

ORDINANCE NO. 2018-01-15-01

AN ORDINANCE AMENDING ORDINANCE NO. 2017-11-20-02 RELATING TO DAMAGING THE CITY'S WATER SYSTEM; PROVIDING FOR REIMBURSEMENT FOR REPAIR OF DAMAGE TO THE CITY'S WATER SYSTEM; PROVIDING FOR SEVERABILITY; AND DIRECTING PUBLICATION OF THE ORDINANCE CAPTION

WHEREAS, the City of Gunter owns and operates a municipal water system; and

WHEREAS, the City of Gunter recognizes that accidental or intentional damage to the city's water system poses a health and safety danger to water customers of the city; and

WHEREAS, the City does not currently have adequate legal remedies addressing the health and safety dangers associated with damage to the city's water system;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GUNTER, TEXAS, THAT:

Section 1: Cost of accidental or intentional damage to city water system to be reimbursed

Ordinance No. 2017-11-20-02 is hereby amended by adding a new Section 3 as follows:

Section 3: Accidental or intentional damage to city water system

In instances where damage to the city's water system has occurred due to tampering with, injuring, damaging or defacing any component of the city's water system including but not limited to valves, meters, meter boxes, lids, hydrants, lines, pump stations, ground storage tanks, elevated storage tanks, stopcock, standpipe, public fountain, or other fixture or appliance belonging to the city's water system, any necessary repairs, as determined by the city, shall be made by the city or its contractor and the charges therefor shall be paid by the consumer. The rules for paying such charges shall be the same as the rules for payment of water or sanitary sewer service.

Subsequent sections of Ordinance No. 2017-11-20-02 shall be renumbered accordingly.

Section 2: Finding of sufficient notice

The City Council does hereby find and declare that sufficient written notice of the date, hour, place and subject of the meeting adopting this Ordinance was posted at a designated place convenient to the public for the time required by law preceding the meeting, that such place of posting was readily accessible at all times to the general public, and that all of the foregoing was done as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and posting thereof.


Section 3: Severability

Should any paragraph, sentence, clause, phrase or work of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected.

Section 4: Publication authorized

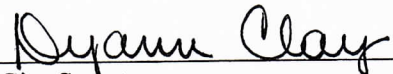
The City Secretary is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative method of publication provided by law.

PASSED AND APPROVED by the City Council on this the 15th day of January, 2018.



Mayor
City of Gunter, Texas

ATTEST



City Secretary
City of Gunter, Texas