

ORDINANCE NO. 5253

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS ESTABLISHING REVISED RATES AND CHARGES FOR WATER AND SEWER SERVICE; ESTABLISHING AN EFFECTIVE DATE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING A CONTINUATION CLAUSE; AND FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS ADOPTED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Denison Municipal Code, Chapter 26, Section 26-238 provides that the City Council shall from time to time establish rates and charges for water service; and

WHEREAS, the City Council has determined that a five-year rate plan is necessary in order to ensure financing for capital improvements to the water service system; and

WHEREAS, under the five-year rate plan, water consumption rates and the monthly water and sewer base rates will increase each year on December 1 without further council action; and

WHEREAS, the previous rate structure did not adequately allocate capital improvement costs among Residential, Commercial and Industrial water users; and

WHEREAS, the City Council has determined that water and sewer rates for Apartments should be combined with other Residential users; and

WHEREAS, the City Council has determined that water and sewer use should be measured in gallons rather than cubic feet; and

WHEREAS, the City would benefit from certain water users, specifically Industrial users, being place on tiered water consumption rate structure; and

WHEREAS, the City Council establishes that Industrial users shall mean a user who consistently uses 3,750,000 gallons or more of treated water per month for the purpose of manufacturing a good or service for distribution and sale, or as approved by the City Manager;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS:

SECTION 1: That the monthly rates and charges for water service inside the city limits of the City of Denison as established by Ordinance No. 5028 be amended as follows:

Per inside Residential living unit, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Residential Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$29.16	\$31.49	\$34.01	\$36.73	\$39.67
1 ½" Meter	\$33.83	\$41.57	\$50.34	\$60.24	\$71.41
2" Meter	\$40.24	\$55.43	\$72.79	\$92.57	\$115.05
3" Meter	\$87.48	\$157.46	\$238.09	\$330.60	\$436.39
4" Meter & up	\$104.98	\$195.26	\$299.31	\$418.76	\$555.41

Per inside Residential living unit, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Residential Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1,000-5,000	\$3.4442	\$3.7198	\$4.0173	\$4.3387	\$4.6858
5,001-10,000	\$4.3053	\$4.6497	\$5.0217	\$5.4234	\$5.8573
10,001-Above	\$5.3816	\$5.8121	\$6.2771	\$6.7793	\$7.3216

Per inside Commercial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Commercial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$54.00	\$58.32	\$62.99	\$68.02	\$73.47
1 ½" Meter	\$62.64	\$76.98	\$93.22	\$111.56	\$132.24
2" Meter	\$74.52	\$102.64	\$134.79	\$171.42	\$213.05
3" Meter	\$162.00	\$291.60	\$440.90	\$612.22	\$808.13
4" Meter & up	\$194.40	\$361.58	\$554.27	\$775.48	\$1,028.53

Per inside Commercial user, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Commercial Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1,000-25,000	\$4.5568	\$4.9214	\$5.3151	\$5.7403	\$6.1995
25,001-50,000	\$5.6961	\$6.1517	\$6.6439	\$7.1754	\$7.7494
50,001-Above	\$7.1201	\$7.6897	\$8.3048	\$8.9692	\$9.6868

Per inside Industrial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Industrial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$91.80	\$99.14	\$107.08	\$115.64	\$124.89
1 ½" Meter	\$106.49	\$130.87	\$158.47	\$189.65	\$224.81
2" Meter	\$126.68	\$174.49	\$229.14	\$291.42	\$362.19
3" Meter	\$275.40	\$495.72	\$749.53	\$1,040.77	\$1,373.82
4" Meter & up	\$330.48	\$614.69	\$942.26	\$1,318.31	\$1,748.50

Per inside Industrial user, there will be a tiered rate for consumption over the first 1,000 gallons per month.

