

ORDINANCE NO 2024-5.2

AN ORDINANCE OF THE CITY OF BENNET, LANCASTER COUNTY, NEBRASKA, TO AMEND § 52.02 OF THE CODE OF BENNET TO IMPOSE AN EXCESS RATE ON WATER USAGE OVER 20,000 GALLONS PER MONTH; TO PROVIDE A GOOD CAUSE WAIVER PROVISION; TO PROVIDE A ONE-TIME SOD WAIVER PROVISION; TO PROVIDE A CREDIT FOR USERS WHO INSTALL NEW OR REPLACEMENT RAIN SENSORS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR PUBLICATION; AND TO PROVIDE AN EFFECTIVE DATE

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BENNET, LANCASTER COUNTY, NEBRASKA:

Section 1. Section 52.02 of the City Code relating to water rates is amended as follows:

§ 52.02 RATES.

All water consumers shall pay the following rates for the use of water from the Water Department.

(A) *Residential rate.*

- (1) The residential rate shall be applicable when the building, premises or place receiving water service is located within the corporate limits of the city and is used for dwelling or family living purposes.
- (2) The residential water rate shall be a minimum of \$28.50 per calendar month plus, \$5.60 per 1,000 gallons of water or any portion thereof used during the month, up to 20,000 gallons, and an excess rate of \$25.00 per 1,000 gallons of water or any portion thereof used in excess of 20,000 gallons during the month, or an amount set by separate resolution.

(B) *Non-residential rate.*

- (1) The non-residential rate shall be applicable when the building, premises or place receiving water service is located within the corporate limits of the city and is used for commercial, industrial, institutional or other non-residential purposes.
- (2) The non-residential water rate shall be a minimum of \$28.50 per calendar month plus \$5.60 per 1,000 gallons of water or any portion thereof used during the month, or any amount set by separate resolution.

(C) *Non-resident rate.*

- (1) The non-resident rate shall be applicable to all buildings, premises, or place receiving water service from the city which are located outside the corporate limits of the city.
- (2) The non-resident water rate shall be a minimum of \$34.50 per calendar month plus \$5.60 per 1,000 gallons or any portion thereof used during the month, up to 20,000 gallons, and an excess rate of \$25.00 per 1,000 gallons of water or any

portion thereof used in excess of 20,000 gallons during the month, or an amount set by separate resolution.

(D) *Bulk rate.*

- (1) The bulk rate shall be applicable to those persons or entities who occasionally purchase water from the city after obtaining a permit to do so from Utilities Superintendent or City Clerk/Treasurer.
- (2) The recipient must make a refundable deposit of \$500.00 to the City. Upon the return of the water meter provided by the City, the deposit shall be refunded to the recipient. Additionally, \$48.00 is due for the first 1,000 gallons of water plus \$5 per additional 1,000 gallons of water or any portion thereof, or any amount set by separate resolution.

(E) Waivers / Credits.

- (1) A consumer may request a waiver of the excess rate, for good cause shown by proper documentation, for unexpected, non-irrigation overages (e.g., leaks).
- (2) A consumer may request a one-time waiver of the excess rate upon issuance of a sod permit, not to exceed 50,000 gallons of water usage.
- (3) A consumer may request a one-time credit in the amount of \$150.00 upon documentation showing installation of a new or replacement rain sensor installed by a licensed irrigation contractor.

Section 2. Any conflicting ordinances or parts thereof are hereby repealed.

Section 3. This Ordinance shall take effect and be in full force on August 1, 2024, following its passage, approval, and publication or posting as required by law.

SUSPEND
READINGS
(3/4 VOTE) _____

	FIRST READING	_____
	SECOND READING	_____
	THIRD READING	_____

PASSED AND APPROVED THIS _____ DAY OF _____ 2024.

Michele Lincoln, City Clerk

Ryan Cheney, Mayor