

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 130169

Amending Chapter 78 of the Code of Ordinances of Kansas City entitled “Water” by repealing Sections 78-6, 78-8, 78-9, 78-10 and 78-16 and enacting in lieu thereof new sections of like number and subject matter adjusting charges for water service and establishing an effective date.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 78 of the Code of Ordinances of Kansas City, Missouri, entitled Water, is hereby amended by repealing Sections 78-6, 78-8, 78-9, 78-10, and 78-16 and enacting in lieu thereof new sections of like subject matter, to read as follows:

Sec. 78-6. General meter rate.

For all water purchased for use wholly and exclusively within the city by any accountholder the total charge shall be the sum of the service charge and the commodity charge as follows:

(a) *Service charge.* The service charge is a charge per meter or service connection, to cover, in part, the cost of various services including meter reading, meter maintenance, billing, collecting, accounting services, debt service, system availability and readiness to serve the customer, and shall be prorated per day during the billing period and shall apply whether or not any water is used; the service charge shall be based on meter size and billing frequency as follows:

Meter (inches)	Size	Billed Monthly
5/8		\$11.90
3/4		\$12.80
1		\$15.65
1½		\$19.50
2		\$30.00
3		\$102.50
4		\$129.00
6		\$192.00
8		\$278.00
10		\$365.00
12		\$430.00

(b) *Commodity charge.* The commodity charge shall be based on the total volume of water purchased by the accountholder as shown by all water meters connected to one or more water systems serving contiguous properties of the accountholder, where such

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properties are managed as a single enterprise that is not separated by a public thoroughfare, and shall be as follows per month for metered water:

(1) *Ordinary commodity charge.*

First 600 cubic feet at \$4.02 per 100 cubic feet
Next 4,400 cubic feet at \$4.50 per 100 cubic feet
Next 995,000 cubic feet at \$3.65 per 100 cubic feet
Over 1,000,000 cubic feet at \$2.50 per 100 cubic feet

(2) *Seasonal off-peak commodity charges.* For industrial customers with peak demand in the winter season:

All usage at \$2.48 per 100 cubic feet;
The director of water services is hereby authorized to promulgate regulations to be used for determining the applicability of this subsection.

(c) *Manual meter reading charge.* The service charges set out in this Chapter assume use of the city's automatic meter reading system. In cases where the automatic meter reading system could not be installed due to action or inaction on the accountholder's part, including lack of access to meter, improper meter setting, accountholder refusal, or other reasons, a charge of \$16.00 for manual meter reading will be applied each time that a meter is to be read.

(d) *Definitions* (as used in this section).

- (1) Residential accountholders shall refer to all one- and two-family dwelling water service accounts
- (2) Commercial and industrial customers shall refer to all water service accounts other than one- and two-family dwellings.
- (3) "Month" or "monthly" shall refer to a time period of 30 days.

Sec. 78-8. Fire protection rates.

(a) The rate for an unmetered water service connection to hydrants, hose connection or sprinkling systems purchased and used solely and exclusively for fire protection purposes, including all water used for fire protection shall be as follows:

Size of Connection	Rate Per Annum
4-inch and less	\$ 100.00
6-inch	\$293.00
8-inch	\$625.00
10-inch.	\$1,123.00

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12-inch	\$1,815.00
16-inch	\$3,868.00

(b) The size, location and arrangement of any fire protection services are subject to the approval of the director of the water services department.

(c) All meters, valves and hydrants controlling or in connection with such fire protection services shall be sealed by the water services department. A fee of \$150.00 shall be charged for each meter, valve or hydrant requiring resealing in the absence of evidence that the meter, valve or hydrant seal was broken in operation against a fire or in operations pursuant to system testing by a fire underwriting agency and properly certified by such testing agency.

(d) Direct connections between the fire protection and drain piping on all premises are not permitted, and drawings which show the location of all fire protection piping may be required by the water services department. The repeated, unauthorized breakage of seals on any premises may be taken as evidence that water is being used without authorization; and in such case the water services department may require the installation of a meter designed for fire protection and in addition to other charges set out above also assess charges therefore in accordance with Section 78-6.

(e) Fire protection services shall be billed to the owner of record of the real property.

Sec. 78-9. Temporary service rate.

