

ORDINANCE NO. 85-2

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS, REQUIRING INDIVIDUAL METERING FOR EACH RESIDENCE SERVED BY THE CITY'S MUNICIPAL WATER SYSTEM; PROVIDING THAT ALL RESIDENCES NOT SERVED BY AN INDIVIDUAL METER OBTAIN A METER FOR SUCH RESIDENCE ON OR BEFORE THE EXPIRATION OF NINETY 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 \$200.00; 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 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. 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.

Section 2.

Any residence 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 must, upon written notice to the occupant or occupants of such residence 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 ninety (90) 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 water service is being ~~supplied to such residence that such service will be terminated~~ unless an individual meter is obtained for the residence 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 \$200.00.


Section 4.

The terms and provisions of this ordinance shall be severable, 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.

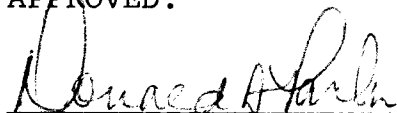
PASSED this 7th day of May, 19 85.


MAYOR, CITY OF CUMBY, TEXAS

ATTEST:


CITY SECRETARY

APPROVED:


CITY ATTORNEY