

ORDINANCE NO. 2023-1

**AN ORDINANCE AMENDING AND CONSOLIDATING
CITY REGULATION AND THE PROVIDING OF
UTILITY SERVICES TO CITY AND COUNTY
RESIDENTS**

WHEREAS, the City of Providence, Webster County, Kentucky, has for over eighty (80) years provided various utility services to the citizens of the City of Providence and, in some cases, residents of Webster County, and

WHEREAS, the regulation of utility services and rates has become complex and difficult due to the number of ordinances adopted to regulate the various City of Providence utility services; and

WHEREAS, the City of Providence has determined to consolidate all utility regulations, except for sewer, in one comprehensive ordinance; and

WHEREAS, the City of Providence has determined the amendment and recalculation of the utility rates is necessary and will serve the best interests of the citizens of the City of Providence and, in some cases, residents of Webster County by affording adequate funding for improvements and maintenance to the municipal utility systems and services;

NOW, THEREFORE, BE IT ORDAINED, by the City of Providence, Webster County Kentucky, as follows:

SECTION I: APPLICATIONS FOR UTILITY SERVICES

All residential applications for utility services shall include the names of all adults, age eighteen (18) and over, except full-time students, who will be residing at the premises where the utility services will be provided, and each adult shall execute the application for utility services and be jointly and severally liable for all utility bills resulting from services provided pursuant to said application.

SECTION II: UTILITY SERVICE TAP FEES

The following fees shall be in effect for all utility taps:

A. ELECTRICITY:

Permit for all electrical services:	\$7.50	\$15.00
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Dig & Set Pole and Security Light Fees:

Cost of Pole	
Cost of Security Light	Market Price
Dig & Set	Market Price
	\$100.00

100 AMP Service	\$185.00	Eliminated
200 AMP Service	\$370.00	\$485.00
400 AMP Service	\$505.00	\$575.00
600 AMP Service	\$875.00	\$1,065.00
800 AMP Service	\$1,010.00	\$1,150.00

The foregoing fee for single phase service includes 100 feet of wire. The customer must pay the City's cost of wire over 100 feet and for all other costs to make hookup (poles, transformers, metering equipment, etc.). The customer is responsible for the inspection of their service prior to hookup by the City. Inspection must be completed by a Kentucky certified electrical inspector. A copy of the inspection report must be provided to the City of Providence. For 3-phase service, the customer must submit, in advance, its service specifications. The City shall calculate its cost to satisfy said specifications. The customer must pay the City for its cost before the connection is made. Prices for extra charges will be based on the cost to the utility provider.

Temporary Electric Service	\$100 + cost of electricity used at rate described below
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B. GAS:

Three-Quarter (3/4) Inch Connection	\$385.00	\$875.00
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One (1) Inch Connection	\$625.00	\$1,275.00
Two (2) Inch Connection	\$1,680.00	\$1,935.00

~~The foregoing fees include 100 feet of service line. There is a \$1.00 per foot charge for each additional foot of ¾" and 1" service line in excess of 100 feet, and a \$1.25 per foot charge for each additional foot of service line in excess of 100 feet.~~

The foregoing fees for connection includes 100 feet of service line. The customer must pay the City's cost of service line over 100 feet. Prices for extra charges will be based on the cost to the utility provider.

C. WATER:

Three-Quarter (¾) Inch Connection	\$475.00	\$785.00
One (1) Inch Connection	\$550.00	\$1,150.00
Two (2) Inch Connection	\$965.00	\$2,080.00

These fees must be paid prior to the initiation of utility services, and they are in addition to any other meter charges, security deposits, or other required fees set out herein.

SECTION III: RESIDENTIAL SECURITY DEPOSITS

All applications for utility services shall require a utility security deposit of **\$250.00**; except that security deposits for rentals shall be **\$100.00**.

In addition to the above-referenced security deposits, there shall be a **non-refundable \$10.00** charge for each utility connected for first-time Consumer/Users

In the event a new utility consumer/user assumes responsibility for the payment of utilities at a location which currently has utilities in services, the new utility Consumer/User shall pay a **non-refundable \$10.00** charge for read-over charges in addition to the utility security deposit set out above.

SECTION IV: COMMERCIAL SECURITY DEPOSITS

Any person or entity applying for utilities as a commercial user shall pay a utility security deposit equal to **\$100.00** for the first utility meter and **\$25.00** for each additional meter required.

