

ORDINANCE No. 805

AN ORDINANCE AMENDING STAYTON MUNICIPAL CODE SECTION 13.16.440 RELATING TO WATER RATES, METERED SERVICE; ESTABLISH PROCEDURES FOR ADOPTION OF RATES BY COUNCIL RESOLUTION.

WHEREAS, it is the intent of the City of Stayton that the user water rates for services charges are collected to defray the City's costs by reimbursement to the City for providing those services;

WHEREAS, water rates are adopted and charged to cover operating expenses, debt service for the City's expansion of the water plant, and future capital expenses;

WHEREAS, the Stayton City Council has established in Resolution 478 that water charges collected by Stayton Municipal Code Title 13, are not a tax as defined in Article XI., Section 11-b, of the Constitution of the State of Oregon;

WHEREAS, the Stayton City Council wishes to amend Stayton Municipal Code Section 13.16.440 so as to allow the establishment of water rates, from time to time, by Council Resolution; and,

WHEREAS, it is appropriate that the effective date of this Ordinance shall be November 1, 1999 in coordination with adoption of the Resolution establishing water rates.

NOW THEREFORE, the Stayton City Council ordains as follows:

SECTION 1: STAYTON MUNICIPAL CODE SECTION 13.16.440, "Water Rates, Metered Service," is hereby replaced and amended to read:

13.16.440 WATER RATES, METERED SERVICE

1. Water rates are comprised of five (5) items as described:
 - a. Base Rate.
 - b. Meter Equivalent Charge per meter per month: Compound meters shall be charged only in the largest meter in the compound at each service. On-site fire service shall be billed as per meter size. If unmetered, the charges shall be by line size as stipulated in the Fire Line Schedule. Services used for irrigation only shall be billed similarly to fire services.
 - c. Fire Line Schedule: Fire line charges shall be for the maintenance of the line only; not for water flow activity.

d. Fire Standby Charge: A fire standby charge shall be levied on each occupancy served by City water. In occupancies that are served by more than one water service, the charge shall be levied only on one service.

e. Commodity Charge.

2. Water rates shall be established by Stayton City Council Resolution effective on the date determined by the Resolution.

SECTION 2: This Ordinance hereby repeals Stayton Municipal Code 13.16.440 (Ordinance No. 718 and Ordinance No. 748).

SECTION 3: This Ordinance shall become effective November 1, 1999

ADOPTED BY THE STAYTON CITY COUNCIL this 7th day of Sept. 1999.

CITY OF STAYTON

DATE: Sept 8, 1999

BY: Henry A. Porter
HENRY A. PORTER, Mayor

DATE: 9.9.99

ATTEST: [Signature]
THOMAS L. BARTHEL, City Administrator

APPROVED AS TO FORM:

DATE: SEP 15 1999

David A. Rhoten
David A. Rhoten, City Attorney