Industrial Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1,001-3,750,000	\$4.0375	\$4.3605	\$4.7093	\$5.0861	\$5.4929
3,750,001-7,500,000	\$3.8700	\$4.1796	\$4.5139	\$4.8750	\$5.2650
7,500,001-Above	\$3.7025	\$3.9987	\$4.3185	\$4.6640	\$5.0372

SECTION 2: That the monthly rates and charges for sewer service inside the city limits of the City of Denison, as established by Ordinance No. 5028 be amended as follows:

Per inside Residential living unit, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Residential Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$28.75	\$33.06	\$38.02	\$42.20	\$46.00
1 ½" Meter	\$33.35	\$43.64	\$56.27	\$69.22	\$82.80
2" Meter	\$39.68	\$58.19	\$81.37	\$106.35	\$133.41
3" Meter	\$86.25	\$165.31	\$266.15	\$379.84	\$506.03
4" Meter & up	\$103.50	\$204.99	\$334.59	\$481.13	\$644.04

Per inside Residential living unit, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Residential Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
Per 1,000	\$3.0369	\$3.4925	\$4.0163	\$4.4581	\$4.8594

Per inside Commercial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Commercial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$57.50	\$66.13	\$76.04	\$84.41	\$92.01
1 ½" Meter	\$66.70	\$87.29	\$112.54	\$138.43	\$165.61
2" Meter	\$79.35	\$116.38	\$162.73	\$212.71	\$266.82
3" Meter	\$172.50	\$330.63	\$532.31	\$759.68	\$1,012.06
4" Meter & up	\$207.00	\$409.98	\$669.19	\$962.26	\$1,288.07

Per inside Commercial user, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Commercial Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
Per 1,000	\$4.6560	\$5.3544	\$6.1576	\$6.8349	\$7.4500

Per inside Industrial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Industrial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$95.45	\$109.77	\$126.23	\$140.12	\$152.73
1 ½" Meter	\$110.72	\$144.89	\$186.82	\$229.79	\$274.91
2" Meter	\$131.72	\$193.19	\$270.14	\$353.10	\$442.91
3" Meter	\$286.35	\$548.84	\$883.63	\$1,261.06	\$1,680.02
4" Meter & up	\$343.62	\$680.56	\$1,110.85	\$1,597.35	\$2,138.20

Per inside Industrial user, there will be a volume rate per 1,000 gallons of consumption over the first 1,000 gallons per month.

Industrial Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
Per 1,000	\$4.6560	\$5.3544	\$6.1576	\$6.8349	\$7.4500

SECTION 3: That the monthly rates and charges for water service outside the city limits of the City of Denison, as established by Ordinance No. 5028 be amended as follows:

Per outside Residential living unit, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Residential Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$56.00	\$56.00	\$56.00	\$56.00	\$59.51
1 ½" Meter	\$56.00	\$62.36	\$75.51	\$90.36	\$107.12
2" Meter	\$60.36	\$83.15	\$109.19	\$138.86	\$172.58
3" Meter	\$131.22	\$236.19	\$357.14	\$495.90	\$654.59
4" Meter & up	\$157.47	\$292.89	\$448.97	\$628.14	\$833.12

Per outside Residential living unit, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Residential Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1,000-5,000	\$6.5376	\$6.5376	\$6.5376	\$6.5376	\$7.0287
5,001-10,000	\$6.5376	\$6.9746	\$7.5326	\$8.1351	\$8.7860
10,001-Above	\$8.0724	\$8.7182	\$9.4157	\$10.1690	\$10.9824

Per outside Commercial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Commercial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$100.00	\$100.00	\$100.00	\$102.03	\$110.21

1 ½" Meter	\$100.00	\$115.47	\$139.83	\$167.34	\$198.36
2" Meter	\$111.78	\$153.96	\$202.19	\$257.13	\$319.58
3" Meter	\$243.00	\$437.40	\$661.35	\$918.33	\$1,212.20
4" Meter & up	\$291.60	\$542.37	\$831.41	\$1,163.22	\$1,542.80

Per outside Commercial user, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Commercial Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1,000-25,000	\$8.4386	\$8.4386	\$8.4386	\$8.6105	\$9.2993
25,001-50,000	\$8.5442	\$9.2276	\$9.9659	\$10.7631	\$11.6241
50,001-Above	\$10.6802	\$11.5346	\$12.4572	\$13.4538	\$14.5302

Per outside Industrial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Industrial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$170.00	\$170.00	\$170.00	\$173.46	\$187.34
1 ½" Meter	\$170.00	\$196.31	\$237.71	\$284.48	\$337.22
2" Meter	\$190.02	\$261.74	\$343.71	\$437.13	\$543.29
3" Meter	\$413.10	\$743.58	\$1,124.30	\$1,561.16	\$2,060.73
4" Meter & up	\$495.72	\$922.04	\$1,413.39	\$1,977.47	\$2,622.75

Per Outside Industrial user, there will be a tiered rate for consumption over the first 1,000 gallons per month.