SECTION V: CLASSIFICATION OF UTILITY USERS

The City of Providence reserves the right to place meters on all Consumers/Users of electricity, gas, water, and sewer, or other utility services, and to determine or change the classification of said user without notice.

SECTION VI: BILLING, COLLECTION, AND TERMINATION OF UTILITY SERVICES AND CHARGES

All utility bills shall be due and payable on the 15th day of each month and shall be delinquent after the 20th day of the month. Beginning at 8:00 a.m. on the 21st day of each month, a **\$15.00** late charge will be added to each delinquent bill. In the event the 20th falls on a holiday or weekend, late charges will be effective at 8:00 a.m. on the second full business day following the holiday or weekend.

On the 25th day of the month in which any utility bill becomes due and owing, each said utility listed unpaid or delinquent utility bill will be automatically disconnected. In the event the 25th falls on a holiday or weekend, disconnections will begin at 10:00 a.m. on the first full business day following the holiday or weekend.

The foregoing provisions for the termination of utility services will apply to all utility charges currently listed in delinquent Consumer's/User's name. There will be no cut-off notices mailed to the Consumer/User.

In addition to the above, there shall be a **non-refundable \$10.00** charge for each utility reconnected each time said utility is reconnected for a delinquent Consumer/User whose services have been disconnected for non-payment—whether or not the service has been disconnected.

Upon disconnecting utility services to a Consumer/User, all existing utility deposits will be applied first to the satisfaction of the unpaid and delinquent utility bills and any balance remaining, if any, shall be refunded to the Consumer/User. In order to reconnect and continue utility services once they are disconnected, the utility Consumer/User must apply in person for said services and pay the then existing charges for utility deposits/meters and any delinquent utility bills before the utility services are reconnected.

SECTION VII: UTILITY RATES

A. ELECTRICITY:

Residential:

Standard:

Minimum Charge:	\$19.30	\$23.00
Per KWH Charge:	.10220	.11855

Commercial:

Standard:

Minimum Charge	\$32.80	\$38.00
Per KWH Charge	.10220	.11707

Demand:

Minimum Charge	\$32.80	\$38.00
KW	\$8.70	\$10.00
Per KWH Charge	.082910	.09618
Electric Contract Rate	\$792.00	\$792.00

Security Lights:

175 Watt	\$7.50	\$10.00
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400 Watt ~~\$10.00~~ **\$12.00**

After Hours, Weekends, Holiday Service Calls:

Service Charge Added to Bill **\$50.00**
Not charged if determined to by City issue

B. GAS:

Residential:

Minimum Charge ~~\$7.00~~ **\$8.00**

Commercial:

Minimum Charge: ~~\$9.00~~ **\$10.00**

All city gas bills will be calculated using a fluctuation rate equal to the city's final "gate cost" per 100 Cubic feet, plus **\$0.35** per 100 cubic feet.

All natural gas related issues will result in service disconnection at no cost. The homeowner will be responsible for having any repairs made by a licensed plumber or HVAC contractor. Once made, said contractor shall sign and date a statement that the problem has been repaired before City will reconnect gas service.

C. WATER:

City Limits:

\$15.67	\$18.00 minimum rate per month (up to 2,000 gallons)
\$3.38	\$3.88 per 1,000 gallons for the next 3,000 gallons
\$3.08	\$3.54 per 1,000 gallons for the next 10,000 gallons
\$2.42	\$2.78 per 1,000 gallons for the next 15,000 gallons
\$2.09	\$2.40 per 1,000 gallons for the next 30,000 gallons

~~\$1.64~~ **\$1.88** per 1,000 gallons for the next 60,000 gallons

County:

~~\$25.05~~ **\$29.00** minimum rate per month (up to 2,000 gallons)
~~\$4.58~~ **\$5.27** per 1,000 gallons for the next 3,000 gallons
~~\$4.17~~ **\$4.79** per 1,000 gallons for the next 10,000 gallons
~~\$3.22~~ **\$3.70** per 1,000 gallons for the next 15,000 gallons
~~\$2.78~~ **\$3.19** per 1,000 gallons for the next 30,000 gallons
~~\$2.14~~ **\$2.46** per 1,000 gallons for the next 60,000 gallons

Water Line Maintenance: ~~\$1.00~~ **\$2.00**

The water line maintenance fee of \$2.00 per month shall be assessed and added to each customer's City water utility bill. The revenue generated from this fee shall only be used only for water and sewer line maintenance conducted by the City of Providence.

