**ORDINANCE NO 4-2017(Amend water ordinance to allow for one time auto draft option)**

**ORDINANCE AMENDING ORDINANCE NO. 8-2016 (WATER/SEWER RATES)**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF**

**THE CITY OF COMANCHE, TEXAS, THAT ORDINANCE NO. 8-2016**

**BE AMENDED AS FOLLOWS.**

**WHEREAS**, the aforesaid Ordinance needs to be AMENDED to INCLUDE:

**SECTION 1 WATER RATES**

**D. OTHER FEES AND CHARGES**

**1. DISCONNECTION**

ALL BILLS FOR WATER SERVICES RENDERED BY THE CITY OF COMANCHE, TEXAS, SHALL BE BILLED REGULARLY BY THE CITY OF COMANCHE, SUCH BILLS SHALL BE PAYABLE BETWEEN THE 1ST AND THE 15TH DAY OF EACH MONTH. ALL ACCOUNTS WHICH HAVING A BALANCE AT 5:00 P.M. ON THE 20TH DAY OF THE CURRENT MONTH SHALL BE DISCONNECTED AND PAY A SECOND LATE FEE OF $25.00 UNLESS THE ACCOUNT HOLDER HAS NEVER HAD A PREVIOUS DISCONNECTION. WHEN AN ACCOUNTHOLDER IS SCHEDULED TO BE DISCONNECTED THE FIRST TIME THEY SHALL HAVE THE OPTION OF SIGNING UP FOR AN AUTOMATIC DRAFT AND SHALL NOT BE DISCONNECTED IF THE OPTION IS TAKEN. IF THE ACCOUNTHOLDER SIGNS UP FOR THE AUTOMATIC DRAFT TO AVOID DISCONNECTION, ALL LATE FEES WILL CONTINUE TO BE APPLIED TO THE ACCOUNT. IF A CUSTOMER HAS HAD THEIR SERVICE DISCONNECTED IN THREE CONSECTIVE MONTHS

THERE WILL BE AN ADDITIONAL $50.00 LATE FEE. THERE WILL BE NO FEE FOR DISCONNECTION OR RECONNECTION. IF THE 20TH FALLS ON A WEEKEND OR A HOLIDAY THE BILL WILL NEED TO BE PAID BY 5:00 P.M. OF THE NEXT WORKING DAY FOLLOWING THE WEEKEND OR HOLIDAY TO AVOID DISCONNECTION.

IN THE EVENT OF SERVICE BEING DISCONNECTED AND THE ACCOUNT BALANCE IS STILL NEGATIVE BY THE 25TH OF THE MONTH, THE UTILITY DEPOSIT SHALL BE APPLIED TO THE FINAL BILL. IN ORDER TO REGAIN SERVICE, A NEW DEPOSIT AND ANY PAST DUE AMOUNT WILL HAVE TO BE PAID BEFORE SERVICE WILL BE RESTORED.

**SEVERABILITY**

THAT THE TERMS AND PROVISIONS OF THIS ORDINANCE ARE SEVERABLE. IF ANY PORTION OF THIS ORDINANCE BE DECLARED INVAILD OR UNENFORCEABLE, THE BALANCE OF SAID ORDINANCE NOT DECLARED INVAILD OR UNENFORCEABLE, WILL REMAIN IN FULL FORCE AND EFFECT.

PASSED, APPROVED and ADOPTED, BY THE City Council of the City of Comanche,

Texas, at a Regular Meeting on the 12th day of June, 2017.

 THE CITY OF COMANCHE, TEXAS

 BY: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Ronnie Clifton

 Mayor

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Robert Evans

City Administrator

APPROVED AS TO FORM:

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James H. Dudley

City Attorney