

(First published in *Basehor Sentinel* on January 31, 2008)

ORDINANCE NO. 524

AN ORDINANCE REPEALING 5.04MP AND 5.05MP OF THE MUNICIPAL POLICY AND CREATING AN ORDINANCE AMENDING ARTICLE XV, UTILITIES, ARTICLE 15-238 AND 15-240 OF THE CODE OF THE CITY OF BASEHOR, KANSAS

Section 1. Section 15, Article 2 of the Code of the city of Basehor provides that monthly sewerage treatment charges and connection fees shall be established by written policy of the governing body.

15-239. SEWER SERVICE CHARGE. (a) As of May 1, 2008, the individual monthly charge for sewage treatment will be \$7.38 per thousand gallons of water consumed, based on the average water consumption of the months of December 2007, January 2008, and February 2008. Monthly water consumption records will be obtained by the city from Consolidated Rural Water District No. 1, Suburban Water Company, or any other water provider.

(b) Commencing January 1, 2008, the average water consumption shall be based upon the average of the water consumed for the month of December of the previous year and the months of January and February of the current year. Each year thereafter, the average usage will be calculated utilizing the historical data in the same manner. Monthly billing changes will be effective May 1st of each year.

(c) In the event that a customer establishes from reasonable evidence that the three month average is not representative of their actual usage, then the billing clerk with the consent of the city administrator is authorized to recalculate the appropriate usage based upon the information provided. Adjustments shall not be retroactive and will take effect with the next monthly billing cycle. No adjustments to utility accounts shall be made until the customer's account is paid in full.

(d) Units that water consumption records may not be available for all of the months of December, January and February, may be charged, based on the average of one to three months preceding or following these months.

(e) Units that are connected to the sewer system after the effective date, or units that do not receive water service from Consolidated Rural Water District No. 1 or Suburban Water Company, or units that water usage records are otherwise not available, shall be assigned an average monthly water consumption of 6,350 gallons, until an actual average can be determined or the unit may be charged on a per capita basis of 100 gallon per day per occupant.

(f) The monthly charge for new units that will significantly exceed the monthly average of 6,350 gallons may be based on actual water usage, on a month-to-month basis, until an accurate average can be determined.

(g) There will be a minimum charge of \$9.71 per month and increase 2.5% effective May 1, 2008. Units that are vacant will be charged the minimum fee for each month they are vacant.

(Ord. 333, Sec. 3:7)

15-240

CONNECTION FEES: Each individual unit connected to the city wastewater system shall be charged a connection fee at the time a building permit is issued for construction of the unit, or upon connection to the wastewater system in the case of existing units. In the case of multi-unit buildings, a separate fee shall be charged for each separate unit. Effective January 1, 2008 the connection fee shall be \$2,950. The fee shall be increased by \$250 annually, effective each January 1st.

(a) Development approved outside the city prior to the effective date of this policy, shall be permitted to connect to the city's wastewater system, upon approval of the city council. The connection fees and the monthly wastewater treatment fees for such development that remains outside of the city, after connection, shall be 125% of the established rates. The connection fee shall be charged at the time a building permit is issued for construction of the unit, or upon connection to the wastewater system, in the case of existing units.

(b) Development approved outside the city after February 28, 2005 shall be permitted to connect to the city's wastewater system, upon approval of the city council. The connection fees and the monthly wastewater treatment fees for such development that remains outside of the city, after connection, shall be 150% of the established rates. The connection fee shall be charged at the time of building permit is issued for construction of the unit, or upon connection to the wastewater system, in the case of existing units.

Section 2. This ordinance shall repeal Municipal Policy 5.04MP and 5.05MP and Section 15-239 and 240 and Section 1:2 of Ordinance 221, Section 1:3 of Ordinance 309, Sections 15-239 and 240 of Ordinance 333 in its entirety.

Section 3. This ordinance shall be in full force and effective from and after its passage and publication in the official city newspaper.

Approved by the City Council this 10th day of January, 2008.

Approved by the Mayor this 10th day of January, 2008.



Mayor Chris Garcia

Attest:


Mary A. Mogle, City Clerk