After Hours, Weekends, Holiday Service Calls:

Service Charge Added to Bill **\$50.00**
Not charged if determined to by City issue

D. SANITATION:

Residential: ~~\$13.00~~ **\$15.00** up to 90 gallons

All garbage must be in bags inside of trash containers when set by the curb. The container must not exceed 50 gallon capacity. All garbage must be out by 7:00 am on day of collection; the City will not make a second stop.

Commercial: ~~\$15.50~~ **\$20.00** up to 90 gallons

All garbage must be in bags inside of trash containers when set by the curb. The container must not exceed 50 gallon capacity. All garbage must be out by 7:00 am on day of collection; the City will not make a second stop.

Dumpster:

4 Cubic Yards	\$75.00	\$86.25 per dumpster once per week \$172.50 per dumpster twice a week
6 Cubic Yards		\$130.00 per dumpster once per week

City Clean-Up:

Spring: April 1 - 30; address must be on pick-up list by April 30
Fall: October 1 - 31; address must be on pick-up list by October 31

Pick-ups outside of these dates: **\$50.00** + cost of employee & equipment used

Limb Chipping: **\$50.00** + cost of employee & equipment used

Limbs related to storm damage or city work picked up at no cost.

SECTION VIII: CONNECTION & CONTINUATION OF UTILITY SERVICES AFTER CUT-OFF

Utility services shall be terminated/disconnected or reconnected/cut-on during normal business hours of 8:00 a.m. to 4:00 p.m., Monday through Friday, excluding holidays.

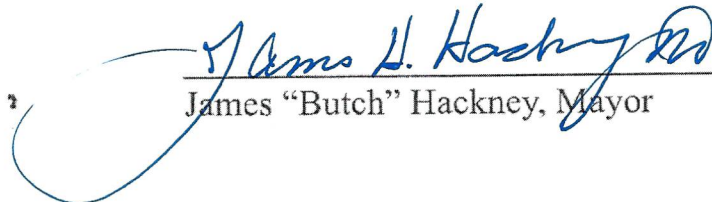
In the event utilities have been disconnected or terminated for non-payment, any service for reconnection required outside of business hours will require the Consumer/User pay a **non-refundable \$50.00** overtime charge in addition to all cut-on fees, deposits, and delinquent bills.

Following the second reading and adoption of the foregoing Ordinance, all provisions contained herein shall be applied uniformly and no sewer service shall be continued beyond the stated disconnect/cut-off date.

All ordinance or parts of ordinances in conflict herewith are hereby repealed and supersede to the extent of such conflict.

This ordinance shall become effective upon its legal adoption.

6-19-2023
Date


James "Butch" Hackney, Mayor

CLERK'S CERTIFICATION

I, Tiffany Conrad, Clerk of the City of Providence, Webster County, Kentucky, hereby certify that the foregoing is a true and accurate copy of Ordinance 2023-3, "An Ordinance Amending Ordinance 91-7, Article IV, Section 1, An Ordinance to Provide for the Collection of Sewer Service Charges from Users of the Public Sewage Treatment System;" and "An Ordinance Amending Ordinance 2013-7, Section II, An Ordinance Amending Ordinance 94-1, Section II, An Ordinance Amending and Consolidating City Regulation and the Providing of Utility Services" passed this the 6th of June, 2023, effective the 01 of July, 2023, and that I am the custodian of the original which is maintained at: Providence City Clerk's Office, Providence Municipal Building, 201 East Main Street, Providence, Webster County, Kentucky.

06-19-2023
Date


Tiffany Conrad, City Clerk

SECTION IX: MISCELLANEOUS

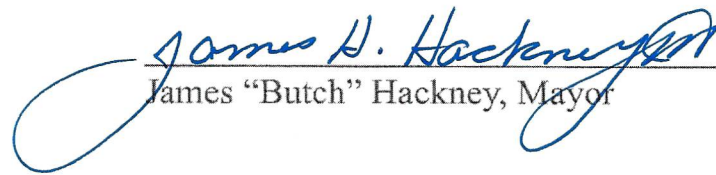
Following the second reading and adoption of the foregoing Ordinance, all provisions contained herein shall be applied uniformly and no utility service shall be continued beyond the stated disconnect/cut-off date.

All ordinance or parts of ordinances in conflict herewith, except the sewer services ordinance 91-7 and its amendments, are hereby repealed and superseded to the extent of such conflict,

All ordinance or parts of ordinances in conflict herewith are hereby repealed and supersede to the extent of such conflict.

