

AN ORDINANCE AMENDING CHAPTER 90 OF THE BRANSON MUNICIPAL CODE UTILITIES, ARTICLE II COMBINED WATERWORKS AND SEWAGE SYSTEM BY AMENDING SECTION 90-41 MONTHLY WATER RATES AND SECTION 90-42 MONTHLY SEWER RATES.

WHEREAS, the Board of Aldermen establish commercial sewer and water rates charged by the City of Branson for the provision of water and sewer services, and

WHEREAS, in 1996 the Board of Aldermen established lower rates for the winter months of November through April than the summer months of May through October, and

WHEREAS, it generally costs the City more to supply water and sewer services to its customers during the winter months and the City incurs unnecessary utility accounting costs to fluctuate commercial rates two times each year, and

WHEREAS, it is now appropriate for the City of Branson to amend its utility fees by eliminating the discounted winter rates for commercial users,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BRANSON, AS FOLLOWS:

Section 1: That Chapter 90 of the Branson Municipal Code, *Utilities*, Article II, *Combined Waterworks and Sewage System*, is hereby amended by changing language in Section 90-41 *Monthly Water Rates* and by changing language in Section 90-42 *Sewer Rates*, which shall hereafter read:

Sec. 90.41. Monthly water rates.

The rate per water consumer, except wholesale consumers as defined in the rules and regulations, for service from the system shall be as follows:

- (1) Basic monthly rate for all water consumers:

<i>Meter Size</i>	<i>Monthly Charge</i>
5/8-inch	\$ 4.23
3/4-inch	4.80
1-inch	5.93
2-inch	12.14

3-inch	20.05
4-inch	31.35
6-inch	59.60

(2) Monthly rate per residential customer of:

- a. Up to 2,000 gallons of metered water usage, the applicable basic monthly rate from subsection (1) of this section; plus
- b. An additional \$1.55 per 1,000 gallons of metered water usage for all metered water usage per residential consumer in excess of 2,000 gallons of metered water usage during any month.

(3) Monthly rate per commercial service connection of:

- a. Up to 2,000 gallons of metered water usage, the applicable basic monthly rate from subsection (1) of this section; plus
- b. ~~[For each month of the following periods of each calendar year:~~
 1. ~~During the period November through April, an additional \$1.55 per 1,000 gallons of metered water usage for all metered usage, per commercial consumer, in excess of 2,000 gallons of metered water usage; and~~
 2. ~~During the period May through October, an] An~~ additional \$2.32 per 1,000 gallons of metered usage, per commercial consumer, in excess of 2,000 gallons of metered water usage.

(4) Monthly rate for standby connections of:

- a. Up to 2,000 gallons of metered water usage, the applicable basic monthly rate from subsection (1) of this section; plus
- b. An additional \$1.55 per 1,000 gallons of metered water usage for all metered water usage, per standby consumer, in excess of 2,000 gallons of metered water usage during any month.

(5) Monthly rate for eleemosynary and governmental connections of:

- a. Up to 2,000 gallons of metered water usage, the applicable basic monthly rate from subsection (1) of this section; plus
- b. An additional \$1.55 per 1,000 gallons of metered water usage for all metered water usage, per eleemosynary and governmental consumer, in excess of 2,000 gallons of metered water usage during any month.

(6) Monthly rate for industrial connection of:

- a. Up to 2,000 gallons of metered water usage, the applicable basic monthly rate from subsection (1) of this section; plus
- b. ~~[For each month of the following periods of each calendar year:~~
 - 1. ~~During the period November through April, an additional \$1.55 per 1,000 gallons of metered water usage for all metered water usage, per industrial consumer, in excess of 2,000 gallons of metered water usage; and~~
 - 2. ~~During the period May through October, an] An additional \$2.32 per 1,000 gallons of metered usage for all metered water usage, per industrial customer, in excess of 2,000 gallons.~~

(7) Monthly rate for water connections (outside the city limits) of:

- a. Up to 2,000 gallons of metered water usage, 250 percent of the basic monthly rate from subsection (1) of this section; plus
- b. ~~[For each month of the following periods of each calendar year:~~
 - 1. ~~During the period November through April, an additional \$3.88 per 1,000 gallons of metered water usage for all metered water usage per wholesale consumer in excess of 2,000 gallons of metered water usage; and~~
 - 2. ~~During the period May through October, an] An additional \$5.80 per 1,000 gallons of metered water usage for all metered usage per wholesale consumer in excess of 2,000 gallons of metered water usage during any month..~~

(Code 1988, § 635.060; Code 1996, § 700.100; Ord. No. 719, § 5, 11-24-1986; Ord. No. 91-2, § 1, 1-14-1991; Ord. No. 94-34, § 1, 3-28-1994; Ord. No. 95-101, § 1, 9-11-1995; Ord. No. 95-128, § 1, 11-13-1995)

Sec. 90-42. Monthly sewer rates.

