

**ORDINANCE # 150-2017**  
**(supersedes Ordinance No. 150-2016)**

**AN ORDINANCE OF THE CITY OF LONE OAK, TEXAS, ADJUSTING THE CITY OF LONE OAK WATER AND SEWER RATES, WATER ACCOUNT DEPOSIT AND TAP FEES TO ESTABLISH AND PROVIDE FOR CHANGES IN RATES AND CHARGES FOR WATER AND SEWER SERVICES AND RELATED FEES; ADJUSTING THE CITY OF LONE OAK SOLID WASTE COLLECTION FEES TO ESTABLISH AND PROVIDE CHANGES IN RATES AND CHARGES FOR SOLID WASTE COLLECTION SERVICE; PROVIDING AN EFFECTIVE DATE OF RATE CHANGES; PROVIDING A REPEALER AND SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE OF ORDINANCE.**

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**WHEREAS**, the periodic evaluation and revision of City utility rates and charges is necessary to provide sufficient revenue to the City of Lone Oak (“City”) to operate and maintain a utility system; and

**WHEREAS**, the City Council of the City of Lone Oak (“City Council”) finds that the existing utility rates and charges are presently insufficient to provide for such; and

**WHEREAS**, the City Council finds that the revised utility rates and charges enacted by this ordinance are in the public interest and that they are necessary, reasonable and expedient under the circumstances; and

**WHEREAS**, all previous regulations, rules and policies which are in conflict with this ordinance are hereby repealed, amended and superseded.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LONE OAK, TEXAS, THAT:**

**Section 1. Findings.** The recitals set forth above are hereby found by the City Council of the City of Lone Oak to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 2: Monthly Rates for Water, Sewer and Solid Waste Services.**

The monthly rates for water, sewer and solid waste service shall be established as a rate schedule. This rate schedule will be reviewed at least yearly and adjusted as necessary. The rate schedule will be adopted by vote of the council and will reside as part of this ordinance as an *Appendix*.

Future rate reviews will not require adopting a new ordinance, the rate schedule will be presented to council for adoption and the Appendix will be updated and posted as required.

**Section 3: Charges for Water Account Deposit and Tap Fees for Water/ Sewer Services.**

Water Deposits are for new customers and anyone whose service is interrupted three (3) times in one year. Tap fees and related charges for water or sewer service shall be established as a rate schedule. This rate schedule will be reviewed at least yearly and adjusted as necessary.

The rate schedule will be adopted by vote of the council and will reside as part of this ordinance as an *Appendix*.

Future rate reviews will not require adopting a new ordinance, the rate schedule will be presented to council for adoption and the Appendix will be updated and posted as required.

**Section 4. Effective Date of Rate Changes.** Any change made in the monthly rate and/or charges for City water, sewer and solid waste services within the City limits of the City of Lone Oak shall become effective on the first regular billing date after the date of adoption by ordinance therefore.

**Section 4. Cumulative Repealer and Savings Clause.** All provisions of the ordinances of the City of Lone Oak in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and all other provisions of the ordinances of the City of Lone Oak not in conflict with the provisions of this ordinance shall remain in full force and effect.

**Section 5. Severability Clause.** Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

**Section 6. Effective Date of Ordinance.** This ordinance shall take effect immediately from and upon its passage and publication as provided by law.

**Section 7. Open Meetings and Notice.** It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was provided as required by the Open Meeting Act, Ch. 551, TEXAS LOCAL GOV'T. CODE.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Lone Oak, Texas, on this 13th day of June, 2017.

CITY OF LONE OAK, TEXAS

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Douglas Williams, Mayor  
City of Lone Oak, Texas

ATTEST:

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Kathy Voss, City Secretary  
City of Lone Oak, Texas