

## **Ordinance # 966**

**AN ORDINANCE PRESCRIBING AMENDED RATES FOR WATER, SEWER, AND GARBAGE SERVICE FOR THE CITY OF ANSON, TEXAS; SETTING EFFECTIVE DATES FOR THE INCREASE; AND REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT.**

***WHEREAS***, the City Council for the City of Anson (the Council) has reviewed the costs associated with operating the water, sewer and garbage collection system and has recognized a need for an increase in fees to cover the increased costs of providing garbage, water and waste water service; and,

***WHEREAS***, the City of Anson is required to make certain that revenues for these services are at least equal to the costs of such services; and,

***WHEREAS***, the City of Anson must continue to operate in a financially solvent manner and its rates charged for garbage, water and sewer services must reflect these added costs.

***NOW, THEREFORE***, be it Ordained by the Council of the City of Anson, Texas;

### **SECTION 1**

All residences and/or businesses within the city limits shall be required to connect to the City's water system and sewer system where such utilities are available, except in such areas as the city cannot reasonably supply service mains, such determination of reasonableness to be made by the City. Citizens who refuse to be connected to public utilities where such utilities are available will be billed at the minimum amount.

Any person, firm, corporation or business entity violating this Section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished in an amount not exceeding the amount set out in the Code of Ordinances. Each continuing day's violation under this Ordinance shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude ANSON from filing suit to enjoin the violation.

ANSON retains all legal rights and remedies available to it pursuant to local, state and federal law.

### **SECTION 2**

1. The following monthly rates shall apply to customers of the Water System of the City of Anson:

(a) For residential customers inside the City Limits, the Minimum Charge for water service for Residential customers with a less than 1"-meter size shall be \$33.00 for 0 gallons. The Minimum Charge for water service for Business customers inside the City Limits, with less than a 1" meter size, shall be \$39.00 for 0 gallons. The Minimum Charge for water service for Residential

Customers, other than those for irrigation purposes, inside the City Limits with 1" or larger meter size shall be \$124.00 for 0 gallons. The Minimum Charge for water service for Business Customers except a) those businesses that rents space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries, and b) those business customers whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 90 individuals, inside the City Limits, with a meter larger than 1" size, shall be \$165.00 for 0 gallons.

44 The Minimum Charge for water service for Business customers inside the City Limits whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 90 individuals but less than 900, with a 1" or larger meter size shall be \$ 300.00 for 0 gallons. The Minimum Charge for water service for Business customers inside the City Limits whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 900 individuals, with a 2.5" or larger meter size shall be \$ 685.00 for 0 gallons. The Minimum Charge for water service for 0 gallons for Business customers inside the City Limits, whose account is for a business that rents space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries, and such business was designed to have the capacity to house overnight, whether short-term or long-term, 4 spaces with each space capable of containing a separate vehicle, normally a recreational vehicle (RV), with a 1" or larger meter size, shall be billed a Minimum Charge of \$195.00.

For water service the following rates shall be charged for Business and Residential Customers other than those for irrigation purposes only or Bulk Water Customer inside the City Limits, in addition to the Minimum Charge (calculated on a per 1000-gallon basis):

|                  |                       |
|------------------|-----------------------|
| 0-2,000 gal      | \$6.00 per 1,000 gal  |
| 2,001-4000 gal   | \$6.65 per 1,000 gal  |
| 4001-6000 gal    | \$8.75 per 1,000 gal  |
| 6,001-9,000 gal  | \$10.20 per 1,000 gal |
| 9,001-12,000 gal | \$11.75 per 1,000 gal |
| OVER 12,000 gal  | \$15.50 per 1,000 gal |

(b) For Residential customers outside the City Limits with a less than a 1"-meter size, the Minimum Charge for water service shall be \$46.50 for 0 gallons. The Minimum Charge for water service for Business customers outside the City Limits with a less than a 1"-meter size shall be \$60.00 for 0 gallons. The Minimum Charge for water service for Residential Customers outside the City Limits with a 1" or larger meter size shall be \$195.00 for 0 gallons. The Minimum Charge for water service for Business customers, other than those that rent space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries outside the City Limits with a 1" or larger meter size shall be \$255.00 for 0 gallons. The Minimum Charge for water service for Business customers outside the City Limits, whose account is for a business that rents space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries, and such business was designed to have the capacity to house overnight, whether short-term or long-term, spaces with each space capable of containing a separate vehicle, normally a recreational

vehicle (RV), with a 1" or larger meter size, shall be billed a Minimum Charge of \$195.00.

