

ORDINANCE NO. 2020 -16

AN ORDINANCE OF THE CITY OF BLACKWELL, OKLAHOMA, AMENDING CHAPTER 28, ARTICLE IV, SECTION 28-119 OF THE BLACKWELL MUNICIPAL CODE 2019 ENTITLED "WATER RATES", PROVIDING FOR A ZERO PERCENT (0%) INCREASE IN SUCH WATER RATES; PROVIDING FOR REPEALER; SAVINGS; CODIFICATION; SEVERABILITY; EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACKWELL, OKLAHOMA:

Section I. Chapter 28, Article IV, of the Blackwell Municipal Code 2019 is hereby amended by the amendment in Section 28-119 to read as follows:

SECTION 28-119 WATER RATES

Effective July 1, ~~2019~~ 2020, and continuing monthly thereafter, regardless of the period of service, the following rates and charges shall be charged to and collected from the users and consumers of water, whether supplied within or without the corporate limits of the City.

1. Inside Corporate City Limits:

Minimum 5/8 inch and 3/4 inch meters:

0 - 250 cu. ft. (or 0-1870 gallons)	\$25.10 per customer per month
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All other meters: 0 - 250 cu. ft. (or 0-1870 gallons)	\$34.95 per customer per month
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All meters:

251 - 750 cu. ft. (or 1871-3740 gallons)	\$0.0291 per cu. ft. (or \$0.00388 per gallon)
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In excess of 750 cu. ft. (or 5610 gallons)	\$0.0303 per cu. ft. (or \$0.00405 per gallon)
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2. Outside Corporate City Limits: The water rate for consumers located outside the corporate limits of the City will be one and thirty-five hundredths (1.35) times the Inside Corporate City Limits rate.

3. Industrial Water Rate: The water rate for industrial consumers will be the same as the Inside Corporate City Limits rate. An industrial consumer is defined as a consumer purchasing water to be consumed or used outside the corporate limits of the City in excess of 250,000 cubic feet (or 1,870,000 gallons) per month and purchasing said water for the sole use of the consumer and not for resale and/or redistribution.
4. Capital Improvement Surcharge Rate: The water rates for all customers shall be increased by an amount sufficient to fund the current budget year requirement for capital improvements to water and sewer lines. The amount included shall remain effective until modified by Commission action.

Capital Improvement Surcharge:

All Usage      \$0.00118 per cu. ft. (or \$0.000157 per gallon)

Section II.      REPEALER. All ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section III.      SAVINGS CLAUSE. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IV.      CODIFICATION.      This ordinance shall be codified as herein provided.

Section V.      SEVERABILITY. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Blackwell that this section of the Blackwell Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section VI.      EFFECTIVE DATE. This ordinance and the rates contained in this ordinance shall become effective on July 1, 2020.

Section VII.      EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of the City and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect in order to provide for this zero percent (0%) rate increase; By reason whereof, this Ordinance shall take effect and be in full force and effect after its passage, as provided by law.

Approved and executed this 2<sup>nd</sup> day of July 2020.

THE CITY OF BLACKWELL, OKLAHOMA

TJ Greenfield

T. J. Greenfield, Mayor

(Seal)  
ATTEST:

Traci Hanebrink

Traci Hanebrink, City Clerk



Approved as to Content:

Janet Smith

Janet Smith, City Manager

Approved as to Form and Legality:

Bryce S. Kennedy, Jr.

Bryce S. Kennedy, Jr., City Attorney

\_NOTICE

On the 2nd day of July 2020, the City Council of the City of Blackwell, Oklahoma, approved Ordinance No. 2020-16 which amended Chapter 28 Article IV of the Blackwell Municipal Code 2019, by the amendment to Section 28-119 entitled "Water Rates" which provides for a zero percent (0%) increase.

A copy of the ordinance is available at City Hall or by calling the City Clerk at 580-363-7250. It is presented for publication by title only:

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THE CITY OF BLACKWELL, OKLAHOMA



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Traci Hanebrink, City Clerk