

## **ORDINANCE NO. 2911**

**AN ORDINANCE AMENDING TITLE II, CHAPTER 225 REFUSE TRASH AND SOLID WASTE, SECTION 225.170 B 5; AMENDING TITLE VII UTILITIES, CHAPTER 700 WATER DEPARTMENT, BY ADDING SECTION 700.265 METERED VOLUME RATES AND SERVICE CHARGES FOR LOW INCOME SENIORS; AMENDING TITLE VII UTILITIES, CHAPTER 715 SEWERS, BY ADDING SECTION 715.240 SCHEDULE OF CHARGES, BY ADDING A NEW ITEM C.; AND AMENDING TITLE VII UTILITIES, CHAPTER 720 UTILITY BILLING POLICIES, BY ADDING SECTION 720.090 RATES FOR UTILITY SERVICES FOR LOW INCOME SENIOR CITIZENS; OF THE MUNICIPAL CODE OF THE CITY OF PAOLA, KANSAS.**

Be it ordained by the City Council of the City of Paola, Kansas, as follows:

**SECTION 1.** That section 225.170 B. 5. is hereby repealed in its entirety and a new section 225.170 B. 5. is enacted in its place to read as follows:

5. Refer to section 720.090 for rates for qualified low income senior citizens.

**SECTION 2.** That section 700.265 is a new section and is hereby enacted to read as follows:

**SECTION 700.265     METERED VOLUME RATES AND SERVICE CHARGES FOR LOW INCOME SENIORS**

Refer to section 720.265 for metered volume rates and service charges for qualified low income senior citizens.

**SECTION 3.** That section 715.240 is hereby amended to add a new item C. and is hereby enacted to read as follows:

C. Refer to section 720.090 for the schedule of charges for qualified low income senior citizens.

**SECTION 4.** That section 720.090 is a new section and is hereby enacted to read as follows:

**SECTION 720.090:     RATES FOR UTILITY SERVICES FOR LOW INCOME SENIOR CITIZENS**

A. Qualification.

Residential units within the corporate limits of the City that meet the following requirements shall meet the definition of a qualified residential unit:

1) are occupied by two (2) or fewer persons;

- 2) the person responsible for the household is sixty-five (65) years or older;
- 3) have a total combined gross annual income of twenty thousand dollars (\$20,000) or less for all residents living at the unit;
- 4) provide proof of qualification to the City Clerk.

B. Rates.

- 1) Water Rates: Qualified residential units shall have the Metered Volume Rates and Service Charges “frozen” at the then current rates in effect for residential services as follows:
  - a. Future increases in metered volume rates and service charges associated with the construction of the Marais des Cygnes Public Utility Authority water treatment plant, as determined by the City Council, shall not be assessed to qualified residential units.
  - b. Service and volume charge increases associated to increased operational costs of the water plant, as determined by the City Council, shall be assessed to qualified residential units.
- 2) Sewer Rates: Qualified residential units shall have the Monthly Service Charges and Volume Charges “frozen” at the then current rates in effect for residential services as follows:
  - a. Future increases in service and volume charges associated with the construction of the waste water treatment plant in 2005-2006, as determined by the City Council, shall not be assessed to qualified residential units.
  - b. Service and volume charge increases associated to increased operational costs, as determined by the City Council, shall be assessed to qualified residential units.
- 3) Trash Rates: Qualified residential units shall be charged five dollar (\$5.00) per month.

C. Maintaining the status of a qualified residential unit.

The City Clerk shall bi-annually request documentation that a qualified residential unit continues to meet all of the requirements listed in section A. above. Should a residential unit fail to meet these requirements in the future, the charges shall be adjusted to reflect the current charges as detailed in the following sections:

Water:	700.250 and 700.260
Sewer:	715.240
Trash:	225.170 B. 1.

**SECTION 5.** That all ordinances, or parts of ordinances, in conflict with this ordinance are hereby repealed.

**SECTION 6.** That this ordinance shall become effective after its passage, approval and publication in the official city newspaper.

**PASSED AND APPROVED** by the Council this 28th day of March, 2006.

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Artie Stuteville, Mayor

ATTEST: (seal)

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Daniel G. Droste, City Clerk