

ORDINANCE NO.     O-09-002-2023    

**AN ORDINANCE OF THE CITY OF OLTON, TEXAS, ADJUSTING THE CITY OF OLTON SEWER RATES; ADJUSTING THE CITY OF OLTON SOLID WASTE COLLECTION FEES TO ESTABLISH AND PROVIDE CHANGES IN RATES AND CHARGES FOR SOLID WASTE COLLECTION SERVICE; PROVIDING AN EFFECTIVE DATE OF RATE CHANGES; PROVIDING A REPEALER AND SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION OF THE CAPTION OF THIS ORDINANCE AND PROVIDING FOR AN EFFECTIVE DATE OF ORDINANCE.**

**WHEREAS, the periodic evaluation and revision of City utility rates and charges is necessary to provide sufficient revenue to the City of Olton ("City") to operate and maintain a utility system; and**

**WHEREAS, the City Council of the City of Olton ("City Council") finds that the existing utility rates and charges are presently insufficient to provide for such; and**

**WHEREAS, the City Council finds that the revised utility rates and charges enacted by this ordinance are in the public interest and that they are necessary, reasonable and expedient under the circumstances; and**

**WHEREAS, all previous regulations, rules and policies which are in conflict with this ordinance are hereby repealed, amended and superseded.**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OLTON, TEXAS, THAT:**

**Section 1. Findings.** The recitals set forth above are hereby found by the City Council of the City of Olton to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 2. Monthly Rates for Sewer and Solid Waste Services.** The monthly rates for sewer and solid waste service shall be established as a rate schedule. This rate schedule will be reviewed at least yearly and adjusted as necessary. The rate schedule will be adopted by vote of the council and will remain as part of this ordinance as an *Appendix*. Future rate reviews will not require adopting a new ordinance, the rate schedule will be presented to council for adoption and the Appendix will be updated and posted as required.

**Section 3. Cumulative Repealer and Savings Clause.** All provisions of the ordinances of the City of Olton in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and all other provisions of the ordinances of the City of Olton not in conflict with the provisions of this ordinance shall remain in full force and effect.

**Section 4. Severability Clause.** Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

**Section 5. Effective Date of Ordinance.** Notice of adoption of this ordinance shall be given by publication of the caption of the ordinance in a newspaper in the manner prescribed by law. This ordinance shall be in full force and effect from and after its passage with billing cycles beginning on or after January 1<sup>st</sup>, 2024.

**Section 6. Open Meetings and Notice.** It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was provided as required by the Open Meeting Act, Ch. 551, TEXAS LOCAL GOV'T. CODE.

**PASSED, APPROVED AND ADOPTED by the City Council of the City of Olton, Texas, on this 11th day of September, 2023.**

**ATTEST:**

  
\_\_\_\_\_  
Mark McFadden, Mayor

  
\_\_\_\_\_  
Karla Sarinana, City Secretary

Appendix

The following schedule of rates is hereby established for wastewater service and trash collection service:

**SEWER RATE**

Residential Sewer Rate        \$19.50/month  
Business Sewer Rate         \$20.50/month

**TRASH COLLECTION RATES**

RESIDENTIAL (WITHIN CITY LIMITS):  
Monthly Base Rate (1 pickup per week)     \$22.90

BUSINESS (WITHIN CITY LIMITS):

<b>RESTAURANTS:</b>		
1 Dumpster	1 pickup weekly	\$45.00
1 Dumpster	2 pickups weekly	\$90.01
2 Dumpsters	1 pickup weekly	\$90.01
Convenience/grocery store		\$266.02
<b>BUSINESSES ( non-restaurants):</b>		
1 Dumpster	1 pickup weekly	\$32.50
2 Dumpster	1 pickups weekly	\$65.01
2 Dumpsters	3 pickups weekly	\$130.02
3 Dumpsters	3 pickups weekly	\$164.02

RESIDENTIAL & BUSINESS (OUTSIDE OF CITY LIMITS):  
Trash collection outside city limits provided through South Plains Waste, LLC.

(01-01-2024)