

**ORDINANCE NO. 2012-1084**

**AN ORDINANCE OF THE CITY OF FULSHEAR, TEXAS CONSOLIDATING ALL RATES AND FEES CHARGED FOR WATER AND WASTE WATER SERVICES; REVISING CHARGES FOR TAPS AND METER INSTALLATION; CREATING PENALTIES FOR TAMPERING; REPEALING ALL PREVIOUS ORDINANCES, PROVIDING FOR SEVERABILITY AND SETTING AN EFFECTIVE DATE.**

**WHEREAS**, it is the desire of the City Council of the City of Fulshear to develop an omnibus rate and fee order that will allow the Enterprise Fund to rely on its own revenues for operations rather than requiring a subsidy from the General Fund, thus making the rates more equitable to property owners within the jurisdiction; AND

**WHEREAS**, the State of Texas has long encouraged rate models that promote conservation of water resources by creating tiered rates which reward lower consumption; AND

**WHEREAS**, the City Council of the City of Fulshear, Texas believes that these financial goals are best attained through the rate structure contained herein.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FULSHEAR, TEXAS:**

**SECTION 1.0**

**PURPOSE:** The purpose of this Ordinance is to create an omnibus rate and fee order that encourages water conservation, rate equity for property owners and fiscal responsibility for the Enterprise Fund while developing a structure conducive for future development.

**SECTION 2.0**

**REPEALED:** All prior Ordinances defining Rates and Fees for Water and Waste Water Services are hereby repealed.

**SECTION 3.0**

**RESIDENTIAL RATES AND FEES:** The Chart below details the adopted Rates for Water and Waste Water Services charged by the City of Fulshear for Residential Accounts/ Customers:

---

<b>RESIDENTIAL TAPS</b>	
5/8 INCH	\$880.00
3/4 INCH	\$1,172.50
1 INCH	\$1,465.00
Long Tap	\$3.00 per ft. over 40 ft. long or over 5 ft. deep
SEWER TAP	\$150.00

**\*\*Non standard sewer connections will incur a charge equal to three (3) times the actual cost of installation\*\***

---

**RESIDENTIAL WATER RATES**

---

0 - 5,000 GALLONS	\$13.00
5,001 - 10,000 GALLONS(for each additional thousand gallons	\$2.00
10,001 - 20,000 GALLONS(for each additional thousand gallons	\$2.50
20,001 GALLONS and over(for each additional thousand gallons	\$3.00

---

**RESIDENTIAL WASTE WATER RATES**

---

0 - 5,000 GALLONS	\$13.00
5,001 and over (for each additional thousand gallons)	\$2.00

\*\*Residential Sewer Rates shall be capped at 30,000 Gallons of usage\*\*

---

**RESIDENTIAL IRRIGATION WATER RATES**

---

0 GALLONS	\$0.00
1 - 1,000 GALLONS additional thousand gallons	\$6.00
1,001 - 5,000 GALLONS(for each additional thousand gallons	\$1.75
5,001 - 10,000 GALLONS(for each additional thousand gallons	\$2.75
10,001 - 20,000 GALLONS(for each additional thousand gallons	\$3.00
20,001 GALLONS and over(for each additional thousand gallons	\$3.25

\*\*Irrigation Only Meters shall not be charged for Waste Water\*\*

---

**SERVICE CHARGES**

---

Residential Customer Deposit	\$50.00
Commercial 1.5 Inch TO 2 inch Deposit	\$200.00
Commercial 3 inch Deposit	\$300.00
Commercial 4 inch Deposit	\$400.00
Commercial 5 inch or greater Deposit	\$500.00
Delinquency Notices	\$10.00
Transfers	\$25.00
Return Check	\$35.00

Tampering Fee\* \$150.00 + Repair Costs  
 \*Does not include potential Fines and Fees resulting from criminal prosecution

**SECTION 4.0**

**COMMERCIAL RATES AND FEES:** The Chart below details the adopted Rates for Water and Waste Water Services charged by the City of Fulshear for Commercial Accounts/ Customers:

<b>COMMERCIAL WATER TAPS</b>	
Commercial Tap 1.5 INCH and above	**price is bid rate, plus 200%**
Commercial Sewer Tap	**price is bid rate, plus 200%**
Commercial Long Tap	\$4.25 per ft. over 40 ft. long or over 5 ft. deep
<b>COMMERCIAL WATER RATES</b>	
0 - 5,000 GALLONS	\$15.00
5,001 - 10,000 GALLONS(for each additional thousand gallons)	\$2.75
10,001 - 20,000 GALLONS(for each additional thousand gallons)	\$3.00
20,001 GALLONS and over(for each additional thousand gallons)	\$3.25
<b>COMMERCIAL WASTE WATER RATES</b>	
0 - 5,000 GALLONS	\$15.00
5,001 and over (for each additional thousand gallons)	\$2.50
<b>SERVICE CHARGES</b>	
Commercial Customer Deposit	\$100.00
Commercial 1.5 Inch TO 2 inch Deposit	\$200.00
Commercial 3 inch Deposit	\$300.00
Commercial 4 inch Deposit	\$400.00
Commercial 5 inch or greater Deposit	\$500.00
Delinquency Notices	\$10.00
Transfers	\$25.00
Return Check	\$35.00
Tampering Fee*	\$150.00

\*Does not include potential Fines and Fees resulting from criminal prosecution

**SECTION 5.0**

**COMMERCIAL RATES AND FEES:** The Chart below details the adopted Rates for Water and Waste Water Services charged by the City of Fulshear for Commercial Accounts/ Customers:

---

<b>BUILDER CUSTOMER WATER RATES</b>	
0 - 5,000 GALLONS	\$20.00
5,001 - 10,000 GALLONS(for each additional thousand gallons	\$2.75
10,001 - 20,000 GALLONS(for each additional thousand gallons	\$3.00
20,001 GALLONS and over(for each additional thousand gallons	\$3.25

---

<b>SERVICE CHARGES</b>	
Commercial Customer Deposit	\$100.00
Delinquency Notices	\$10.00
Transfers	\$25.00
Return Check	\$35.00
Tampering Fee*	\$150.00

\*Does not include potential Fines and Fees resulting from criminal prosecution

**SECTION 6.0**

**TAMPERING ILLEGAL:** All water meters, whether privately owned or belonging to the water system, shall be set only by authorized representatives of the city. No person other than authorized representatives of the city may remove, repair, attempt to repair, interfere with or tamper with any water meter in any manner.

**SECTION 7.0**

**VIOLATION AND PENALTY:** Any person violating the provisions of this Ordinance is guilty of a Class "C" misdemeanor and upon conviction shall be fined not more than \$500.00 for each offense. Each day a person violates the provisions of this Ordinance shall be considered a separate offense.

**SECTION 8.0**

**SEVERABILITY CLAUSE:** That if any provision, word, sentence, paragraph, clause, phrase or section of this Ordinance or its application to any person or circumstances is adjudged or held invalid, void or unconstitutional, the invalid, void or unconstitutional portion shall not affect the validity of the remaining portions of this ordinance which shall remain in full force and effect.

**SECTION 9.0**

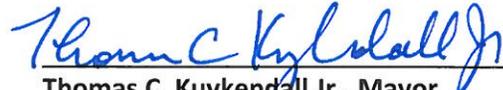
**REPEALING CLAUSE:** All provisions in conflict with the provisions of this Ordinance shall be, and the same are hereby repealed, and all other provisions not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**SECTION 10.0**

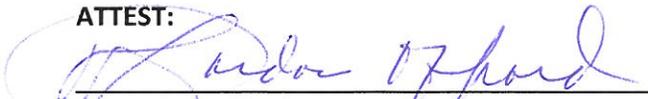
**EFFECTIVE DATE:** This Ordinance shall be effective on November 1, 2012.

**SECTION 11.0**

**PUBLICATION:** The City Secretary is hereby authorized and directed to publish the caption of this ordinance in the manner and for the length of time prescribed by law.

  
\_\_\_\_\_  
Thomas C. Kuykendall Jr., Mayor

**ATTEST:**

  
\_\_\_\_\_  
D. Gordon Offord, City Secretary