The rate per sewage system consumer, except wholesale consumers as defined in the rules and regulations, for service from the system, which charge shall be assessed for each water connection, shall be as follows:

- (1) A base monthly rate for all sanitary sewer consumers of \$1.92 for up to 2,000 gallons of metered water usage per month.
- (2) Monthly rate per residential service connection of:

- a. Up to 2,000 gallons of metered water usage, the base monthly rate as set forth in subsection (1) of this section; plus
 - b. An additional \$0.96 per 1,000 gallons of metered water usage for all metered water usage, per residential consumer, in excess of 2,000 gallons of metered water usage during any month.
- (3) Monthly rate per commercial sanitary sewer connection of:
- a. Up to 2,000 gallons of metered water usage, the base monthly rate as set forth in subsection (1) of this section; plus
 - b. [~~For each month of the following periods of each calendar year:~~
 1. ~~During the period November through April, an additional \$0.96 per 1,000 gallons of metered water usage, per commercial sanitary sewer consumer, in excess of 2,000 gallons of metered water usage; and~~
 2. ~~During the period May through October, an] An additional \$1.84 per 1,000 gallons of metered water usage, per commercial sanitary sewer consumer, in excess of 2,000 gallons of metered water usage.~~
- (4) Monthly rate for other governmental sanitary sewer connection of:
- a. Up to 2,000 gallons of metered water usage, the base monthly rate as set forth in subsection (1) of this section; plus
 - b. An additional \$0.96 per 1,000 gallons of metered water usage for all metered water usage, per governmental consumer, in excess of 2,000 gallons of metered water usage during any month.
- (5) Monthly rate for eleemosynary sanitary sewer connection of:
- a. Up to 2,000 gallons of metered water usage, the base monthly rate as set forth in subsection (1) of this section; plus
 - b. An additional \$0.96 per 1,000 gallons of metered water usage for all metered water usage, per eleemosynary consumer, in excess of 2,000 gallons of metered water usage during any month.
- (6) Monthly rate for sanitary sewer connection (outside the city limits) of:
- a. Up to 2,000 gallons of metered water usage, 250 percent of the base monthly rate as set forth in subsection (1) of this section; plus
 - b. [~~For each month of the following periods of each calendar year:~~
 1. ~~During the period November through April, an additional \$2.40 per 1,000 gallons of metered water usage for all metered water usage per wholesale consumer in excess of 2,000 gallons of metered water usage; and~~
 2. ~~During the period May through October, an] An additional \$4.60 per 1,000 gallons of metered water usage for all metered water usage per wholesale consumer in excess of 2,000 gallons of metered water usage during any month.~~

(7) For those contributors who contribute wastewater, the strength of which is greater than normal domestic sewage, a surcharge in addition to the normal user charge will be collected. The surcharge of operation and maintenance including replacement is \$0.15 per pound BOD in excess of 300 mg/l.

(8) Any user which discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge from the city's treatment works, or any user which discharges any substance which singly or by interaction with other substances causes identifiable increases in the cost of operation, maintenance, or replacement of the treatment works, shall pay for such increased costs. The charge to each such user shall be as determined by the responsible plant operating personnel and approved by the board of aldermen.

(9)

(Code 1988, § 635.070; Code 1996, § 700.110; Ord. No. 719, § 6, 11-24-1986; Ord. No. 91-2, § 2, 1-14-1991; Ord. No. 94-34, § 2, 3-28-1994; Ord. No. 95-101, § 2, 9-11-1995; Ord. No. 95-128, § 1, 11-13-1995)

NOTE: LANGUAGE WHICH IS IN UNDERLINED BOLDFACE HAS BEEN ADDED AND LANGUAGE WHICH IS [~~BRACKETED AND STRICKEN~~] HAS BEEN DELETED.

Section 2: This ordinance shall be in full force and effect upon and after its passage and approval.

Read, this first time on this _____ day of _____, 2005.

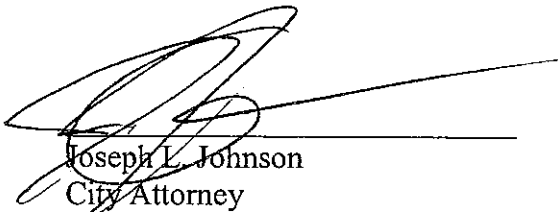
Read, this second time, passed and truly agreed to by the Board of Aldermen of the City of Branson, Missouri this _____ day of _____, 2005.

Louis E. Schaefer, Mayor

ATTEST:

APPROVED AS TO FORM:

Lisa K Westfall
City Clerk



Joseph L. Johnson
City Attorney