

**ORDINANCE 2023-01-0410**

**AN ORDINANCE OF THE TOWN OF ANTHONY, TEXAS UPDATING EXISTING WATER AND WASTEWATER FEES AND ESTABLISHING NEW WATER AND WASTEWATER FEES.**

**WHEREAS**, the GOVERNING BODY did hold a duly noticed Public Hearing; and

**WHEREAS**, the GOVERNING BODY did consider testimony from staff and the public before reaching its decision; and

**WHEREAS**, pursuant to the statutory authority granted to the GOVERNING BODY as a municipality under Texas Local Government Code Section 51.001, the GOVERNING BODY may adopt, publish, amend, or repeal an ordinance, rule, or police regulation that: (1) is for the good government, peace, or order of the municipality or for the trade and commerce of the municipality; and (2) is necessary or proper for carrying out a power granted by law to the municipality or to an office or department of the municipality; and

**WHEREAS**, pursuant to the statutory authority granted to the municipality as a Type A General-Law Municipality under Texas Local Government Code Section 51.012, the municipality may adopt an ordinance, act, law, or regulation, not inconsistent with state law, that is necessary for the government, interest, welfare, or good order of the municipality as a body politic; and

**WHEREAS**, the GOVERNING BODY does make the following finding:

1. That it is in the best interest of the municipality and to otherwise provide for the good government and order and fiscally prudent administration of the municipality's water and wastewater utility that existing water and wastewater fees be updated and new water and wastewater fees be established to enable the municipality's water and wastewater utility to remain financially sound.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF ANTHONY, TEXAS:** that in consideration of the aforementioned findings and testimony, it hereby ordains that it does hereby approve the adoption of the following updated water and wastewater fees and new water and wastewater fees:

**Section 1. AUTHORITY AND PURPOSE.**

**AUTHORITY:** This Ordinance is adopted pursuant to the enabling provisions of Texas Local Government Code Section 51.001 and Section 51.012.

**PURPOSE:** The purpose of this ordinance is to adopt updated water and wastewater fees and new water and wastewater fees.

**Section 2. WATER AND WASTEWATER FEES.**

Type of Fee	Fee Amount
Late fee on unpaid balance effective on the 16 <sup>th</sup> of the month	To be established by Town Council Resolution
Additional late fee for unpaid balance effective on the 20 <sup>th</sup> of the month	To be established by Town Council Resolution
Residential Reconnect Fee (for reconnections that occur after 4:30 p.m. on the 20 <sup>th</sup> of the month)	To be established by Town Council Resolution
Commercial Reconnect Fee (for reconnections that occur after 4:30 p.m. on the 20 <sup>th</sup> of the month)	To be established by Town Council Resolution
Residential Drop-In Meter Box Fee	To be established by Town Council Resolution
Residential Metal Meter Box Fee	To be established by Town Council Resolution
Commercial Metal Meter Box Fee	To be established by Town Council Resolution
Residential Bulk Water - Crew Set Up Fee	To be established by Town Council Resolution
Commercial Bulk Water – Crew Set Up Fee	To be established by Town Council Resolution

Bulk Water Fee (for 0 to 3,000 Gallons of Water)	To be established by Town Council Resolution
Bulk Water Fee (for each additional 1,000 Gallons of Water above 3,000 Gallons of Water)	To be established by Town Council Resolution
Water Tap Fee 3/4" Residential	To be established by Town Council Resolution
Water Tap Fee 1" Commercial	To be established by Town Council Resolution
Water Tap Fee 1 1/2" Commercial	To be established by Town Council Resolution
Water Tap Fee 2" Commercial	To be established by Town Council Resolution
Water Tap Fee 4" Commercial	To be established by Town Council Resolution
Water Tap Fee 6" Commercial	To be established by Town Council Resolution
Water Tap Fee 8" Commercial	To be established by Town Council Resolution
Sewer Tap Fee 4" Residential	To be established by Town Council Resolution
Sewer Tap Fee 4" Commercial	To be established by Town Council Resolution
Sewer Tap Fee 6" Residential	To be established by Town Council

	Resolution
Sewer Tap Fee 6" Commercial	To be established by Town Council Resolution

**Section 3. SEVERABILITY.**

Should any section, paragraph, clause or provision of this Ordinance for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

**Section 4. REPEALER.**

All ordinances or resolutions or parts thereof, inconsistent with the provisions of this Ordinance are hereby repealed to the extent only of such inconsistency or conflict. This repealer shall not be construed to revive any ordinance or resolution or part thereof, heretofore repealed.

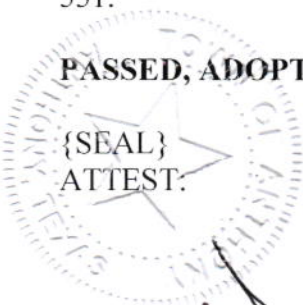
**Section 5. EFFECTIVE DATE.**

This ordinance shall be effective as provided by law.

**Section 6. PROPER NOTICE & MEETING.**

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code 551.

**PASSED, ADOPTED AND APPROVED THIS 10 DAY OF APRIL, 2023.**



*[Handwritten signature of Valerie Armendariz]*

**Valerie Armendariz, MPA  
Town Clerk, CFO**

**APPROVED:**

*[Handwritten signature of Benjamin Romero]*  
**Benjamin Romero  
Mayor**

**ROLL CALL VOTE:**

- Mayor Pro-Tem Louis Alfaro
- Councilor Shawn Weeks
- Councilor Eddie Chavez
- Councilor Jose Garcia
- Councilor Soledad Flores

*yes*  
*yes*  
*yes*  
*yes*  
*yes*