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ORDINANCE NO. 90-1

AN ORDINANCE APPROVING RATE SCHEDULES AND SERVICE REGULATIONS FOR TEXAS UTILITIES ELECTRIC COMPANY, PROVIDING AN EFFECTIVE DATE THEREFOR, PROVIDING CONDITIONS UNDER WHICH SUCH RATE SCHEDULES AND SERVICE REGULATIONS MAY BE CHANGED, MODIFIED, AMENDED OR WITHDRAWN, AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

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

SECTION 1. On January 16, 1990, Texas Utilities Electric Company filed with the Governing Body of this municipality and simultaneously with the Public Utility Commission of Texas a virtually identical Petition and Statement of Intent with proposed changes in the rate schedules and service regulations of said Company.

SECTION 2. The rate schedules and service regulations of Texas Utilities Electric Company approved and set by the Public Utility Commission of Texas pursuant to the Petition and Statement of Intent filed by said Company with the Public Utility Commission of Texas on January 16, 1990, are hereby approved as the rate schedules and service regulations under which said Company is authorized to render service and to collect charges from its customers for the sale of electric power and energy within the corporate limits of this municipality until such time as said rate schedules and service regulations may be changed, modified, amended or withdrawn with the approval of the Governing Body of this municipality.

SECTION 3. The aforesaid rate schedules and service regulations herein approved shall be effective from and after the date the Public Utility Commission of Texas orders said new rate schedules and service regulations effective for Texas Utilities Electric Company, provided that, in order to effect uniform systemwide rates, changed rates may be earlier placed in effect within this municipality to the same extent that changed rates are earlier placed in effect in all of the other areas served by Texas Utilities Electric Company but only pursuant to an order of the Public Utility Commission of Texas fixing interim rates or pursuant to a bond filed with the Public Utility Commission of Texas and subject to refund to the same extent as authorized by Section 43(e) of the Public Utility Regulatory Act.

SECTION 4. The filing of said rate schedules and service regulations shall constitute notice to the consumers of electricity, within this municipality, of the availability and application of such rate schedules and service regulations.

SECTION 5. Nothing in this Ordinance contained shall be construed now or hereafter as limiting or modifying in any manner, the right and power of the Governing Body of this municipality under the law to regulate the rates, operations, and services of Texas Utilities Electric Company.

SECTION 6. It is hereby officially found and determined that the meeting at which this Ordinance is passed is open to the public and as required by law and that public notice of the time, place and purpose of said meeting was given as required.

PASSED AND APPROVED at a Regular Meeting of the City Council of the City of Cumby, Texas, on this the 6 day of February, 1990.

W. B. Burt
Mayor

ATTEST:

Carla Petty
Secretary