

CITY OF HIGHLAND HAVEN, TEXAS
ORDINANCE #068, REVISION 12
August 6, 2024

AN ORDINANCE OF THE CITY OF HIGHLAND HAVEN, TEXAS, ESTABLISHING BILLING PROCEDURES, RATES, CROSS-CONNECTION AND BACKFLOW PREVENTION AND FEES FOR THE HIGHLAND HAVEN WATER SYSTEM; THIS REVISION 11 PROVIDES FOR UPDATES TO RATES AND CHARGES; PROVIDING FOR ENFORCEMENT AND PROVIDING FOR SEVERABILITY; PROVIDING FOR AN OPEN MEETING AND EFFECTIVE DATE.

WHEREAS, the City of Highland Haven (“City”) purchased certain property from Highland Utilities and Burriss Water Management in June 2009; and

WHEREAS, the public health, safety and welfare, requires the adoption and enforcement of codes governing the provision of public utilities and services within the City;

WHEREAS, the provision of water services for the residents of the City is necessary for the public health of the citizens and the protection of the environment and natural resources of the City;

WHEREAS, it is necessary to establish fees and charges for the purpose of recovering the costs and expenses of providing water utility services to customers of the City or those the City has specifically entered into agreements with outside the City;

WHEREAS, the rates and fees have been modified at various times since the City purchased the water utility and the Board of Aldermen have reviewed the rates and charges and agree that such rates need to be modified to cover the basic costs of utility services for both those within the City limits and those who are provided service outside the City’s limits;

WHEREAS, a public hearing for a rate change was held as part of the fiscal year 2024-2025 Budget;

WHEREAS, a public hearing for a rate change for Camp Champions was also held as part of the fiscal year 2024-2025 Budget; and

WHEREAS, following the public hearings on the rates and charges, the Board of Aldermen finds that it is appropriate for the costs and expenses for providing utility services to be funded by an increase in user rates and fees collected from persons and entities receiving the benefit of such services as well as the additional protections that are necessary to ensure that the utility services remain healthy and up to the standards required;

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND HAVEN, TEXAS THAT:

Section 1. Findings of Fact. The findings and recitations set out in the preamble of this Ordinance are found to be true and correct, and that they are hereby adopted by the Board of Aldermen and

made a part hereof for all purposes. It is further found that collection of the fees provided herein is necessary to fund water services and provide for the public health and safety.

Section 2. Amendment of Rates and Fees. The following Highland Haven Water System rates and fees set out in Exhibit “A,” attached hereto and incorporated herein for all purposes are amended and established.

Section 3. Amendment of Conflicting Ordinances. The above-referenced sections of the Ordinances are hereby amended as provided in this Ordinance. All parts of ordinances in conflict herewith are hereby amended to the extent of such conflict only. To the extent of a conflict between this Ordinance and another ordinance of the City, this Ordinance shall control.

Section 4. Savings Clause. All rights and remedies of the City are expressly saved as to any and all violations of the provisions of any ordinances affecting utilities and utility fees which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

Section 5 Effective Dates. This Ordinance and the fees set forth herein shall be in full force and effect for the January 2025 billing cycle with bills due February 2025 after final passage and publication in the manner required by the Texas Local Government Code.

Section 6. Severability. It is hereby declared to be the intention of the Board of Aldermen that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any section, paragraph, sentence, clause or phrase of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses and phrases of this Ordinance, since the same would have been enacted by the Board of Aldermen without the incorporation in this Ordinance of any such invalid section, paragraph, sentence, clause or phrase. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of this Ordinance are declared to be severable.

Section 7. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

PASSED AND APPROVED this the 6th day of August 2024, during a scheduled meeting by the Board of Aldermen of the City of Highland Haven, Texas.

Olan Kelley
Olan Kelley, Mayor

Attest:

Lezley Baum
Lezley Baum, City Secretary

Approved as to Form:

Barbra Boulware-Wells
Barbara Boulware-Wells, City Attorney



**Ordinance # 068
Highland Haven Water Fees
Effective January 2025
Exhibit "A"**

FEES	2025 Rates	Notes
Tap Fees		
5/8"	6,000.00	
Meters larger than 5/8"	8,000.00	
Tap Install Street Cut Fee	2,000.00	
New/Transfer Service Application Fee		
New/Transfer Service Application Fee	100.00	non-refundable
Deposit	250.00	
Out of Town Base Water Rate/Month Usage		
0-2000 Gals	64.00	
Highland Haven Base Water Rate/Month Usage		
0-2000 Gals	59.00	
Water Use Rate per 1000 gallons plus Base Water Rate		
2001-5000	\$5.50	
5001-10000	\$5.75	
10001-15000	\$6.00	
15001-20000	\$6.25	
20001-25000	\$8.25	
25001 and above	\$9.25	
Camp Champion Base Water Rate/Month Usage		
0-250,000	\$2,250.00	
Camp Champion Water Use Rate per 1000 gallons used		
250,001 and above	\$10.00	
Other Fees		
Late Fee	\$10 or 10%	Late Fee is applied to any bill not paid by the 15th of the month
Disconnect Fee	\$150.00	Service Disconnect is ordered on the 26th of the month for any unpaid account and Disconnect Fee is applied to account.
Reconnect Fee	\$150.00	
Return Check Fee	\$35.00	Plus Bank Charges
Customer Service Inspection Fee	Cost plus \$100	Required inspection for a new single family residence (SFR), major remodeling of a SFR and SFR's where a cross connection with another water source has been found.
Technical Service Fee	Cost plus \$100	Required for managerial, technical, or consultancy services.
Meter Re-Read Fee	\$100.00	Meter Re-Read Fee is applied if property owner requests this service and problem is found on the owners side of meter
Meter Flow Test Fee	\$100.00	Meter Flow Test Fee is applied if property owner requests this service and problem is found on the owners side of meter
Meter Calibration Test Fee	Cost plus \$100	Meter Calibration Test Fee is applied if property owner requests this service and problem is found on the owners side of meter
Meter Relocation Fee	Cost plus \$100	Meter Relocation Fee is applied if property owner requests this service
Leak Check Fee	\$100.00	Leak Check Fee is applied if property owner requests this service and leak is found on owners side of meter
Pressure Test Fee	\$100.00	Pressure Test Fee is applied if property owner requests this service and problem is found on owners side of meter.
Highland Haven Water System Policies		
* Property Owner is responsible for any outstanding water bills for a rental home		
* Water service will be immediately disconnected if cross-connection to another water source is found. Property owner will be charged the Disconnect Fee.		