

# CITY OF WILLOW PARK

ORDINANCE NO. 509-04

**AN ORDINANCE PROVIDING FOR THE AMENDMENT OF THE CITY OF WILLOW PARK, TEXAS MUNICIPAL CODE OF ORDINANCES: (i) CHAPTER 11, "PUBLIC UTILITIES"; ARTICLE 11.200, "WATER WORK SYSTEM REGULATIONS", SECTION 11.204 "Service Rules and Regulations", PARAGRAPH (i) Applicant Deposit; AND (ii) PROVIDING FOR AMENDING CHAPTER 11 "PUBLIC UTILITIES", ARTICLE 11.400 "Sanitary Sewer System", SECTION 11.404 SERVICE RULES AND REGULATIONS, PARAGRAPH (i) Applicant Deposit; PROVIDING FOR AN EFFECTIVE DATE, PUBLICATION AND A REPEALER**

**WHEREAS**, the City of Willow Park, is a municipal corporation duly and legally formed in the State of Texas; and

**WHEREAS**, the City is a general law municipality with specific powers delegated to it to provide for the health, safety and general welfare of its citizens; and

**WHEREAS**, the City possesses a certificate of public convenience and necessity to furnish water and wastewater service; and

**WHEREAS**, the City desires to create, provide and maintain both waterwork and waste water facilities that are safe, adequate and efficient for the provision of said service(s); and

**WHEREAS**, the City will ascertain and fix just and reasonable standards, classifications, regulations, service rules, service standards and practices to be observed in the furnishing of water and waste water services.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:**

## SECTION 1. AUTHORIZATION

The Mayor, or appropriate City Official or Mayor's designee is hereby authorized and directed to implement the applicable provisions of this Ordinance.

## SECTION 2. APPLICATION

The provisions of this Ordinance shall apply to all persons, customers and property served by or with the City of Willow Park waterworks or waste water, wherever situated. No customer of the City of Willow Park Water System shall knowingly make, cause, use or discharge waste water in a manner contrary to any provision of this or other previously enacted ordinances,

or in an amount in excess of that permitted or in a condition, composition or state that is not in accordance with the provisions of this or other ordinances.

## SECTION 3. AMENDMENT TO ARTICLE 11.200

Chapter 11, PUBLIC UTILITIES, Article 11.200 "Water Work System Regulation", Section 11.204 "Service Rules and Regulations" is amended as follows:

- (i) Applicant Deposit. The waterworks requires a deposit from each applicant for waterworks service in a the sum of one hundred dollars (\$100.00) reasonably related to anticipated usage and considering payment history.

## SECTION 4. AMENDEMENT TO ARTICLE 11.400

Chapter 11, PUBLIC UTILITIES, Article 11.400 "Sanitary Sewer System", Section 11.404 is amended as follows:

- (i) Applicant Deposit. The sanitary sewer system requires a deposit from each applicant for wastewater service in a sum reasonably related to anticipated usage and considering payment history.

## SECTION 5. REPEAL OF CONFLICTING ORDINANCES

All Ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict. Chapter 10, Section 1-D Code of 1986, where in conflict; and, Ordinance number 454-00 adopted April 18, 2000, where in conflict, are repealed.

## SECTION 6. SEVERANCE

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be held invalid, it shall not affect any valid

provisions of this or any other Ordinance of the City of Willow Park to which these rules and regulations relate.

SECTION 7. RECITALS

The City Council hereby finds and declares all precatory language herein to be true and correct and approves and adopts the same herein as part of this Resolution.

SECTION 8. PUBLICATION

The City Secretary of the City of Willow Park is hereby directed to publish in the official newspaper of the City of Willow Park the caption hereof and the effective date of this ordinance as required by Section 52.011 of the LOCAL GOVERNMENT CODE.

SECTION 9. EFFECTIVE DATE

This Ordinance shall take effect from and after its publication as provided herein.

PASSED AND APPROVED this 17th day of February, 2004.

*[Signature]*  
\_\_\_\_\_  
Mayor

ATTEST:

*[Signature]*  
\_\_\_\_\_  
City Secretary/Clerk

APPROVED AS TO FORM:

*[Signature]*  
\_\_\_\_\_  
City Attorney

The Willow Park City Council in acting on Ordinance No. 509-04, did on the 17th day of February 2004 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
James H. Poythress, Mayor	_____	_____
Scott Rule, Place 1	_____/_____ _____	_____
Terry Skaggs, Place 2	_____	_____
Brad Johnson, Place 3	_____/_____ _____	_____
Jason Ellerbusch, Place 4	_____/_____ _____	_____
Marvin Glasgow, Place 5	_____/_____ _____	_____

