

## **TOWN OF FLOWER MOUND, TEXAS**

### **ORDINANCE NO. 44-22**

**AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING APPENDIX A, "FEE SCHEDULE," OF THE CODE OF ORDINANCES OF THE TOWN OF FLOWER MOUND BY AMENDING THE CHARGES CONTAINED THEREIN FOR RESIDENTIAL AND NON-RESIDENTIAL WATER AND SEWER SERVICE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Flower Mound is a home rule municipal corporation organized and existing by virtue of the Constitution and laws of the State of Texas and by its Home Rule Charter adopted November 3, 1981; and,

**WHEREAS**, the Town of Flower Mound possesses all the rights, powers, and authorities possessed by all home rule municipalities to regulate utility billing services and the fees for services provided; and,

**WHEREAS**, the Town of Flower Mound enacted Ordinance No. 66-85 on September 30, 1985 to establish rates for water service provided by the Town of Flower Mound; and,

**WHEREAS**, the Town of Flower Mound has from time to time amended the water service rate fee schedule as well as the sewer service rate fee schedule applicable to residential and non-residential water consumption and sewer service; and,

**WHEREAS**, the Town of Flower Mound desires to amend the water service rate fee schedule as well as the sewer service rate fee schedule applicable to residential and non-residential water consumption and sewer service and hereby finds that it is in the best interest of the health, safety and general welfare of the citizens of the Town to amend the fees as outlined herein;

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, THAT:**

#### **SECTION 1**

All of the above premises are hereby found to be true and correct legislative and factual findings of the Town of Flower Mound and they are hereby approved and incorporated into the body of this Ordinance, as if copied in their entirety.

**SECTION 2**

That Appendix A-Fee Schedule of the Code of Ordinances, Town of Flower Mound, Texas, is hereby amended by amending the schedule of fees corresponding to Section 70-361, "Water Service Rates," to read as follows:

Code Section Number	Description
70-361	Water service rates:

The minimum monthly charge for each sized meter in the Town, which amount includes 2,000 gallons of water is as follows:

Water Meter Size (inches)	Minimum Bills Water Usage Beginning 10/01/2022 through 9/30/2023	Minimum Bills Water Usage Beginning 10/01/2023 through 9/30/2024	Minimum Bills Water Usage Beginning 10/01/2024 Thereafter
3/4 or 5/8	\$ 40.29	\$ 42.10	\$ 43.99
1	66.31	69.29	72.40
1 1/2	109.63	114.56	119.70
2	161.66	168.92	176.50
3	300.36	313.85	327.94
4	456.39	476.89	498.30
6 and larger	863.89	902.70	943.23

The monthly volume charge per 1,000 gallons after the first 2,000 gallons of water usage is as follows:

Volumetric Rates	Per 1,000 Gallons Water Usage Beginning 10/01/2022 through 9/30/2023	Per 1,000 Gallons Water Usage Beginning 10/01/2023 through 9/30/2024	Per 1,000 Gallons Water Usage Beginning 10/01/2024 and Thereafter
2,000 – 10,000 Gallons	\$ 4.58	\$ 4.79	\$ 5.01
10,001 – 15,000 Gallons	6.20	6.48	6.78
15,001 – 50,000 Gallons	7.05	7.37	7.71
Over 50,000 Gallons	7.91	8.27	8.65
Town Meters	2.38	2.49	2.60
Fire Hydrants	7.91	8.27	8.64

**ORDINANCE NO. 44-22****SECTION 3**

That Appendix A-Fee Schedule of the Code of Ordinances, Town of Flower Mound, Texas, is hereby amended by amending the schedule of fees corresponding to Section 70-381, "Sewer Service Rates," to read as follows:

Code Section Number	Description
70-381	Sewer service rates:

The minimum monthly charge for sewer service for each sized water meter in the Town, which amount includes 2,000 gallons of water usage is as follows:

Water Meter Size (inches)	Minimum Bills Water Usage Beginning 10/01/2022 through 9/30/2023	Minimum Bills Water Usage Beginning 10/01/2023 through 9/30/2024	Minimum Bills Water Usage Beginning 10/01/2024 and Thereafter
Residential - All Sizes	\$ 22.82	\$ 23.85	\$ 24.92
Non-Residential - All Sizes	22.82	23.85	24.92
"Residential No-Average Maximum"	50.66	52.95	55.34

The monthly volume charge per 1,000 gallons after the first 2,000 gallons of water usage is as follows:

Volumetric Rates	Per 1,000 Gallons Water Usage Beginning 10/01/2022 through 9/30/2023	Per 1,000 Gallons Water Usage Beginning 10/01/2023 through 9/30/2024	Per 1,000 Gallons Water Usage Beginning 10/01/2024 Thereafter
Residential – Over 2,000 Gallons	\$ 4.64	\$ 4.85	\$ 5.07
Non-Residential – Over 2,000 Gallons	5.11	5.34	5.58

**SECTION 4**

Any and all ordinances, orders, resolutions, rules, regulations, policies or provisions in conflict with the provisions of this Ordinance and the Code are hereby repealed and rescinded to the extent of any conflict herewith.

**SECTION 5**

If any section, subsection, clause, phrase or provision of this Ordinance and the Code, or the application thereof to any person or circumstance, shall to any extent be held by a court of competent jurisdiction to be invalid, void or unconstitutional, the remaining sections, subsections, clauses, phrases or provisions of this Ordinance and the Code, or the application thereof to any person or circumstances, shall remain in full force and effect and shall in no way be affected, impaired or invalidated.

**SECTION 6**

The Town Secretary of the Town of Flower Mound is hereby directed to publish the caption in the official newspaper of the Town of Flower Mound as required by Section 3.07 of the Charter of the Town of Flower Mound.

**SECTION 7**

This Ordinance shall take effect and be in full force immediately upon its passage and adoption as provided by the laws of the State of Texas and the Home Rule Charter of the Town of Flower Mound, Texas.

**DULY PASSED, APPROVED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, BY A VOTE OF 5 TO 0 ON THIS 19th DAY OF SEPTEMBER, 2022.**

**APPROVED:**

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**Derek France, MAYOR**

**ATTEST:**

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**Theresa Scott, TOWN SECRETARY**