

ORDINANCE NO. 2007-1

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS, REQUIRING INDIVIDUAL METERING FOR EACH RESIDENCE AND/OR COMMERCIAL ESTABLISHMENT SERVED BY THE CITY'S MUNICIPAL WATER SYSTEM; PROVIDING THAT ALL RESIDENCES AND/OR COMMERCIAL ESTABLISHMENT NOT SERVED BY AN INDIVIDUAL METER OBTAIN A METER FOR SUCH RESIDENCE AND/OR COMMERCIAL ESTABLISHMENT ON OR BEFORE THE EXPIRATION OF TEN DAYS FROM THE DATE OF NOTICE BY THE CITY; PROVIDING THAT A VIOLATION OF THIS ORDINANCE SHALL BE MISDEMEANOR PUNISHABLE BY FINE NOT TO EXCEED \$500.00; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY UPON ITS PASSAGE AND PUBLICATION.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS:

Section 1.

Each residence and/or Commercial Establishment within the corporate limits of the City that is served by the City's municipal water system shall have its own individual water meter, which shall monitor and meter the flow of water to such residence and/or Commercial Establishment. As used in this ordinance the term "residence" shall mean any structure, duplex unit, house, mobile home, manufactured home, or dwelling used for or intended to be used as a residence. As used in this ordinance the term "Commercial Establishment" shall mean any business.

Section 2.

Any residence and/or Commercial Establishment within the City which is served by the City's municipal water system, but does not have an individual meter monitoring and metering the flow of water to such residence and/or Commercial Establishment must, upon written notice to the occupant or occupants of such residence and/or Commercial Establishment by the City to do so, make application to the City and pay the prescribed meter fees charged by the City on or before the expiration of ten (10) days from the date of such notice. In the event that such application is not made and fees paid within the prescribed period of time, the City may give notice in writing to the individual through

whose meter service is being applied to such residence and/or Commercial Establishment that such service will be terminated unless an individual meter is obtained for the residence and/or Commercial Establishment receiving water through such individual's or entity's meter. If an individual meter is not obtained within the period set forth hereinabove, the City may terminate water service to such individual or entity.

Section 3.

Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction therefore shall be fined in an amount not to exceed \$500.00.

Section 4.

The terms and provisions of this ordinance shall be servable, and in the event that one or more of such provisions are found to be invalid, void, or unenforceable, the validity or enforceability of the remaining sections shall not be affected.

Section 5.

This ordinance shall be in full force and effect immediately upon its passage and publication.

PASSED this 6TH day of MARCH, 2007.


MAYOR, CITY OF CUMBY, TEXAS

ATTEST:


CITY SECRETARY