

AN ORDINANCE OF THE CITY OF NEOSHO, MISSOURI, PROVIDING FOR THE AMENDMENT OF CODE SECTIONS 710.010, 710.020, AND 710.030; AND THE REPEAL OF CODE SECTION 710.110; ALL WITHIN CHAPTER 710, WATER, OF THE CITY CODE OF ORDINANCES, CITY OF NEOSHO, MISSOURI; AND DECLARING CODE SECTION 710.110 TO BE NULL AND VOID AND OF NO EFFECT.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEOSHO, MISSOURI, AS FOLLOWS:

SECTION 1. That Sections 710.010, 710.020, and 710.030 of the Code of Ordinances, City of Neosho, Missouri is hereby amended as follows:

CHAPTER 710: WATER

ARTICLE I. GENERALLY

SECTION 710.010: CONTRACT FOR SERVICE—GENERALLY—APPLICATION FOR METERED SERVICE

Each consumer of City water shall make application for metered service in person or by telephone at the business office of the City Combined Waterworks and Sewerage System. The Finance Director shall have authority to prescribe the form of application which may be changed from time to time without notice. The Finance Director shall have authority to approve or deny any application so long as such determination is made pursuant to the City Code, reasonable and customary utility business practices, and which further in no way discriminates for or against any applicant on the basis of age, race, disability or other characteristic which is protected by State or Federal Law. (Code 1962 §31-14; CC 1979 §30-129; Ord. No. 92-1 §30-129, 1-7-92)

SECTION 710.020: APPLICATION FOR SERVICE—TO BE EXCLUSIVE METHOD TO OBTAIN WATER SERVICE—TRANSFERABILITY— DISCONTINUANCE OF SERVICE

Water service by the City Combined Waterworks and Sewage System to all customers and users of City water shall be by application only, as provided by Section 710.010. Service granted under the application shall not be transferable to another customer or user, but may be transferred to and used in another location in the City by the customer or user by making application for such transfer in person or by telephone at the business office of the City Combined Waterworks and Sewage System and having the new address properly recorded. The customer's rights shall terminate at the time of service discontinuance, provided however, that the customer shall remain obligated for all payments related thereto as set forth in the Code as may be amended from time to time. (Code 1962 §31-15; CC 1979 §30-130; Ord. No. 92-1 §30-130, 1-7-92)

SECTION 710.030: SERVICE DEPOSITS

A. At the time of making application for water service as provided for by Section 710.010, the applicant shall be charged a non-refundable service application fee ("Service Fee") in the amount of fifteen dollars (\$15.00). The Service Fee shall not be charged in the instance of transfers of service from one location within the City to another as provided for in Section 710.020. In addition to the Service Fee, prior to connection of service, applicant shall be required to pay the balance of any account still due and payable from prior service with the City, if any. If applicant has a history of non-payment with the City, in addition to the Service Fee and the payment of any prior balance, a security deposit will also be required to be paid prior to connection of service as follows:

Residential User with one prior instance of non-payment	\$100.00
Residential User with two or more prior instances of non-payment	\$150.00
Business User (meters 2 inches and under)	\$100.00
Industrial User (meters over 2 inches)	\$150.00

B. When a user transfers service to a new address, if the deposit is less than the amount required by the ordinance at that time, the user will be required to pay an additional deposit to meet current ordinance requirements.

C. Deposits will be refunded or applied to the account after twelve (12) consecutive months of timely payment and when the customer no longer has service with the City, to the extent that the final bill is less than the unapplied deposit balance.

D. All such meter deposits shall be separately accounted for in a meter deposit liability account within the water-sewer enterprise accounting system and such amount shall be reconciled monthly between the accounting system and the utility billing system. (Code 1962 §§31-15, 31-16; CC 1979 §30-131; Ord. No. 540 §2, 9-4-62; Ord. No. 1075 §1, 4-15-80; Ord. No. 122-2002 §1, 9-26-02)

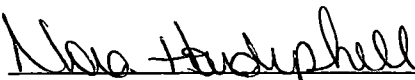
SECTION 2. That Section 710.110 of the Code of Ordinances, City of Neosho, Missouri is hereby repealed and declared null and void and of no effect.

SECTION 3. This ordinance shall be in full force and effect after final passage and approval.

APPROVED after final passage this 1st day of May, 2012.

ATTEST:

CITY OF NEOSHO, CITY COUNCIL

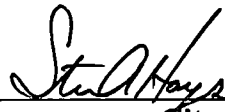


City Clerk



Mayor Pro Tem

APPROVED:



City Attorney