

ORDINANCE NO, A- 410

AN ORDINANCE ESTABLISHING WATER RATES
FOR CONSUMERS SITUATED OUTSIDE THE
CORPORATE LIMITS OF THE CITY OF CONWAY;
REQUIRING INSTALLATION OF METER;
ESTABLISHING A METER RENTAL CHARGE ;
ESTABLISHING MINIMUM MONTHLY BILLINGS ;
DECLARING AN EMERGENCY; AND FOR OTHER
PURPOSES,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

SECTION ONE (1). It is hereby declared to be the policy of the City of Conway, Arkansas, that, since it can furnish water from its municipal water system to premises outside the City only so long as a surplus of water from such system exists, it is a privilege for persons, firms and corporations owning lands, property and premises situated outside the corporate limits of the City of Conway to be permitted to obtain water service of and from the City's municipal water system to such property. Therefore, any such person, firm or corporation desiring to obtain such water shall be permitted to do so only upon compliance with the ordinances, rules and regulations which may be now or hereafter adopted by said City. And the City Council of the City of Conway is hereby authorized to promulgate all such reasonable and lawful rules and regulations as may be determined to be necessary or appropriate,

SECTION TWO (2). From and after the effective date of this Ordinance, as hereinafter set out, no water shall be supplied by or from the municipal water system of the City of Conway, Arkansas to lands, property or premises situated outside the corporate limits of said City unless and until the person, firm or corporation desiring such water service shall have made application to the City for such service upon the form which may be now or hereafter provided by the City. At the same time such person, firm or corporation desiring to obtain such water service and connection shall pay to the City, or its authorized representative or agent, a deposit in such sum as is now or may be hereafter set for connection with the municipal water system by customers of such system whose property to be served thereby is situated within the corporate limits of said

City, Upon payment of such deposit the City or its agent or representative shall issue to such applicant a receipt showing the date such deposit is paid and the purpose therefor, which receipt shall also constitute a permit for obtaining such service, Upon discontinuance of service at the premises described in the application the amount so deposited shall be refunded to the person, firm or corporation holding said receipt, Upon payment of such deposit, as aforesaid, the City, or its duly authorized agent shall install at or near the property line of such applicant a proper meter for the purpose of measuring the water consumed or furnished to such property, land or premises. Such meter shall be and remain the property of the City and it shall be unlawful for any person other than the proper agents of the City to tamper with the same, For such meter and the use thereof such customer shall pay a monthly rental in the amount and at the time set forth in Section Three (3) of this Ordinance, The City and its agents shall have the right at all times to enter upon all lands and premises to which water from said municipal system is furnished or consumed for the purpose of reading, servicing, repairing and/or replacing such meter, If any such meter shall have been tampered with, altered or damaged in any manner so as to cause an erroneous measurement of the water passing through the same, the City shall have the right to refuse further water service to the customer to whom or to which said meter has been rented for such time as the City or its authorized agent may determine, and the City shall be entitled to collect from such customer any and all expenses incurred by the City by reason thereof, Any person, whether a consumer or customer or otherwise who tampers with, damages or destroys any meter in service shall be guilty of a misdemeanor and shall be punished as is set forth in Section Seven (7) of this Ordinance,

SECTION THREE (3) The City Council does hereby fix the following monthly service charges for water furnished by or obtained from

the municipal waterworks system to lands, property or premises situated outside the corporate limits of the City of Conway, to-wit:

WATER RATES, PER MONTH

First	20,000	gallons @	\$0.95	per 1000	gallons
Next	30,000	gallons @	0.90	per 1000	gallons
Next	50,000	gallons @	0.85	per 1000	gallons
Next	50,000	gallons @	0.70	per 1000	gallons
Next	150,000	gallons @	0.45	per 1000	gallons
Next	200,000	gallons @	0.39	per 1000	gallons
All over	500,000	gallons @	0.36	per 1000	gallons

Minimum charge for a premise being served by a 5/8-inch meter shall be \$2.50 per month. All consumers shall be upon a meter service, and in addition to the minimum charge there shall be rental charge on the meter of 45¢ per month, to be paid with the water bill,

Each separate unit in an apartment house shall be considered a separate consumer and shall be billed according to the above schedule,

Bills shall be rendered monthly, and if not paid by the tenth day after the date of rendition, a penalty of 10% of the total charge shall be added to the charges. If the bill is not paid within thirty days after the date of rendition, the water service to the delinquent property shall be discontinued and shall not be restored until all delinquent charges have been paid, plus a charge of \$1.50 for the cost of reconnecting the service.

SECTION FOUR (4). The rates set out in Section Three (3) above, shall become effective with the bills rendered on and after May 1st, 1964.

SECTION FIVE (5). The provisions of this Ordinance shall be enforced by the Conway Corporation so long as it shall continue to be the operator of the municipal water system under its contract with the City of Conway,

SECTION SIX (6). Any person, firm or corporation who shall make or attempt to make any connection with any water line for the purposes of obtaining water of or from the municipal water system without first making application and paying the deposit hereinabove specified shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as set forth in Section Seven (7) hereof, and all persons aiding in the making of any such connection either as a prospective

user of the service, or a plumber in the employ of such prospective user, or the employee, agent or servant of such prospective user or plumber, shall be guilty of a misdemeanor and shall be punished as hereinafter set out,

SECTION SEVEN (7). Any person, firm or corporation violating Sections Two (2) and/or Six (6) hereof, shall, upon conviction, be fined in any sum not less than \$10.00 nor more than \$50.00.

SECTION EIGHT (8). Should any word, phrase, clause, sentence or other provision of this Ordinance be by a court of competent jurisdiction declared to be unconstitutional, or for any other reason be declared void, all other portions of this Ordinance no so declared void or unconstitutional shall be and remain in full force and effect,

SECTION NINE (9). It is ascertained and declared that the increased cost of furnishing water to consumers upon premises outside the corporate limits of the City of Conway is imposing an undue burden upon said City, and upon the inhabitants of the City and is contrary to the welfare of the citizens of the City; that by reason thereof an emergency exists and this ordinance, being necessary for the immediate preservation of the public welfare, shall take effect and be in force from and after its passage and publication.

PASSED: March 10th, 1964,

APPROVED : _____
Mayor

ATTEST: _____
City Clerk