

CITY OF SHERWOOD

ORDINANCE NO. 87-861

AN ORDINANCE AMENDING ORDINANCE NO. 514, REGULATING WATER SERVICE AND CHARGES, AS ORIGINALLY ADOPTED ON MAY 5, 1961, AND SUBSEQUENTLY AMENDED, AND DECLARING AN EMERGENCY.

WHEREAS, the City adopted Ordinance No. 514, regulating water service and charges in the City of Sherwood, on May 5, 1961, and has subsequently amended said ordinance several times, most recently in 1985 through Ordinance No. 821; and

WHEREAS, the City Council received and considered a comprehensive analysis of the current fiscal and operational condition of the City Water Fund on February 11, 1987; and

WHEREAS, the City Council recognizes that the current poor fiscal condition of the Water Fund is due to undue reliance on Fund revenue derived from outside sources, the infrequency of water rate increases, and the continued inflation in the cost of materials and services; and

WHEREAS, the City Council has determined that the most sound business practice would be for the Water Fund's operational expenses to be fully supported solely by local utility charges, with other revenues being relied upon for special projects, accelerated capital programs, and emergencies; and

WHEREAS, the City Council has also determined that the costs associated with delinquent water accounts, out-of-City accounts, and other special case accounts should be fully borne by those accounts; and

WHEREAS, the City Council finds that without immediate action to adjust water service rates, that the Water Fund may not remain solvent through and beyond FY 1986-87; and

NOW, THEREFORE, THE CITY OF SHERWOOD ORDAINS AS FOLLOWS:

Section 1. Amendments. The following sections of Ordinance No. 514, as most recently amended by Ordinance No. 821, are hereby further amended to read:

Section 5: Rates to be Charged.

Wherever in this section there is reference to a charge or fee based upon meter size, the same fee shall also apply to any service connection or service tap, made without installation of a meter, that has a flow capacity equivalent to that size meter.

(a) In-City Rates:

- (1) Generally the following monthly rates shall be charged customers for use of water supplied within the corporate limits of the City of Sherwood:

<u>Meter Size</u>	<u>Monthly Minimum</u>	<u>System Replacement Reserve Charge</u>	<u>Total Monthly Minimum</u>
5/8" - 3/4"	8.00	1.50	9.50
1"	12.80	2.40	15.20
1 1/2"	19.19	3.60	22.79
2"	35.19	6.00	41.19
3"	55.98	10.50	66.48
4"	79.97	15.00	94.97
6"	127.95	24.00	151.95
8"	175.94	33.00	208.94

Rates over 4,000 gallons: \$.60 per 1,000 gallons

(b) Out-of-City Rates:

- (2) Generally the following rates shall be charged customers for the use of water supplied without the corporate limits of the City of Sherwood.

<u>Meter Size</u>	<u>Monthly Minimum</u>	<u>System Replacement Reserve Charge</u>	<u>Total Monthly Minimum</u>
5/8" - 3/4"	16.00	3.95	19.95
1"	25.60	7.85	33.45
1 1/2"	38.38	10.80	49.18
2"	70.38	18.90	89.28

Rates over 4,000 gallons: \$1.20 per 1,000 gallons.

Section 11. Payment for Service.

- (a) All charges for water service are due and payable at the billing date, and shall become delinquent 15 days after the billing date. A finance charge of 1 1/2% per month, or \$.50, whichever is greater, shall be assessed on delinquent charges.
- (b) Charges shall become a lien on the property served; and if not paid within 60 days after billing, the customer shall be notified in writing that service will be disconnected; and if not paid within 10 days thereafter, the service will be disconnected without further notice.
- (c) Water service disconnected for lack of payment of bills shall not be restored until all past-due bills are paid, plus a \$15.00 charge to cover the cost of turning the water off and on.

Section 2. Additions. Ordinance No. 514 is further amended to add new sub-sections, to be numbered (g) and (h) of Section 5, to read:

(g) At any time that may otherwise be deemed necessary, but in any event no later than March 1st of each calendar year, the City Council shall conduct a water service rate review. The Council shall consider the cost of operations in the prior year, anticipated future costs, capital infrastructure needs, City growth and development, and other applicable factors, and shall determine whether adjustments to water rates, service connection fees, system development charges, labor and material charges, fines and penalties, or any other fees and charges, are required. If adjustments are required, the Council shall direct the preparation of an appropriate ordinance, and consider said ordinance prior to the end of the fiscal year. If adjustments are not required, the Council shall declare so by motion.

(h) Exceptions. The following exceptions shall apply to monthly minimum water rates:

- (1) A \$1.00 reduction will be given at their residences to all persons showing proof of age 65 or over, if the meter is registered in their name.
- (2) A \$1.00 reduction will be applied to all residential accounts for the months of May, June, July and August, to encourage the adequate care of lawns, gardens, and yards.

Section 3. Other Provisions. The City Manager is hereby authorized to notify the Rainbow Market, 220 NW Railroad Street, that within 30 days of the effective date of this Ordinance, that the Market's services as a utility pay station shall be terminated, and that the Market shall be liable for the payment of all applicable water and sewer service charges.

Section 4. Effective Date. Inasmuch as it is necessary to the public health and safety of the people of the City of Sherwood, an emergency is hereby declared to exist and this ordinance shall be effective on March 1, 1987.

Duly passed by the City Council this 25th day of February, 1987.

Polly Blankenbaker
Polly Blankenbaker, Recorder

Approved by the Mayor this 26th day of February, 1987.

Norma Jean Oyler, Mayor
Norma Jean Oyler, Mayor
City of Sherwood

	<u>Aye</u>	<u>Nay</u>
OYLER	<u>✓</u>	_____
MANDERFELD	<u>✓</u>	_____
BIRCHILL	<u>✓</u>	_____
STEWART	<u>✓</u>	_____
NIGHTINGALE	<u>✓</u>	_____

Sherwood Old Town Plan

Ragland / Hagerman
Partnership

Don Barney &
Associates

Lord & Associates, Inc.
Economists

Legend

**OLD TOWN
(OT)
OVERLAY
ZONE**

Date :

Figure No.