This ordinance shall become effective upon its legal adoption.

6-19-2023
Date


James "Butch" Hackney, Mayor

CLERK'S CERTIFICATION

I, Tiffany Conrad, Clerk of the City of Providence, Webster County, Kentucky, hereby certify that the foregoing is a true and accurate copy of Ordinance 2023-1, "An Ordinance Amending and Consolidating City Regulation and the Providing of Utility Services to City and County Residents," passed this the 019 of June, 2023, effective the 01 of July, 2023, and that I am the custodian of the original which is maintained at: Providence City Clerk's Office, Providence Municipal Building, 201 East Main Street, Providence, Webster County, Kentucky.

06-19-2023
Date


Tiffany Conrad, City Clerk

ORDINANCE NO. 2023-3

AN ORDINANCE AMENDING ORDINANCE NO. 91-7, ARTICLE IV, SECTIONS 1 & 4, AN ORDINANCE TO PROVIDE FOR THE COLLECTION OF SEWER SERVICE CHARGES FROM USERS OF THE PUBLIC SEWAGE TREATMENT SYSTEM; AND

AN ORDINANCE AMENDING AND CONSOLIDATING THE RELEVANT SEWER PORTIONS OF ORDINANCE 2013-7, SECTION II, AN ORDINANCE AMENDING ORDINANCE 94-1, SECTION II, AN ORDINANCE AMENDING AND CONSOLIDATING CITY REGULATION AND THE PROVIDING OF UTILITY SERVICES.

WHEREAS, by Ordinance 91-7, Ordinance 94-1, and Ordinance 2013-7, the City of Providence, Webster County, Kentucky, provided for the collection of sewer service charges and the sewer utility service tap fee, respectively, from users of the public sewage treatment system; and

WHEREAS, the City of Providence has determined to consolidate all utility regulations, except for sewer, in one comprehensive ordinance (2023-1); and

WHEREAS, the City of Providence has determined to consolidate all amendments related to sewer service in one amendment ordinance (2023-3); and

WHEREAS, the City must pay the operation and maintenance expenses and debt service costs associated with the said treatment system and change the users rates of said treatment system to offset such costs; and

WHEREAS, the City of Providence has determined the amendment and recalculation of the sewer rates is necessary and will serve the best interests of the citizens of the City of Providence and, in some cases, residents of Webster County by affording adequate funding for improvements and maintenance to the municipal sewer system and services;

NOW, THEREFORE, BE IT ORDAINED, by the City of Providence, Webster County Kentucky, that Ordinance 91-7, Article IV, Sections 1 & 4, are hereby amended to read as follows, and Article IV, Section 8 is hereby added as follows:

ARTICLE IV, SECTION 1

The following schedule of rates shall apply to each user of the sewage treatment system. This schedule includes rates for user charges and rates for debt services charges, each based on the volume of metered or estimated water consumption, respectively.

Sewer Rate Schedule (Based on Water Consumption)

City:

\$15.50	\$19.00 minimum rate per month (up to 2,000 gallons)
\$5.17	\$6.35 per 1,000 gallons thereafter

Dixon:

\$3.65	\$4.48 per 1000 gallons
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ARTICLE IV, SECTION 4

The following surcharge rates shall apply to each user of the sewage treatment system that has received permission from the Superintendent to contribute excessive strength sewage:

Surcharge Rates

BOD (biochemical oxygen demand)	\$0.22	\$0.44 per pound
SS (suspended solids)	\$0.22	\$0.44 per pound
NH3-N (ammonia nitrogen)	\$0.88	\$1.66 per pound

ARTICLE IV, SECTION 8

The following schedule of rates shall apply to each user of the sewage treatment system. This schedule includes rates for service calls during normal business hours and during after hours, weekends, or holidays. It also includes information regarding sewer cleanouts.

Sewer cleanouts will be performed once in a twelve month period. Homeowner must have a sewer cleanout and be present at the residence.

After Hours, Weekends, Holiday Service Calls:

Service Charge Added to Bill	\$50.00
Not charged if determined to by City issue	

NOW, THEREFORE, BE IT ORDAINED, by the City of Providence, Webster County Kentucky, that **Ordinance 94-1, Section II (C), as amended by Ordinance 2013-07, Section II (C)**, is hereby amended to read as follows:

SECTION II: UTILITY SERVICE TAP FEES

C. Sewer	\$230.00	\$410.00
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