

ORDINANCE NO. 2023-009



AN ORDINANCE AMENDING ORDINANCE NO. 2023-04, FIXING THE WATER AND SEWER RATES TO BE CHARGED FOR WATER AND SEWER SERVICES TO USERS OF THE CITY OF SHANNON HILLS, ARKANSAS WATER AND SEWER SYSTEM; AND DECLARING AN EMERGENCY

WHEREAS, the City of Shannon Hills, Arkansas (the "City") operates a combined municipal water and sanitary sewer system (the "System" as used herein);

WHEREAS, it is necessary for the City Council to set monthly rates to be charged all persons provided water and sewer services for the purpose of satisfying conditions of the outstanding and proposed debt secured by the revenues of the System and providing for the efficient ongoing operation of the System; and

WHEREAS, Ordinance No. 2023-04 of the City established the current rates to be charged for water and sewer services furnished by the System to all users who utilize the System; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHANNON HILLS, ARKANSAS:

Section 1: Amendment of Water and Sewer Rate Charges. In accordance with Ark. Code Ann. § 14-234-214, effective December 1, 2023, charges (based on usage) for each user connected to and served by the System shall be as set forth on Exhibit A to this Ordinance.

Section 2: Minimum of 1,500 Gallons. The lowest rate per 1,500 gallons will be adjusted as necessary to assure the water services rate is greater than the cost of operation and maintenance per 1,500 gallons. The water services rates will be reviewed and adjusted periodically to assure adequate repayment ability, reserves, and adequate operation and maintenance costs. Fees for connecting to the System will not be less than the cost to the System.

Section 3: No Other Amendment. All ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4: Joint System Billing. Monthly billings for water and sewer services shall be made with and as a part of the waterworks billings and payment for water services shall not be accepted without payment for any sewer service due, nor shall payment for sewer services be accepted without payment for any water service due. For failure to pay for water or sewer services, water service will be disconnected.

Section 5: Publication. Following adoption and in accordance with Ark. Code Ann. § 14-55-206, this Ordinance shall either be published in a newspaper of general distribution within the City or posted in at least 5 public locations in accordance with the City's general practices regarding publication or posting of ordinances of the City.

Section 6: Invalidity. The invalidity of any part of this Ordinance shall not invalidate any other part thereof.

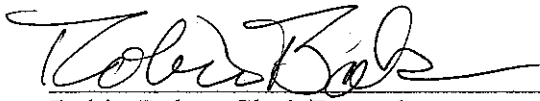
Section 7: Billing Cycle Effective Date. The rates set forth in this Ordinance shall take effect with the billing cycle commencing after the date of adoption hereof, so that utility bills due by January 10, 2024 will reflect the new rates.

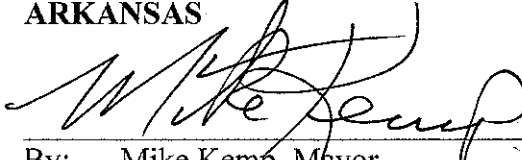
Section 8: Emergency Clause. It is hereby ascertained and declared that the compliance with the covenants of the City's outstanding and contemplated debt secured by the revenues of the System and providing for adequate revenue for the ongoing maintenance and operation of the System is necessary for the preservation of the public health, peace and welfare of the inhabitants of the City. It is therefore declared that an emergency exists and this Ordinance being necessary for the immediate preservation of the public peace, health and safety, shall take effect and be in force from and after its passage.

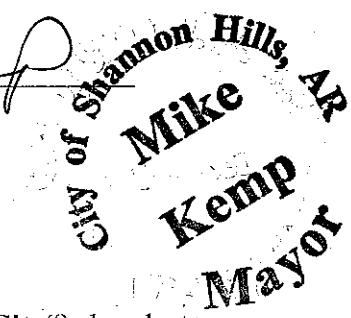
PASSED: November 21, 2023.

ATTEST:

CITY OF SHANNON HILLS,
ARKANSAS


Robin Baker, Clerk/Recorder


By: Mike Kemp, Mayor



(SEAL)

CERTIFICATE

The undersigned, City Clerk of the City of Shannon Hills, Arkansas (the "City"), hereby certifies that the foregoing pages are a true and correct copy of Ordinance No. 2023-009, adopted at a regular session of the City Council of the City, held at the regular meeting place of the City Council in the City at 6:00 p.m., on the 21st day of November, 2023, and that the Ordinance is of record in the City's Ordinance Record Book, now in my possession.

GIVEN under my hand and seal this 21st day of November, 2023.


City Recorder

**EXHIBIT A
TO ORDINANCE 2023-009
WATER AND SEWER RATES**

Monthly Usage and Schedule of Rates. The water and sewer usage of each user is determined each month by meter measurement, and each user pays an amount for water usage computed on the basis of the following schedule of rates:

Water Rates

First 1,500 Gallons (minimum charge)	\$20.00
All over 1,500 Gallons	\$6.21 per 1,000 Gallons

Sewer Rates

First 1,500 Gallons (minimum charge)	\$24.00
All over 1,500 Gallons	\$5.36 per 1,000 Gallons

City of Shamon Hills, AR
Mike
Kemp
Mayor