

ORDINANCE 2013-30

AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF SEARCY, ARKANSAS; AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES; PROVIDING FOR A MODIFICATION OF WATER AND SEWER RATES FOR RESIDENTIAL, COMMERCIAL AND INDUSTRIAL USERS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

The City Council of the City of Searcy, Arkansas, meeting in regular session, makes the following findings of fact and enacts the following provisions:

WHEREAS, the Searcy City Council has adopted water and sewer rates for providing services to residents of the City of Searcy and other users of water services operated by the Searcy Board of Public Utilities; and

WHEREAS, Chapter 28 of the Code of Ordinances contains those rates for providing water services; and

WHEREAS, the Searcy City Council has determined that the fees for providing water and sewer services should be increased;

WHEREAS, the Searcy City Council finds that the need to provide for uninterrupted services within City Departments, and the ability to fund those services, is an emergency and that, in light of the need to provide these services an emergency is hereby declared and this ordinance is necessary to protect the public peace, health, safety and welfare.

NOW, THEREFORE, the Searcy City Council adopts the following:

Section 1. The Code of Ordinances of the City of Searcy, Arkansas, is hereby amended by amending Section 28-1(a) of the of the Searcy Code of Ordinances, with such replacement to read as follows:

“Sec. 28-1.

A. Water Rate and Charges.

Water Rates: The water usage of each customer that is connected to the municipal water system shall be determined each month by meter measurement and the amount to be paid for water usage by each customer or user shall be computed on the following schedules of rates with the new rate to be paid with the statement to be issued on November 25th, 2013:

Residential, Commercial & Industrial Water Schedule A Rates

Monthly Customer Charge	\$8.44
Monthly water service cost	\$1.95 per 1,000 gallons

Residential, Commercial & Industrial Water Schedule B Rates

Monthly Customer Charge	\$8.44
Monthly water service cost	\$1.95 per 1,000 gallons

The above rates shall be adjusted annually based on the Consumer Price Index for the preceding year or 3%, whichever is less, effective July 1st of each year and annually thereafter with the first such rate increases to take effect on July 1, 2014.”

Section 2. The Code of Ordinances of the City of Searcy, Arkansas, is hereby amended by amending Section 28-2(a) of the of the Searcy Code of Ordinances, with such replacement to read as follows:

“Sec. 28-2.

A. Sewer Rates and Charges

Sewer Rates: The sewer charges based upon the water usage of each customer that is connected to the municipal water system shall be determined each month by meter measurement and the amount to be paid for the sewer charges based upon the water usage by each customer or user shall be computed on the following schedules of rates with the new rate to be paid with the statement to be issued on November 25th, 2013:

Residential, Commercial & Industrial Sewer Schedule A Rates

Monthly Sewer Customer Charge	\$8.44 (includes 2,000 minimum use)
Over 2,000 gallons sewer service	\$1.95 per 1,000 gallons

Residential, Commercial & Industrial Sewer Schedule B Rates

Monthly Sewer Customer Charge	\$16.50 (includes 2,000 minimum use)
Over 2,000 gallons sewer service	\$1.95 per 1,000 gallons

The above rates shall be adjusted annually based on the Consumer Price Index for the preceding year or 3%, whichever is less, effective July 1st of each year and annually thereafter with the first such rate increases to take effect on July 1, 2014.”

Section 3. The provision of this ordinance are separable and, upon any finding that any provision of this ordinance is unenforceable, the remaining provision shall be enforceable according to their terms.

Section 4. All ordinances, resolution or other acts of the City in conflict with the terms hereof are repealed to the extent of any such conflict.

Section 5. Emergency Clause. The Searcy City Council has determined that an emergency exists and that the immediate adoption and enforcement of this ordinance being necessary for the public peace, health, safety and welfare, the provision hereof shall be in full

force and effect from and after its passage.

Adopted this 8th day of October, 2013.

The City of Searcy, Arkansas

By: /s/ David Morris
Mayor

Attest:

/s/ Jerry Morris
Searcy City Clerk-Treasurer

Exhibit A

APPENDIX TO CHAPTER 14

Schedule of Fees

Residential Rates: Effective March 1, 2013, the monthly fee for residential garbage service, and including any apartment unit or manufactured home or other residential unit receiving a statement from the Searcy Board of Public Utilities, shall be \$16.00.

