

**ORDINANCE NO. 22-3412**

**AN ORDINANCE AMENDING CHAPTER 7, SECTIONS 7-505, 7-901, AND 7-902 OF THE CITY CODE OF THE CITY OF ABILENE PERTAINING TO SEWER AND WATER RATES WITHIN THE CITY OF ABILENE, KANSAS; AND REPEALING EXISTING SECTIONS 7-505, 7-901, AND 7-902.**

**BE IT ORDAINED, BY THE GOVERNING BODY OF THE CITY OF ABILENE, KANSAS:**

**SECTION ONE.** Section 7-505 of the City Code of the City of Abilene, Kansas is hereby amended to read as follows:

**7-505. Sewer rates**

The sewer rates for all residential, commercial, and industrial users of the municipal wastewater collection and treatment system shall be a minimum monthly charge of fifteen dollars and thirty cents (\$15.30), plus an additional monthly charge of sixty-three and eight-tenths cents (\$0.638) for each 100 gallons of winter water use. The sewer rates for all extraterritorial residential, commercial, and industrial users of the municipal wastewater collection and treatment system shall be a minimum monthly charge of twenty-two dollars and ninety-four cents (\$22.94), plus an additional monthly charge of ninety-five and six-tenths cents (\$0.956) for each 100 gallons of winter water use.

**SECTION TWO.** Section 7-901 of the City Code of the City of Abilene, Kansas is hereby amended to read as follows:

**7-901. Residential rates.**

The monthly water rates for residential users shall be as follows:

(a) Monthly Usage Minimum Service Charge.

- (1) Water usage as shown on the January, February and March billing is averaged to determine a water use average for both residential accounts. Usage that falls within this average will be billed at the Base Tier rate as established by ordinance.
- (2) Any usage that exceeds the water use average by 20% (hereinafter "Base Tier Allotment") will be billed at the Conservation Tier rate as established by ordinance for residential accounts. Any customer without an established water use average will be allotted fifty gallons per person per day until a new water use average is established. The water use average shall be recalculated annually after the March billing date.
- (3) All residential usage that exceeds the Base Tier Allotment during times of official "Water Emergency" periods, as defined by Chapter 7, Article 10 will be

billed at the Emergency Tier rate for Water Emergency, as established by ordinance.

(b) Water Rates for Residential Customers. The water rates for residential consumers, and the effective dates of such rates, shall be determined by the governing body and shall be specified in an ordinance authorizing the same, and may be amended by ordinance of the governing body. The following rates are currently in effect at the time of passage of the ordinance from which this section is derived, and shall continue in full force and effect until any new or different rate goes into effect:

- (1) Residential Inside City:
  - Monthly Minimum Charge: \$18.77
  - Base Tier: \$0.443 per 100 gallons
  - Conservation Tier: Suspended
  - Emergency Tier: (declared water emergency only): Suspended
  
- (2) Residential Outside City:
  - Monthly Minimum Charge: \$37.54
  - Base Tier: \$0.888 per 100 gallons
  - Conservation Tier: Suspended
  - Emergency Tier: (declared water emergency only): Suspended

**SECTION THREE.** Section 7-902 of the City Code of the City of Abilene, Kansas is hereby amended to read as follows:

**7-902. Commercial rates.**

The monthly water rates for commercial users shall be as follows:

(a) Water Rates for Commercial Customers. The water rates for business consumers, and the effective dates of such rates, shall be determined by the governing body and shall be specified in an ordinance authorizing the same, and may be amended by ordinance of the governing body. The following rates are currently in effect at the time of passage of the ordinance from which this section is derived, and shall continue in full force and effect until any new or different rate goes into effect:

- (1) Commercial Inside City:
  - Monthly Minimum Charge: \$18.77
  - 0-225,000 gallons: \$0.443 per 100 gallons
  - 225,001 or higher: \$0.375 per 100 gallons
  - 225,001 or higher (declared water emergency only): Suspended
  
- (2) Commercial Outside City:
  - Monthly Minimum Charge: \$37.54
  - 0-225,000 gallons: \$0.888 per 100 gallons
  - 225,001 or higher: \$0.750 per 100 gallons
  - 225,001 or higher (declared water emergency only): Suspended

- (3) During times of official “Water Emergency” periods, as defined by Chapter 7, Article 10 commercial usage will be billed at the Emergency Tier rate for Water Emergency, as established by ordinance.

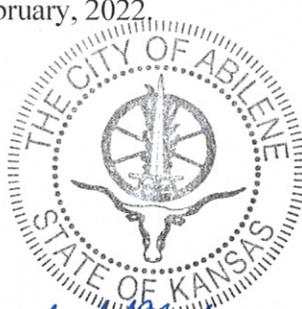
**SECTION FOUR.** Existing Sections 7-505, 7-901, and 7-902 are hereby repealed.

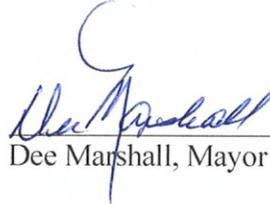
**SECTION FIVE.** This ordinance shall be in full force and effect on March 1, 2022, after its adoption and publication once in the official city newspaper by the following summary:

Ordinance No. 22-3412 Summary

On February 14, 2022, the City Commission passed Ordinance No. 22-3412. The ordinance amends Chapter 7, Sections 7-505, 7-901, and 7-902 of the City Code of the City of Abilene, Kansas pertaining to sewer and water rates within the City of Abilene, Kansas. The ordinance shall be in full force and effect on March 1, 2022, after the publication of this summary once in the official city newspaper. A complete copy of the ordinance is available online at [www.abilenecityhall.com](http://www.abilenecityhall.com) or in the office of the City Clerk, 419 N. Broadway Street in Abilene, Kansas, free of charge. This summary is certified by the City’s legal counsel.

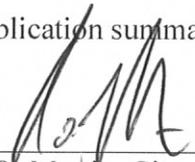
APPROVED AND PASSED by the Governing Body of the City of Abilene, Kansas, this 14<sup>th</sup> day of February, 2022



  
Dee Marshall, Mayor

Attest:  
  
Shayla L. Mohr, City Clerk

The publication summary set forth above is certified this 14<sup>th</sup> day of February, 2022.

  
Aaron O. Martin, City Attorney