

**ORDINANCE No. 2015-174  
CITY OF SHOREACRES, TEXAS**

AN ORDINANCE AMENDING THE SHOREACRES CITY CODE PROVIDING FOR DISCONTINUATION AND DISCONNECTION OF UTILITY SERVICES; CONTAINING A SEVERABILITY CLAUSE; MAKING VARIOUS FINDINGS AND PROVISIONS RELATING TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHOREACRES:

That, the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct; and,

That if any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance; and,

That the City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public 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 the contents and posting thereof.

That Chapter 66, "Utilities" section 66-187 of the Shoreacres City Code of Ordinances, City of Shoreacres, Texas, is hereby amended to read as follows:

**Sec. 66-187. – Discontinuation of service.**

(a) The City of Shoreacres reserves the right to discontinue water and sewer service to any customer who is ten days delinquent in payment of any charges set out in this ordinance. Notice of the city's right to discontinue service is printed on all water bills and on all applications for water service. The city shall not be required to serve any additional notice(s) to a customer before service is discontinued. After service has been disconnected, the customer shall pay all delinquent amounts, a reconnection fee of \$25.00 and a utility deposit of \$100.00, if no such deposit exists or if a deposit in a lesser amount currently exists for the account before service will be reconnected by the city. If the service was discontinued for non-payment during the preceding twelve months the customer shall also pay any current non-delinquent amount due before the service is reconnected. Service shall be reconnected during the hours of 8:00 a.m. and 3:00 p.m., Monday through Friday, except for holidays. Customers shall not be permitted to reconnect service on their own.

(b) The city shall close the account of any customer whose service was discontinued for non-payment and has remained disconnected for 30 days. The utility deposit will be applied to the amount owed and the deposit balance, if any, refunded to the customer. Restoration of service will require a new application for service and a new utility deposit.

Severability Clause.

That is any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Shoreacres hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

This ordinance shall be effective immediately upon passage.

PASSED AND APPROVED this the 12th day of January 2015.



*[Signature]*  
Rick Moses, Mayor

ATTEST:

*[Signature]*  
David K. Stall, CFM  
City Secretary

M/2		Yea	Nay	N/V	Absent
	R. Moses	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	R. Adams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	B. Bunker	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
M	N. Schnell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Z	M. Wheeler	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	N. Moyer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Passed / Failed *[Signature]* 01.12.15  
David Stall, City Secretary - Date