

**CITY OF FALMOUTH
ORDINANCE 71.20-2008**

AN ORDINANCE AMENDING SECTION 50.40 OF THE
CODE OF ORDINANCES INCREASING SEWER RATES.

Be it ordained by the City of Falmouth:

Section 1. That Section 50.40 of the Code of Ordinances be and hereby is amended to read as follows:

Section 50.40 Monthly Water and Sewer Rates.

Effective with the August 2006 billing (received September 2006) and for every reading thereafter, the water rates charged to users of water provided by the city shall be as follows:

A) Monthly water rates:

Amount Used (Gallons)

First 2,000	\$19.03
Next 3,000	\$4.03 per 1,000 gallons
Next 5,000	\$3.97 per 1,000 gallons
Next 40,000	\$3.88 per 1,000 gallons
Over 50,000	\$3.88 per 1,000 gallons

B) Monthly Sewer Rates

Effective for the ~~April 2005~~ June 2008 bill (received ~~May 2005~~ July 2008) and for every reading thereafter, the rates and charges for sewer service shall be as follows, based upon the quantity of water supplied in gallons:

All Customers:

First 2,000	\$8.20 <u>16.15</u>
Next 3,000 <u>2,000</u>	\$2.05 <u>4.04</u> per 1,000 gallons
Next 5,000 <u>2,000</u>	\$2.05 <u>4.04</u> per 1,000 gallons
Next 40,000	\$2.05 per 1,000 gallons
Over 50,000 <u>6,000</u>	\$2.05 <u>4.04</u> per 1,000 gallons

2. Water customers outside the city limits not utilizing the city sewer system shall not be charged for sewer service.

C) Bulk Water Station Rates

The rate for all water hauled from the Bulk Water Station shall be \$4.50 per 1,000 gallons.

D) Wholesale and Industrial Utility Rates.

1) The City legislative body is authorized to contract, on an individual basis, with potential utility customers of the City when circumstances of service to such potential customers do not fit the general provisions of city ordinances.

2) The provision of municipal utility services pursuant to a contract authorized by this ordinance shall be pursuant to the governmental powers and functions of the City of Falmouth, and except for administrative provisions, in no manner different from the provision of municipal utility services generally by City ordinances.

3) The provision of municipal utility services pursuant to a contract authorized by this ordinance is subject to all other applicable regulatory and police powers of the City of Falmouth ordinances, Kentucky Revised

Statutes, and Public Service Commission of Kentucky and Federal Regulations.

4) Rates and quantities for the sale of municipal utility services established in a contract authorized by this ordinance shall be subject to change by the City, by ordinance, as any other utility rates and quantities are subject to change by the City.

5) All such contracts shall be individually negotiated, reduced to writing, and executed by the Mayor, as authorized by the City legislative body.

6) Matters to be individually negotiated shall include, but shall not be limited to the following:

- a) Tap-on fees.
- b) Size, location, and ownership of lines.
- c) Size, location, and ownership of meters.
- d) Maintenance of utility fixtures.
- e) Necessity for backflow check valve.
- f) Necessity for flow restrictors.
- g) Conditions concerning the placement or not of a fire hydrant.
- h) Permits and fees for opening and closing city rights-of-way, or for boring beneath state, federal, or county rights-of-way.
- i) Relocation of utility fixtures made necessary by a change in the right-of-way.
- j) Rates for sale of municipal utility services.

k) Quantities for sale of municipal utility services.

7) Nothing in this ordinance shall be construed to require the City of Falmouth to provide municipal utility services outside the corporate boundaries of the City of Falmouth.

Section 3. That this Ordinance shall be effective upon its passage, approval and publication as required by law.

Introduced and First Reading: Special Meeting, March 4, 2008

Second Reading and Enacted: Regular Meeting, April 3, 2008

Signed by Mayor: April 23, 2008

Recorded by Clerk: April 23, 2008

Published in full: April 29, 2008

CITY OF FALMOUTH, KENTUCKY

BY: April K. DeFalco
April K. DeFalco, Mayor

ATTEST:

Terry England
Terry England
City Clerk/Treasurer