

ORDINANCE NO. 24-11

ORDINANCE OF SOUTH OGDEN CITY AMENDING THE CITY'S CONSOLIDATED FEE SCHEDULE FOR AN INCREASE IN CULINARY WATER RATES; MAKING NECESSARY CLERICAL CHANGES; AND PROVIDING AN EFFECTIVE DATE

SECTION I – RECITALS

WHEREAS, the City of South Ogden (“City”) is a municipal corporation duly organized and existing under the laws of Utah; and,

WHEREAS, the City Council finds that in conformance with UC §10-3-702, the governing body of the city may pass any ordinance to regulate, require, prohibit, govern, control or supervise any activity, business, conduct or condition authorized by State law or any other provision of law; and,

WHEREAS, the City Council finds that one of the main responsibilities of a City is to provide clean, safe water to its residents; and,

WHEREAS, the City Council finds that in order to provide clean, safe water to its residents, it must, from time to time, provide the means to repair and/or replace the water infrastructure within the City; and,

WHEREAS, the City Council finds that to responsibly plan for the maintenance and upkeep of the water infrastructure, a Culinary Water Capital Facilities Plan has been created; and,

WHEREAS, the City Council finds that in order to help pay for and complete the projects outlined in the Culinary Water Capital Facilities Plan it must raise the Culinary Water Rates; and,

WHEREAS, the City Council finds that the increased revenues received from an increase in the Culinary Water Rates can only be used to build, replace, or maintain water infrastructure systems; and,

WHEREAS, the City Council finds that the continual public health and safety of residents requires the administrative action now taken by the City,

THEREFORE, BE IT ORDAINED by the City of South Ogden that:

SECTION II - AMENDMENT OF THE CITY'S CONSOLIDATED FEE ORDINANCE & FEE SCHEDULE

The City's Consolidated Fee Schedule is amended to incorporate those changes as discussed above and the same are adopted as a part of, and will constitute their respective part of, the official fee schedule for South Ogden City shown as **Attachment “A”**, made a part by this reference and as then set out in the full

Consolidated Fee Schedule.

SECTION III - PRIOR ORDINANCES AND RESOLUTIONS

That the above fees, where they may have been taken from prior City Ordinances and Resolutions, are listed here for centralization and convenience; and that the body and substance of those prior Ordinances and Resolutions, with their specific provisions, where not otherwise in conflict with this Ordinance, are reaffirmed and readopted.

SECTION IV - REPEALER OF CONFLICTING ENACTMENTS

All orders, ordinances and resolutions regarding the changes enacted and adopted which have been adopted by the City, or parts, which conflict with this Ordinance, are, for such conflict, repealed, except this repeal will not be construed to revive any act, order or resolution, or part, repealed.

SECTION V - SAVINGS CLAUSE

If any provision of this Ordinance be held or deemed, or shall be invalid, inoperative or unenforceable such will not render any other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed the separate independent and severable act of the City Council of South Ogden City.

SECTION VI - DATE OF EFFECT

This Ordinance will be effective on the _____, and after publication or posting as required by law.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF SOUTH OGDEN CITY,
STATE OF UTAH**, on this 17th day of September, 2024.

SOUTH OGDEN, a municipal corporation

Mayor Russell Porter

ATTESTED:

Leesa Kapetanov, MMC
City Recorder

ATTACHMENT "A"

ORDINANCE NO. 24-11

**Ordinance Of South Ogden City Amending The City's Consolidated Fee Schedule For
An Increase In Culinary Water Rates; Making Necessary Clerical Changes; And
Providing An Effective Date**

20 Sep 24

Water Fees

The water and sewer rates include a fixed base charge, plus an additional amount based on actual water usage. The base fee will be charged monthly regardless of whether any usage takes place.

Water/Sewer Rates* Last amended ~~Oct. 17, 2023~~ <u>September 17, 2024</u> by Ordinance ~~23-18~~ <u>24-11</u>					
	WATER USAGE PRICE RATE PER LEVEL		SEWER USAGE PRICE RATE PER LEVEL	WATER BASE FEE	SEWER BASE FEE
WATER USAGE LEVELS	RATE PER 1,000 GALLONS	SEWER USAGE LEVELS	RATE PER 1,000 GALLONS	\$ ~~14.33~~ <u>16.02</u>	\$ 16.05
0- 3,999 Gals.	\$ 1.43	0- 3,999 Gals.	\$ 1.14		
4,000- 7,999 Gals.	\$ ~~3.50~~ <u>3.92</u>	4,000+ Gals.	\$ 4.77		
8,000-10,999 Gals.	\$ ~~4.14~~ <u>4.64</u>				
11,000- 15,999 Gals.	\$ ~~4.76~~ <u>5.33</u>				
16,000+ Gals.	\$ ~~5.09~~ <u>5.70</u>				

* Policy Adjustment: During the months of November through the following April, culinary water consumption will be metered, and a monthly average from that usage will be calculated and used to determine the customer's sewer fees for the months of **May** through **October**. The billing for actual consumption of culinary water, and the rates charged for that consumption, will not change.

(This policy adjustment adopted 04 October 11 and "June through October" Amended to "May through October" 07 Aug 12)