

ORDINANCE NO. 251

AN ORDINANCE AMENDING ORDINANCE 241, SECTIONS 1-1, 1-2, 2-1, AND 3-2; INCREASING THE RATES FOR PROVIDING WATER RATES WITHIN AND OUTSIDE THE CITY, INCREASING THE RATES FOR PROVIDING SEWER SERVICES WITHIN THE CITY, AND INCREASING THE GARBAGE COLLECTION RATE OUTSIDE THE CITY; PROVIDING AN EFFECTIVE DATE; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council for the City of Wheeler, Texas pursuant to the constitution and laws of the State of Texas including Chapter 552 of the Texas Local Government Code, authorizes the City to oversee and/or operate certain utilities and set forth ordinances and regulations and receive compensation necessary to operate such utilities for the benefit of the citizens of the City of Wheeler; and

WHEREAS, the City Council has previously passed Ordinance No. 241, which established rates for water, sewer, and garbage collection services provided within and outside the municipal limits of the City; and

WHEREAS, due to the increase in expenses associated with maintaining and operating these utilities and to keep the utilities in good working condition, it has become necessary to increase the rates charged for such services; and

WHEREAS, the City Council of the City of Wheeler, finds the following utility rate increases are reasonable and necessary for the continued proper operation and maintenance of the City's utility systems and in the best interest of the public health, safety and welfare;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF WHEELER, TEXAS THAT:

SECTION 1. That Ordinance 241 be amended as follows: Ordinance 241, Attachment A, Article 1 Water Rates, Article 2 Sewer Rates, and Article 3 Garbage Collection Rates, are hereby repealed and replaced to hereafter read as follows:

ARTICLE 1 WATER RATES

Section 1-1. Water Rates Within the City

The following rates per month shall be the rates charged for water services furnished to residential customers, commercial and industrial customers, and non-profit organization customers within the corporate limits of the City of Wheeler, until revised by the City Council of the City of Wheeler by subsequent ordinance:

- (a) Residential customers:

Base Rate (Up to 3,000 gallons)	\$13.00
In excess of 3001 gallons	\$4.50 per 1,000 gallons

(b) Commercial customers:

Base Rate (Up to 3,000 gallons)	\$15.00
In excess of 3001 gallons	\$5.00 per 1,000 gallons

Section 1-2. Water Rates Outside the City

The following rates per month shall be the rates charged for water services furnished to residential customers, commercial and industrial customers, and non-profit organization customers outside the corporate limits of the City of Wheeler, until revised by the City Council of the City of Wheeler by subsequent ordinance:

(a) Residential customers:

Base Rate (Up to 3,000 gallons)	\$21.00
In excess of 3001 gallons	\$5.00 per 1,000 gallons

(b) Commercial customers:

Base Rate (Up to 3,000 gallons)	\$24.00
In excess of 3001 gallons	\$5.00 per 1,000 gallons

ARTICLE 2 SEWER RATES

Section 2-1. Sewer Rates Within the City

The following rates per month shall be the rates charged for sewer services furnished to customers within the corporate limits of the City of Wheeler, until revised by the City Council of the City of Wheeler by subsequent ordinance:

- (a) Residential customers \$15.00
- (b) Commercial and Industrial customers \$18.00

ARTICLE 3 GARBAGE COLLECTION RATES

Section 3-1. Garbage Collection Rate

The following rates per month shall be the rates charged for garbage collection services furnished to customers within the corporate limits of the City of Wheeler, until revised by the City Council of the City of Wheeler by subsequent ordinance:

- (a) Residential (single-family dwelling) \$16.60
- (b) Commercial and Industrial
(any customer not considered residential) \$34.16

Section 3-2. Garbage Collection Rate Outside the City

The following rates per month shall be the rates charged for garbage collection services furnished to customers outside the corporate limits of the City of Wheeler, until revised by the City Council of the City of Wheeler by subsequent ordinance:

- (a) Residential customers \$75.00
- (b) Commercial and Industrial customers \$75.00


SECTION 2. Effective Date. This ordinance shall take effect for all utility bills issued for water service, sewer service, and garbage collection services on or after July 31, 2023.

SECTION 3. Repealed. All other terms and provisions of the Ordinances of the City of Wheeler, not in conflict herewith and not hereby amended shall remain in full force and effect.


SECTION 4. Severability. If any provision, section, subsection, sentence, clause or the application of same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Wheeler, Texas in adopting this ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 5. Publication. The City Secretary of the City of Wheeler is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

DULY PASSED AND APPROVED by the City Council of the City of Wheeler, Texas, on this the 18th day of July, 2023.


Dan Sams, Mayor

ATTEST:


Stephanie Alvarado, City Secretary