For water service, the following rates shall be charged for Business and Residential customers outside the City Limits in addition to the Minimum Charge (calculated on a per 100-gallon basis):

|                  |                       |
|------------------|-----------------------|
| 0-2,000 gal      | \$10.00 per 1,000 gal |
| 2001 - 9,000 gal | \$14.00 per 1,000 gal |
| Over 9,000 gal   | \$18.00 per 1,000 gal |

(c) The Minimum Charge for water service for Residential Customers with a 1" or larger meter size used for irrigation purposes only shall be \$60.00 for 0 gallons. In addition to the Minimum Charge, the following rates shall be charged for these customers (calculated on a per 1000-gallon basis):

|                  |                       |
|------------------|-----------------------|
| 0-2,000 gal      | \$6.50 per 1,000 gal  |
| 2,001-4000 gal   | \$7.50 per 1,000 gal  |
| 4001-6000 gal    | \$8.75 per 1,000 gal  |
| 6,001-9,000 gal  | \$11.50 per 1,000 gal |
| 9,001-12,000 gal | \$13.00 per 1,000 gal |
| OVER 12,000 gal  | \$15.50 per 1,000 gal |

(d) The minimum Charge for water service for Bulk Water Customers with a 1" or larger size meter used for bulk water service only shall be \$165.00 for 0 gallons. In addition to the minimum charge, the following rates shall be charged for these customers (calculated on a per 1000-gallon basis):

|                  |                       |
|------------------|-----------------------|
| 0-4000 gal       | \$9.85 per 1,000 gal  |
| 4001-6000 gal    | \$11.25 per 1,000 gal |
| 6,001-9,000 gal  | \$12.75 per 1,000 gal |
| 9,001-12,000 gal | \$15.25 per 1,000 gal |
| OVER 12,000 gal  | \$19.50 per 1,000 gal |

In addition, should any customer request the aid of the City to turn their water on or off in a non-emergency situation when the service is performed after regular City business hours, then such Customer's water account shall be charged \$75.00 to cover the labor cost of the City to send a representative to perform such service. The City shall be the sole decider of when a situation is emergency or non-emergency. This additional charge shall be paid in the month it is added to customer's monthly utility bill and must be timely paid or be subject to penalty or disconnection of service.

2. The Minimum Charge for Sewer Service shall be \$34.00 for 0 gallons for Residential customers inside the city limits, unless otherwise noted herein. The Minimum Charge for Sewer Service shall be \$39.00 for 0 gallons for Business customers inside the city limits except a) those businesses that rents space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries, and b) those business customers whose account is for a facility that

was designed to have the capacity to house overnight, whether temporarily or permanently, at least 90 individuals. For each gallon of water used by the Customer, excluding a) those businesses that rents space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries, and b) those business customers whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 90 individuals, the rate for Sewer Service shall be \$2.00 per 1,000 gallons of water consumed for Residential and Business customers inside the City Limits except a) those businesses that rents space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries, and b) those business customers whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 90 individuals, and \$6.50 per 1,000 gallons of water consumed for Residential and Business customers outside the City Limits except a) those businesses that rents space for short-term or long-term overnight stays, excluding motel or hotel rooms or similar industries, and b) those business customers whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 90 individuals.

For each gallon of water used by the Business Customer as set out in the above paragraph, the rate for Sewer Service shall be \$5.00 per 1,000 gallons for the first 100,000 gallons, and \$9.00 per 1,000 gallons for all water usage over 100,000 gallons of water consumed, in addition to the Minimum Charge.

a For customers inside the City Limits whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 90 but less than 900 individuals, the Minimum Charge for Sewer Service shall be \$350.00 for 0 gallons of water used. For each gallon of water used by the Customer, the rate for Sewer Service shall be \$7.25 per 1,000 gallons for the first 100,000 gallons, and \$ 10.50 per 1,000 gallons for all water usage over 100,000 gallons of water consumed, in addition to the Minimum Charge.

For customers inside the City Limits whose account is for a facility that was designed to have the capacity to house overnight, whether temporarily or permanently, at least 900 individuals, the Minimum Charge for Sewer Service shall be \$830.00 for 0 gallons of water used. For each gallon of water used by the Customer, the rate for Sewer Service shall be \$9.50 per 1,000 gallons for the first 100,000 gallons, and \$14.00 per 1,000 gallons for all over 100,000 gallons of water consumed in addition to the Minimum Charge.

The Minimum Charge for Sewer Service shall be charged to a Customer when it is determined by the City that a person or entity is using the City's sewer system in any manner.

3. There shall be a Capital Improvement Projects (CIP) charge of \$12.50 per month onevery primary utility account with either a water or sewer connection. There shall be no charge for

secondary accounts (i.e. Sprinkler systems) or for accounts using only garbage services. This CIP charge shall be administered when a Customer uses any of the services provided by the City for water or sewer.

4. The following rates shall be applied to garbage collection accounts:

Residential Service - \$39.25 for a 96-gallon container.

Business Service shall be \$45.00 if 96-gallon container is requested.

The above rate will be for Residential or Business customers and such rate for service shall include one (1) 96-gallon container. Additional 96-gallon containers, for either a Residential or Business account, may be provided for an additional charge of \$39.25 each. Any Customer that uses the City's garbage service shall be charged the fees set out herein.

Large Commercial Service: per Container

|                 |           |
|-----------------|-----------|
| 1.5 yd. 1 X/wk. | \$ 71.00  |
| 3 yd. 1 X/wk.   | \$ 93.00  |
| 3 yd. 2 X wk.   | \$ 174.00 |
| 3 yd. 3 X/wk.   | \$ 270.50 |

These rates will be subject to all appropriate State & Local Sales Tax.

