO DOLLARS (\$2.00) TO THREE DOLLARS AND THIRTY-FIVE CENTS (\$3.35) PER THOUSAND GALLONS FOR THE FIRST 5,000 GALLONS OF WATER, FROM TWO DOLLARS AND TEN CENTS (\$2.10) TO FOUR DOLLARS AND TEN CENTS (\$4.10) PER THOUSAND GALLONS FOR WATER USAGE BETWEEN 5,001 AND 15,000 GALLONS, FROM TWO DOLLARS AND SEVENTY-FIVE CENTS (\$2.75) TO FIVE DOLLARS AND TWENTY CENTS (\$5.20) PER THOUSAND GALLONS FOR WATER USAGE BETWEEN 15,001 AND 20,000 GALLONS, AND FROM FOUR DOLLARS AND NINETY FIVE CENTS (4.95) TO SIX DOLLARS AND EIGHTY CENTS (\$6.80) PER THOUSAND GALLONS FOR WATER USAGE OVER 20,000 GALLONS; INCREASING THE MONTHLY BASE FEE FOR NON-RESIDENTIAL WATER SERVICE FROM FOUR DOLLARS (\$4.00) TO SIX DOLLARS (\$6.00); INCREASING THE WATER RATES FOR NON-RESIDENTIAL METERED USERS FROM TWO DOLLARS AND TEN CENTS (\$2.10) TO THREE DOLLARS AND EIGHTY CENTS (\$3.80) PER THOUSAND GALLONS FOR WATER USAGE UP TO SUCH CUSTOMER'S AVERAGE WINTER CONSUMPTION AS DEFINED HEREIN AND FROM TWO DOLLARS AND TEN CENTS (\$2.10) TO FOUR DOLLARS AND TWENTY CENTS (\$4.20) PER THOUSAND GALLONS FOR WATER USAGE EXCEEDING SUCH NON-RESIDENTIAL METERED USER'S AVERAGE WINTER CONSUMPTION AS DEFINED HEREIN; ESTABLISHING AN ADDITIONAL HIGH USAGE SURCHARGE OF THIRTY-FIVE CENTS (\$0.35) PER THOUSAND GALLONS OF WATER USAGE FOR EACH ONE THOUSAND GALLONS USED BY A HOUSEHOLD THAT IS IN EXCESS OF TWENTY THOUSAND GALLONS FOR EACH OF THE ONE MONTH PERIODS COINCIDING WITH THE BILLING CYCLES FOR USAGE DURING THE MONTHS OF JULY AND AUGUST; PROVIDING AN EFFECTIVE DATE FOR SAID INCREASE SUBJECT TO VOTER APPROVAL; AND PROVIDING FOR THE SEVERABILITY THEREOF.

- § 1. WHEREAS, the rates for water service provided in the City of Norman and currently in effect in the City were last increased in May of 2006; and

- § 2. WHEREAS, Norman's Water Treatment Plant is in need of approximately \$31 million in improvements to meet regulatory requirements, enhance water quality, improve safety, and rehabilitate existing equipment, and an additional \$3 million has been identified for water line replacements; and
- § 3. WHEREAS, the Strategic Water Supply Plan identified capital improvements totaling approximately \$16 million that would secure additional groundwater supplies in Norman through blending, land acquisition, and \$12 million in projected new well costs; and
- §4. WHEREAS, although the total capital need is projected to be \$50 million, Council has determined that \$3 million of the new well cost is needed to provide new capacity for community growth in new housing and new businesses and that the new capacity costs should not be funded from revenues generated from rate increases; and
- §5. WHEREAS, the rates for water service must be increased in order for the necessary improvements and expansion to be accomplished; and
- §6. WHEREAS, Council has also determined that approximately 5% of the water customers of the Norman Utilities Authority use in excess of 20,000 gallons per month during peak demand months of July and August and that a High Usage Surcharge should be assessed against households for water usage in excess of 20,000 gallons per month during these peak periods to encourage conservation of municipal water resources.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

- §7. That should the voters approve the rate increase in water service set out in Ordinance No. O-1415-16, then Section 21-113 of Chapter 21 of the Code of Ordinances of the City of Norman, Oklahoma, shall be and is hereby amended to read as follows:

Sec. 21-113. Rates for water service.

(a) The water rates and charges hereinafter enumerated shall be collected for the purposes of providing funds for the continued operation, improvement, servicing and maintenance of the City water system and for other municipal governmental purposes.

(b) The following monthly rates shall apply to each residential metered user (including residence, mobile home, or other single-family dwelling unit, apartment, townhouse or dwelling):

- (1) \$6.00 base fee;

- (2) \$3.35 per one thousand gallons ~~up~~ for 0 to 5,000 gallons;
- (3) \$4.10 per one thousand gallons for 5,001 to 15,000 gallons;
- (4) \$5.20 per one thousand gallons for 15,001 to 20,000 gallons;
- (5) \$6.80 per one thousand gallons over 20,000 gallons.

(c) The base rate and the first 5,000 gallons of usage for residential metered users under section (b) above, who are low income as defined by Section 8 of the Housing Act of 1937, amended by the Housing and Community Development Act of 1974, will be calculated at a reduction of twenty-five percent (25%).

(d) In addition to the monthly rates set forth herein, all households (defined as a residential unit consistent with the purposes statement of R-1 and R1-A zoning districts) shall be assessed a High Usage Surcharge of thirty-five cents (\$0.35) per thousand gallons of usage over 20,000 gallons used during the peak water demand months of July and August (billed in August and September, respectively).

(e) The following monthly rates shall apply to each non-residential metered user (including business, industrial, or commercial establishments):

- (1) Average Winter Consumption: the average of a non-residential metered user's water consumption for the monthly billings generated by the City of Norman in December, January, and February of the most recent year.
- (2) All non-residential metered users shall pay a base fee of \$6.00 for each water meter.
- (3) The water rate for consumption up to a non-residential metered user's Average Winter Consumption shall be \$3.80 per one thousand gallons of water.
- (4) The water rate for consumption exceeding a non-residential metered user's Average Winter Consumption shall be \$4.20 per one thousand gallons of water.

§ 8. Effective date. The rates described above shall be effective for all billings issued on or after the 1st day of March, 2015, and thereafter conditioned upon said rate increase being approved by a majority of the registered voters voting in an election called for the purpose of approving or rejecting said rates; Said election to be held on the 13th day of January, 2015.

§ 9. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance, except, that the effective date provision shall not be severable from the operative provisions of the ordinance.

ADOPTED this _____ day
of _____, 2014.

NOT ADOPTED this _____ day
of _____, 2014.

Mayor

Mayor

ATTEST:

City Clerk