

**ORDINANCE NO. 2493**

**AN ORDINANCE AMENDING CHAPTER 13.15.010, OF THE MUNICIPAL CODE OF THE CITY OF GARDNER, KANSAS, ENTITLED "WATER RATES".**

WHEREAS, said Gardner Municipal Code, Chapter 13.15.010 "Water Rates" outlines the water rates of the City; and

WHEREAS, the City entered into a Customer Exchange Agreement with Johnson County Rural Water District No. 7 on November 3, 2014; and

WHEREAS, the City desires to charge water users acquired through customer exchange agreements the same rate as City residents;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARDNER, KANSAS:

**SECTION ONE:** The Governing Body of the City of Gardner, Kansas now deems it advisable to revise Chapter 13.15.010 of the Municipal Code of the City of Gardner, Kansas entitled "Water Rates" as follows.

13.15.010 WATER RATES. All persons, firms or corporations having a connection with the City of Gardner water system shall be charged a monthly water service charge for each meter by which they are served and a water usage charge in accordance with the following rates. When multiple persons, firms or corporations are served by one water meter, a monthly water service charge shall be billed for each residential dwelling unit.

A. Water Users Inside Corporate Limits

1. Monthly Service Charge      \$13.45 Per Month  
(prorated by number of days of service in the month for new customers)
2. First 6,000 Gallons      \$ 5.99 Per 1,000 Gallons
3. 6,001 to 10,000 Gallons      \$ 6.60 Per 1,000 Gallons
4. 10,001 to 14,000 Gallons      \$ 6.89 Per 1,000 Gallons
5. 14,001 to 18,000 Gallons      \$ 7.20 Per 1,000 Gallons
6. 18,001 or more Gallons      \$ 7.53 Per 1,000 Gallons

B. Water Users Acquired through Customer Exchange Agreements

1. Monthly Service Charge      \$13.45 Per Month  
(prorated by number of days of service in the month for new customers)
2. First 6,000 Gallons      \$ 5.99 Per 1,000 Gallons
3. 6,001 to 10,000 Gallons      \$ 6.60 Per 1,000 Gallons
4. 10,001 to 14,000 Gallons      \$ 6.89 Per 1,000 Gallons
5. 14,001 to 18,000 Gallons      \$ 7.20 Per 1,000 Gallons
6. 18,001 or more Gallons      \$ 7.53 Per 1,000 Gallons

C. Water Users Outside Corporate Limits

1. Monthly Service Charge      \$24.20 Per Month  
(prorated by number of days of service in the month for new customers)

2. First 6,000 Gallons \$ 7.82 Per 1,000 Gallons
3. 6,001 to 10,000 Gallons \$ 8.60 Per 1,000 Gallons
4. 10,001 to 14,000 Gallons \$ 8.99 Per 1,000 Gallons
5. 14,001 to 18,000 Gallons \$ 9.39 Per 1,000 Gallons
6. 18,001 or more Gallons \$ 9.81 Per 1,000 Gallons

D. Coin Operated Bulk Water Sales

Rate Per 1,000 Gallons \$ 7.50

E. Hydrant Meters

1. Monthly Service Charge \$27.29
2. Rate Per 1,000 Gallons \$ 7.40
3. A deposit of \$500.00 is required to obtain a hydrant meter. The deposit will be refunded after the hydrant meter is returned in good condition to the City of Gardner and all charges are paid in full.

F. Nothing in this Article shall preclude the City of Gardner from entering into contractual agreements with customers for the sale of wholesale water. The City of Gardner shall determine the rates to be charged for wholesale water on a case by case basis.

**SECTION TWO:** All other ordinances not in conformity herewith are hereby repealed or amended to conform hereto.

**SECTION THREE:** This Ordinance shall take effect and be in force after its passage, approval and publication as provided by law.

PASSED by the City Council on this 20<sup>th</sup> day of July, 2015.

SIGNED by the Mayor on this 20<sup>th</sup> day of July, 2015.

(SEAL)

CITY OF GARDNER, KANSAS

/s/ Chris Morrow

Chris Morrow, Mayor

Attest:

/s/ Jeanne Koontz

Jeanne Koontz, City Clerk

Approved as to form:

/s/ Ryan B. Denk

Ryan B. Denk, City Attorney