

## ORDINANCE NO. 182

AN ORDINANCE FIXING DOMESTIC RATES THAT MAY BE CHARGED AND COLLECTED BY AND ALL PERSONS, PARTNERSHIPS AND CORPORATIONS SUPPLYING NATURAL GAS TO THE CITY OF WILLOW PARK, TEXAS, AND THE CITIZENS AND RESIDENTS THEREOF; CHANGING THE RATES FIXED BY PRIOR ORDINANCE OF THE CITY OF WILLOW PARK, TEXAS; PROVIDING FOR THE MANNER IN WHICH SUCH RATE MAY BE CHANGED, ADJUSTED AND AMENDED; FIXING THE EFFECTIVE DATE; AND REPEALING ORDINANCE NO. 137.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WILLOW PARK, TEXAS:

### SECTION I.

The interim rate that may be charged for the supply of natural gas to any one domestic consumer for any one month for domestic purposes shall be and is hereby fixed at the following rates, to-wit:

	Net	Gross
For the first (1) Mcf, or fraction thereof	\$7.50	\$8.33
For the next 29 Mcf, each	5.25	5.83
Over 30 Mcf, each	4.80	5.33

Minimum charge of \$7.50 per meter per month may be made for supplying natural gas to any one customer. The above net rates apply when payment is made on or before the tenth (10th) day next following billing date. Thereafter, the gross rate shall apply.

### SECTION II

(a) The amount of each monthly bill computed at the above stated rates shall be subject to the following adjustment: Plus or minus the amount of any increase or decrease, respectively, above or below the base cost to Brazos River Gas Co. of gas sold at \$3.50 per Mcf; plus the amount equivalent to the proportionate part of any new tax, or any other governmental imposition, rental, fee or charge (except state, county, city and special district ad valorem taxes on net income) levied, assessed, or imposed subsequent to May 9, 1983, upon or allowable to the Company's distribution operations, by any new or amended law ordinance or contract. Each monthly bill (net or gross) shall be adjusted proportionately. The Company, at its option, may forego the application of any adjustment if such adjustment would result in an increase in the monthly bill; however, failure of the Company to apply the adjustment shall not constitute a waiver of Company's right, from time to time, or at any time to make any adjustment, in whole or in part, in any subsequent monthly bill

(b) The term "base cost of gas sold" as used in sub-section 2(a) hereof, covers and includes: (1) The actual purchase price for gas purchased by Brazos River Gas Co. from its suppliers; and (2) An amount not to exceed 5% of purchased volume for and unaccounted for gas in the distribution lines of the Brazos River Gas Co., associated with the delivery of service to its customers.

(c) In no event shall the purchased gas adjustment clause provide for in sub-sections 2(a) and 2 (b) be construed to authorize any profit to Brazos River Gas Co., for the cost of lost and unaccounted for gas, and any profit thereon is expressly prohibited

### SECTION III

The above rates shall apply and be effective upon bills rendered and to become due beginning May 9, 1963, and thereafter until otherwise changed by competent authority.

### SECTION IV

Contemporaneous with any rate adjustment the Brazos River Gas Co. shall certify to the City of Willow Park, Texas, the amount of any increase or decrease in the purchase cost of gas sold.

### SECTION V

The effect of this ordinance shall be to repeal Ordinance No. 137, passed and approved March 19, 1977 to Brazos River Gas Co., in its entirety.

### SECTION VI

If any section, subsection, paragraph, sentence, clause, phrase or word of this ordinance, or the application thereof, to any person or circumstance, is invalid or unconstitutional, such holding shall not affect the validity of the remaining portion of this ordinance, and the Council hereby declares that it would have passed such remaining portions despite such invalidity or unconstitutionality. The foregoing ordinance was introduced, read and passed at the regular meeting of the Board of Aldermen of the City of Willow Park, Texas, held on the 9th day of May 1983, and shall take effect and be in full force from date of passage.

The foregoing subject was introduced at the Regular City Council Meeting of April 11, 1983; discussed and a motion made and passed to approve the above rates at a Special City Council Meeting of April 18, 1983; and this ordinance introduced, read, approved and passed on first and final reading on this 9th day of May, 1983, by the Board of Aldermen of the City of Willow Park, Texas.

Leslie A. Cooley

Leslie A. Cooley, MAYOR  
CITY OF WILLOW PARK, TEXAS

ATTEST:

Lynn E. Turley

Lynn E. Turley  
City Secretary