Small Businesses: Effective March 1, 2013, monthly rates for small business garbage service which includes hand pick-up and expressly excludes garbage bins shall be the greater of the rate currently charged to such user or \$30.00.

Garbage Dumpsters: Effective March 1, 2013, the rates to be charged for the disposition of garbage within garbage bins owned by the City of Searcy or by private individuals shall be as follows:

FEES FOR SCHEDULED PICK-UPS INSIDE CITY LIMITS

<u>NO. PICK-UPS PER WEEK</u>	<u>2 YD. BIN</u>	<u>4 YD. BIN</u>	<u>6 YD. BIN</u>	<u>8 YD. BIN</u>
1	\$ 64.40	\$ 38.00	\$ 56.00	\$ 76.00
2	52.00	70.00	105.00	140.00
3	76.00	102.00	155.00	205.00
4	100.00	147.00	203.00	271.00
5	123.00	167.00	251.00	335.00
6	147.00	196.00	298.00	400.00
7	171.00	225.00	336.00	462.00
8	195.00	252.00	375.00	518.00
9	218.00	280.00	412.00	575.00
10	242.00	306.00	450.00	630.00
11	266.00	336.00	487.00	686.00
12	290.00	365.00	525.00	742.00
13	313.00	392.00	563.00	798.00
14	337.00	420.00	601.00	855.00
15	361.00	448.00	638.00	910.00
16	385.00	476.00	676.00	981.00

FEES FOR SCHEDULED PICK-UPS OUTSIDE CITY LIMITS

<u>NO. PICK-UPS PER WEEK</u>	<u>2 YD. BIN</u>	<u>4 YD. BIN</u>	<u>6 YD. BIN</u>	<u>8 YD. BIN</u>
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1	\$ 41.00	\$ 51.00	\$ 68.00	\$ 88.00
2	77.00	95.00	130.00	165.00
3	113.00	140.00	180.00	242.00
4	150.00	197.00	253.00	321.00
5	186.00	230.00	313.00	397.00
6	222.00	271.00	373.00	475.00
7	258.00	312.00	423.00	550.00
8	295.00	352.00	475.00	618.00
9	331.00	392.00	525.00	687.00
10	367.00	431.00	575.00	755.00
11	403.00	473.00	625.00	823.00
12	440.00	515.00	675.00	892.00
13	476.00	555.00	726.00	961.00
14	512.00	595.00	776.00	1030.00
15	548.00	636.00	826.00	1097.00
16	585.00	676.00	876.00	1181.00

**FEE FOR UNSCHEDULED PICK-UPS
INSIDE THE CITY LIMITS**

For all unscheduled pick ups of 4, 6 and 8 yard bins, there shall be a charge, in addition to any other fees assessed under this Schedule, of \$75.00

**FEE FOR UNSCHEDULED PICK-UPS
INSIDE THE CITY LIMITS**

For all unscheduled pick ups of 4, 6 and 8 yard bins there shall be a charge, in addition to any other fees assessed under this Schedule, of \$100.00.

“BUMP” FEES

For any request for the City of Searcy Sanitation Department to “bump” any bin (a move of location that did not include a dump charge) there will, in addition to any other fees assessed under this Schedule, there shall be a charge as follows:

Within the corporate limits of the City of Searcy:	\$75.00
Outside the corporate limits of the City of Searcy:	\$100.00

EMPLOYEE CALL-BACK FEE

There will also be a call-back charge (when the City of Searcy Sanitation Department has to call in a driver for a pick-up request), which shall be in addition to any fees otherwise set forth in this Schedule, as follows:

Within the corporate limits of the City of Searcy:	\$75.00
Outside the corporate limits of the City of Searcy:	\$100.00

TWENTY YARD BIN

The following fees shall be assessed, in addition to any other charges set forth in this Schedule, for pick ups of any twenty yard bin::

Within the corporate limits of the City of Searcy:	\$310.50
Outside the corporate limits of the City of Searcy:	\$345.00

FORTY YARD BIN

The following fees shall be assessed, in addition to any other charges set forth in this Schedule, for pick ups of any forty yard bin::

Within the corporate limits of the City of Searcy:	\$517.50
Outside the corporate limits of the City of Searcy:	\$575.00

(Ord. No. 89-09, 3-14-89; Ord. No. 89-17, 6-15-89; Ord. No. 92-13, 5-12-92; Ord. No. 96-29, 11-12-96; Ord. No. 99-03, 12-12-99; Ord. No. 2000-17, 12-12-2000)