Tiered Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1,001 – 3,750,000	\$7.4768	\$7.4768	\$7.4768	\$7.6292	\$8.2394
3,750,001 – 7,500,000	\$7.1666	\$7.1666	\$7.1666	\$7.3125	\$7.8975
7,500,001 & up	\$6.8564	\$6.8564	\$6.8564	\$6.9960	\$7.5558

SECTION 4: That the monthly rates and charges for sewer service outside the city limits of the City of Denison, as established by Ordinance No. 5028 be amended as follows:

Per outside Residential living unit, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Residential Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$52.00	\$52.00	\$57.03	\$63.30	\$69.00
1 ½" Meter	\$52.00	\$65.46	\$84.41	\$103.83	\$124.20
2" Meter	\$59.52	\$87.29	\$122.06	\$159.53	\$200.12
3" Meter	\$129.38	\$247.97	\$399.23	\$569.76	\$759.05
4" Meter & up	\$155.25	\$307.49	\$501.89	\$721.70	\$966.06

Per outside Residential living unit, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Residential Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
Per 1,000	\$5.4136	\$5.4136	\$6.0245	\$6.6872	\$7.2891

Per outside Commercial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Commercial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$100.00	\$100.00	\$100.00	\$126.62	\$138.02
1 ½" Meter	\$100.00	\$130.94	\$168.81	\$207.65	\$248.42
2" Meter	\$119.03	\$174.57	\$244.10	\$319.07	\$400.23
3" Meter	\$258.75	\$495.95	\$798.47	\$1,139.52	\$1,518.09
4" Meter & up	\$310.50	\$614.97	\$1,003.79	\$1,443.39	\$1,932.11

Per outside Commercial user, there will be a volume rate per 1,000 gallons consumption over the first 1,000 gallons per month.

Commercial Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
Per 1,000	\$8.0974	\$8.0974	\$9.2364	\$10.2524	\$11.1750

Per outside Industrial user, there will be a minimum base charge per month based on meter size, which includes the first 1,000 gallons of consumption.

Industrial Base Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
1" Meter and Below	\$166.00	\$166.00	\$189.35	\$210.18	\$229.10
1 1/2" Meter	\$166.00	\$217.34	\$280.23	\$344.69	\$412.37
2" Meter	\$197.58	\$289.79	\$405.21	\$529.65	\$664.37
3" Meter	\$429.53	\$823.26	\$1,325.45	\$1,891.59	\$2,520.03
4" Meter & up	\$515.43	\$1,020.84	\$1,666.28	\$2,396.03	\$3,207.30

Per Outside Industrial user, there will be a volume rate per 1,000 gallons of consumption over the first 1,000 gallons per month.

Industrial Volume Rate	12/1/2022	12/1/2023	12/1/2024	12/1/2025	12/1/2026
Per 1,000	\$8.0974	\$8.0974	\$9.2364	\$10.2524	\$11.1750

SECTION 5: That the rates and charges herein adopted shall be effective and implemented on all statements for water and sewer service rendered on or after January 1, 2023.

SECTION 6: 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 Denison, 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 7: Repealer. All ordinances, parts of ordinances, resolutions, and parts of resolutions in conflict with this ordinance are hereby repealed to the extent of conflict with this ordinance.

SECTION 8: Continuation. That nothing in this ordinance (or any code adopted herein) shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed by this ordinance and such prior law is continued in effect for purposes of such pending matter.

SECTION 9: Publishing and Effective Date. This ordinance shall be published and become effective according to law.

SECTION 10: Open Meeting. That it is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given all as required by Section 551.041, Texas Government Code.

AND IT IS SO ORDERED.

On motion by Mayor Pro Tem Crawley, seconded by Council Member Spiegel, the above and foregoing ordinance was passed and approved on this the 12th day of December 2022, by the following vote:

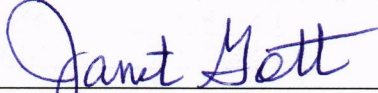
Ayes: Hander, Thorne, Gott, Doty, Crawley and Spiegel

Nays:

Abstentions:

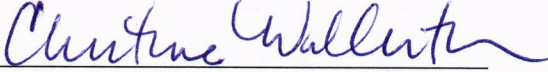
Absent: Courtright

At a regular called meeting December 12, 2022.



JANET GOTT, MAYOR

ATTEST:



Christine Wallentine, City Clerk