In the event a customer's container contains waste or other material that is not approved by the City's waste hauling provider, the City or the waste-hauling provider may refuse to pick up the customer's container on that pickup date. The customer's container will be picked up at the next scheduled pick update, unless the non-approved waste has not been removed. It is the customer's responsibility to remove all non-approved waste from their container.

### **SECTION 3**

There shall be a voluntary surcharge of \$1.00 on each utility account in support of the Anson Volunteer Fire Department (the Department). This surcharge shall be used for training and the purchase and repair of vehicles and equipment for the Department.

### **SECTION 4**

1. The City of Anson shall require a utility deposit of \$200.00 from all customers wishing to establish a utility account. This deposit shall be refundable to the customer when they close the utility account. However, if there is an outstanding balance on the account, the deposit shall be applied to the outstanding balance, with the remainder refunded to the customer. The deposit may be transferred if the customer transfers to a different service location.

2. In order to obtain new service or transfer existing service, each customer shall present the City of Anson with written lease in the name of the customer and signed by the customer and the landlord or present a copy of the deed or other document where the real property that the utility

service is to be provided was placed into the name of the customer. If the customer has no written lease, the customer shall provide the City of Anson with a signed copy of an "Affidavit Of Lease Agreement" on the form presented by the City of Anson. Such affidavit shall be signed by the customer/tenant and the landlord/owner and such affidavit must be dated within the last 30 days. Only customer/tenant listed in the affidavit shall be eligible to have the utility service placed into their name and a customer that has a balance owed on his utility account cannot switch utility service from one name to another name listed in the affidavit without the account being paid in full.

3. The City of Anson shall require a nonrefundable water tap fee for newly installed water taps. The payment of the fee shall not make such water tap the property of the customer, as the water tap shall remain the property of the City of Anson after the customer pays the fee. The City shall also access a Street Cut fee should the City be required to cut into an existing street to install water or sewer service to a customer. The Street Cut fee shall be in addition to any water tap fee or sewer tap fee and is set out below. Such fee shall be paid according to the size of the water tap as set out below:

**Size Tap Fee Inside the City Limits**

**Fee Outside the City Limits**

¾" Inside \$700.00

Outside \$850.00

1" Inside \$825.00

Outside \$950.00

1 ½" Inside \$1,200.00

Outside \$1,350.00

2" Inside \$ 1,500.00

Outside \$ 1,700.00

**Larger than 2" - Consult City Manager for price**

The customer shall also pay a nonrefundable sewer tap fee of \$700.00 for customers that live in the City Limits and \$800.00 for customers outside the City Limits on each new sewer tap installed. The payment of the fee shall not make such sewer tap the property of the customer, as the sewer tap shall remain the property of the City of Anson after the customer pays the fee.

4. It shall be the policy of the City of Anson to encourage the timely payment of utility bills.

All utility bills shall be due on the 15th day of the month, or the first business day after the 15th if it falls on a weekend or holiday. Bills that are not paid by the 15th shall be assessed a 10% penalty. Penalties shall be cumulative.

5. The City will compile a list of all outstanding bills as of the 24th day of the month at 4:00 p.m., or at the same time on the next business day after the 24th if it falls on a weekend or holiday. The City Manager shall then call for each account with \$30.00 or more in outstanding charges to be disconnected for non-payment. Accounts that are on the list at the time it leaves City Hall shall be initially assessed a non-payment fee of \$50.00. Each additional time the customer is disconnected for non-payment the non-payment fee will increase by 10% up to a maximum amount of \$150.00.

6. The City shall impose an Account Transfer Fee of \$35.00 to cover the administrative costs of transferring accounts. This fee shall be paid in advance of the transfer.

7. The City shall alter this price scheme from time to time if required to do so as a result of an increase in fuel prices or other expenses associated with the City's contract with its garbage collection service company or with the City's contracts with West Central Texas Municipal Water District.

8. In the event that a lock placed on a water meter, as described in Section 4.5, is cut or otherwise disabled or removed or tampered with, the customer shall pay an additional fee to reconnect in the amount of \$250.00.

## **SECTION 5**

The City shall allow for customers to request a reread of their meter in the case they do not feel the billing is accurate. In the event the City receives a request for reread, the City Manager will send a crew to manually read the meter and then compare the reading to the electronic reading on file. If there is found to be an error, the City Manager will cause a correction to be applied to the account. If the customer requests a reread and there is found to be no error, the customer shall be required to pay a service charge of \$100.00.

## **SECTION 6**

This Ordinance shall become effective after two readings by the City Council and 10 days after appearing for two consecutive weeks in a local newspaper.

## **SECTION 7**

All ordinances, orders, resolutions, or parts thereof, which are in conflict with ordinance, heretofore passed and adopted by the City Council are hereby repealed.

**First presented to City Council on this the \_\_\_\_ Day of July 2026**

**Passed and adopted this the 27TH Day of July 2026**

**ATTEST:**

\_\_\_\_\_  
Attest- City Secretary

\_\_\_\_\_  
David Bailey, Mayor