

**IN AND FOR THE CITY OF BROOKINGS**  
**STATE OF OREGON**  
**ORDINANCE 16-O-751**

**IN THE MATTER OF ORDINANCE 16-O-751, AN ORDINANCE AMENDING, IN ITS ENTIRETY, BROOKINGS MUNICIPAL CODE SECTION 13.05.060, DESCRIPTION OF SERVICE OF CHAPTER 13.05, WATER.**

Sections:

- Section 1. Ordinance identified.
- Section 2. Amends Section 13.05.060

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends, in its entirety, Brookings Municipal Code Section 13.05.060, Description of Services of Chapter 13.05, Water.

Section 2. Amends Section 13.05.060 Section 13.05.060 is amended to read as follows:

**13.05.060 Description of service.**

Services shall be residential, commercial, standby fire, utility work and contract, as follows:

**A. Inside City Limits.**

1. Residential Service. Residential service shall consist of all services for domestic purposes, single-family dwellings, multifamily dwellings, mobile homes, and municipal purposes.
2. Commercial Service. Commercial services shall consist of those services where water is used for commercial services, such as businesses, restaurants and recreational vehicle parks.
3. Standby Fire. Standby fire services shall consist of those services where water is available or used for fire protection only.
4. Utility Work. Utility work shall consist of water needed to facilitate Agency utility work, such as flushing culverts, street cleaning and other maintenance activities.
  - a. As used herein, "Agency" is defined as; cities, school districts, fire districts, water and sewer districts, health districts, parks and recreation districts, transit districts, irrigation districts, library districts, port districts, public facility districts, public utility districts, housing districts, and other authorized special districts.
5. Contract Service. Contract services shall consist of those services for industrial or independent water district purposes under contracts authorized by the city council.

**B. Outside City Limits.**

1. Residential Service. Residential service shall consist of all services for domestic purposes, single-family dwellings, multifamily dwellings, mobile homes, and municipal purposes.
2. Commercial Service. Commercial services shall consist of those services where water is used for commercial services, such as businesses, restaurants and recreational vehicle parks.
3. Standby Fire. Standby fire services shall consist of those services where water is available or used for fire protection only.

4. Utility Work. Utility work shall consist of water needed to facilitate Agency utility work, such as flushing culverts, street cleaning and other maintenance activities.
  5. Contract Service. Contract services shall consist of those services for subdivisions, developments, industrial or independent water district purposes under contracts authorized by the city council.
- C. Special Contracts. When the applicant's requirements for water are unusual or large, such as an independent water district, or necessitates considerable special or reserve equipment or capacity, such as a subdivision or other development, the city council reserves the right to make a special contract, the provisions of which are different from and have exceptions to the regularly published water rates, rules, and regulations. This special contract shall be in writing, signed by the applicant and approved by the city council.
- D. Resale of Water. Resale of water shall be permitted only under special contract in writing between the city council and the persons, parties, or corporation selling the water.
- E. Water Conservation. In case of shortage of supply, the city reserves the right to give preference in the matter of furnishing service to consumers, as in the judgment of its representatives shall be for the best interests of the city, from the standpoint of public convenience and necessity. The city council is hereby authorized and empowered, in any case of emergency, to establish such hours as it may find necessary for the use of water for irrigation of lawns and other irrigation purposes, and is authorized and empowered to otherwise limit the amount of water used by consumers, in order to conserve the city water supply.

First Reading:

January 11, 2016

Passage:

January 11, 2016

Second Reading:

January 11, 2016

Effective Date:

January 11, 2016  
February 10, 2016

Signed by me in authentication of its passage this

13<sup>th</sup>, day of

January, 2016

ATTEST:

Ron Hedenskog  
Mayor Ron Hedenskog

Joyce Heffington  
City Recorder Joyce Heffington