There shall be a temporary service rate for unmetered water for temporary purposes as follows:

- (1) *Swimming pools.* The service fee for filling swimming pools shall be \$467.50 plus payment of the commodity charge for the water used to fill the pool. In addition, a deposit shall be required for the hydrant meter assembly.
- (2) *Other temporary purposes.* For water purchased and delivered through a metered service or connection or fire hydrant for other purposes of a temporary nature, the charges therefore and the manner in which the service is to be rendered shall be prescribed for each service contract by the director of the water services department. Such charges shall conform generally to the cost of water as fixed by the applicable meter rate, plus the cost of any labor or materials required to render the temporary service.

Sec. 78-10. Suburban meter rate.

(a) For any and all water purchased wholly or partially for use outside the city by any customer, a total charge consisting of a service charge, a commodity charge, a re-pumping charge where applicable, shall be computed for each billing period and shall be as follows:

- (1) *Service charge.* A service charge, prorated per day during the billing period based on meter size, with such charge to be applied whether or not any water is used, shall be charged as follows:

Meter Size (inches)	Billed Monthly
5/8	\$13.25
3/4	\$14.30
1	\$17.45
1½	\$21.70
2	\$33.30
3	\$105.00
4	\$133.50
6	\$198.00
8	\$285.00
10	\$381.00
12	\$448.00

The service charges as established in this subsection may be superseded by any contract between the city and any other public water supply which provides for an interchange agreement.

(b) *Commodity charge.* A commodity charge per month, based on the total volume of water purchased by the customer as shown by all water meters connected to one or more water systems serving the customer's premises, shall be charged as follows:

- (1) *Retail customers.* For customers purchasing water for use wholly by the customer:

First 600 cubic feet at \$3.74 per 100 cubic feet
 Next 4,400 cubic feet at \$4.15 per 100 cubic feet
 Over 5,000 cubic feet at \$3.25 per 100 cubic feet

- (2) *Wholesale customers.* For customers purchasing water for resale:

Unrestricted \$2.00 per hundred cubic feet

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Restricted \$1.94 per hundred cubic feet

Wholesale customers shall be classified as restricted or unrestricted based on water supply contract terms between the city and other contracting entity.

(c) *Repumping charge.* A repumping charge based on the quantity of purchased water repumped shall be charged to wholesale suburban customers only as follows:

- (1) From the pumping station at 75th and Holmes Street; from the pumping station at Highway AA near the Village of Waukomis in Platte County, Missouri; from the Blue Ridge Pumping Station at 67th Street and Blue Ridge Boulevard; from the pumping station at Englewood Road and North Oak Trafficway; from Arrowhead Pumping Station at NE 75th and Arrowhead Trafficway, and from the South Terminal Pump Station at Ward Road and Persells, per 100 cubic feet, \$0.18.
- (2) From the pumping station at 131st Street and Prospect Avenue; from the High Grove Road Pumping Station, and from the Platte County Booster Pump Station at Camden Point Highway E and Interurban Road, per 100 cubic feet, \$0.25.

(d) *Definition.* The term Month or Monthly, as used in this section shall refer to a time period of 30 days.

(e) *Applicability.* Rates set forth in this section may not be applicable where such rates are established by existing or future contracts.

Sec. 78-16. Charges for termination and restoration of service.

(a) The following charges shall be made for the termination of service after failure to pay for water service, after failure to have the meter readily accessible for reading on the regularly scheduled route on more than two successive occasions, after receipt of an accountholder request for termination, or for any of the grounds set forth in Section 78-30.

- (1) For the first trip for termination of service, the accountholder will be charged \$50.00.
- (2) When the service was not established as authorized by the Code of Ordinances, the accountholder shall be charged \$150.00 for the trip for service, costs associated with failure to properly establish service, and a penalty.
- (3) When the service is found to be restored, but not by the water services department, the accountholder shall be charged \$150.00 for the trip for service, costs associated with failure to properly establish service, and a

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penalty. For each subsequent termination of service when the service has been restored but not by the water services department, the accountholder shall be charged \$500.00.

- (4) The term “termination of service” shall not be construed to mean an immediate transfer of service from one accountholder to a subsequent accountholder.
- (5) For the trip for restoration of service, the accountholder will be charged \$50.00.

(b) Upon finding that water service, sanitary sewer service or combined water and sanitary sewer service has been established for a location in a manner not authorized by this Code of Ordinances, the director of water services is authorized to take appropriate action, including removal of taps to the water or sewer main or otherwise rendering the service line inoperable, to ensure termination of service. In addition to any permit, tap, or other charges restoration of terminated service after the water services department has removed a meter or a tap to the main shall be \$550.00, but may be waived by the director of the water services department.

Section 2. This ordinance shall become effective on May 1, 2013.

Approved as to form and legality:

Charlotte Ferns
Assistant City Attorney