

ORDINANCE NO. 11-O-2021-2022

ORDINANCE AMENDING CHAPTER 3-5 OF TITLE III OF THE CITY CODE OF THE CITY OF STORM LAKE, IOWA, TITLED AWATER RATES,@ TO PROVIDE FOR NEW RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL WATER RATES AND NEW MINIMUM RATES

WHEREAS, the City's water rates, set out in Section 3-5-1 in Chapter 3-5 of the City Code, for annual periods from 2016 through the present, need to be adjusted to reflect current costs and expenses; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF STORM LAKE, IOWA:

SECTION 1: AMENDMENTS TO SECTION 3-5-1: Chapter 3-5 of Title III of the City Code of the City of Storm Lake, Iowa, is hereby amended by striking Sections 3-5-1 of such Chapter and substituting in lieu thereof the following new Sections 3-5-1:

Section 3-5-1 Water Rates

a. Effective for billings made on or after July 1, 2021 and before July 1, 2022 water shall be furnished to consumers at the following monthly rates, per meter:

(A) Residential Rate:

A base rate of \$14.53 for the first 1,500 gallons
\$4.35 per 1,000 gallons for all water used in excess of 1,500 gallons

(B) Commercial and Industrial rates:

A base rate of \$14.53 for the first 1,500 gallons
\$4.35 per 1,000 gallons for the next 8,500 gallons.
\$3.14 per 1,000 gallons for the next 150,000 gallons.
\$3.00 per 1,000 gallons for the next 840,000 gallons.
\$3.55 per 1,000 gallons for all water used in excess of 1,000,000 gallons.

Effective for billings made on or after July 1, 2022, water shall be furnished to consumers at the following monthly rates, per meter:

(A) Residential Rate:

A base rate of \$15.26 for the first 1,500 gallons
\$4.57 per 1,000 gallons for all water used in excess of 1,500 gallons

(B) Commercial and Industrial rates:

A base rate of \$15.26 for the first 1,500 gallons
\$4.57 per 1,000 gallons for the next 8,500 gallons.

\$3.30 per 1,000 gallons for the next 150,000 gallons.
\$3.15 per 1,000 gallons for the next 840,000 gallons.
\$3.73 per 1,000 gallons for all water used in excess of 1,000,000 gallons.

b. The City Council may, by written contract, provide for commercial and industrial rates that are at variance with those set forth above if those same contracts provide long term guarantees that minimum payments will be made to the city to cover future bonded indebtedness during the term of the contract.

c. If a single meter serves a property or area containing one or more multiple dwellings, or an area or property with several residential dwellings, the residential rate shall apply.

d. If a single meter serves an area or property that is used for both residential purposes and for commercial and industrial purposes, the rate for the use that constitutes the majority of the consumption of water shall be used; or, the City Council may order that separate meters be installed to measure the water consumed by each such use.

e. Effective July 1, 2021, the minimum rate for each user of 1,500 gallons or less shall be \$14.53 per month, per user; and effective July 1, 2022, the minimum rate for each user of 1,500 gallons or less shall be \$15.26 per month, per user. If a single meter shall serve more than one dwelling unit, commercial user, or industrial user, the minimum rate shall be increased by a factor equal to the total number of such units or users being served. As used herein, a dwelling includes separate apartments, condominiums, mobile homes or distinct portions of a duplex or multi-family dwelling, but it does not include dormitory rooms, hotel rooms, motel rooms or boarding rooms without separate kitchen and bath facilities.

f. A Residential Consumer shall be charged the Residential Rates specified above. A Commercial Consumer and an Industrial Consumer shall each be charged the Commercial and Industrial Rates specified above. For purposed of this Section 3-5-1, the following definitions apply:

1. "RESIDENTIAL CONSUMER": A consumer purchasing water for single or multi-family dwelling units whether or not such units are used exclusively for family living purposes.

2. "COMMERCIAL CONSUMER": A consumer purchasing water who does not qualify as a residential consumer and whose average monthly consumption, computed on an annual basis, is less than one hundred sixty thousand (160,000) gallons per month.

3. "INDUSTRIAL CONSUMERS": A consumer purchasing water who does not qualify as a residential consumer and whose average monthly consumption, computed on an annual basis, is more than one hundred sixty thousand (160,000) gallons per month.

SECTION 2. REPEALER: All ordinances or parts of ordinances of the City of Storm

Lake, Iowa in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. SAVINGS CLAUSE: If any section, provision, sentence, clause, phrase, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any provision, section, subsection, sentence, clause, phrase, or part thereof not adjudged invalid or unconstitutional.

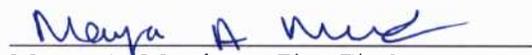
SECTION 4. EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED AND APPROVED this 6th day of June, 2022.



Michael Porsch, Mayor

ATTEST:



Mayra A. Martinez, City Clerk