

ORDINANCE NO. 998

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF WESTLAKE, TEXAS, AMENDING THE CODE OF ORDINANCES, CHAPTER 94, ARTICLE II; ESTABLISHING THE FINANCIAL RESPONSIBILITY OF CUSTOMERS UTILIZING THE TOWN OF WESTLAKE'S WATER AND/OR SEWER INFRASTRUCTURE; ESTABLISHING A PROCESS FOR NOTIFYING, DISCONNECTING, RECONNECTING, AND ASSESSING FEES FOR CUSTOMERS IN NON-COMPLIANCE OF PAYMENT; AND DECLARING AN EFFECTIVE DATE OF JULY 1, 2024.

WHEREAS, the Town of Westlake, Texas ("Town") is a municipality providing water and sewer services to customers within its boundaries and connected to its utility infrastructure by Town-issued meters; and

WHEREAS, the Town has a responsibility to provide adequate water and sewer utility services to its customers; and

WHEREAS, the Town has a fiduciary responsibility to provide vital water and sewer utility services in a cost-effective manner; and

WHEREAS, the Town agrees that no free water and/or sewer utility service provided by the Town shall be allowed; and

WHEREAS, the Texas Administrative Code allows for the Town to establish processes and fees to ensure water and sewer utility services continue to be provided fairly; and

WHEREAS, the Town establishes a process for required notification prior to disconnection, corresponding penalties, and reconnection (Attachment A); and

WHEREAS, the attached fees (Attachment B) implementing new fees are consistent with the industry standards, and are just, reasonable, and in the public interest; and

WHEREAS, the Town finds that the codification of an ordinance is in the best interest of the Town and its customers.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE
TOWN OF WESTLAKE, TEXAS:**

Section 1. That the findings set forth in this Ordinance are hereby in all things approved.

Section 2. That the Town Council finds that the Ordinance and its attachments are not in conflict with the Texas Administrative Code.

Section 3. That this Ordinance establishes a process and fees which are just and reasonable.

Section 4. That to the extent any resolution or ordinance previously adopted by the Council is inconsistent with this Ordinance, it is hereby repealed.

Section 5. That the meeting at which this Ordinance was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

Section 6. That if any one or more sections or clauses of this Ordinance is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, and the remaining provisions of the Ordinance shall be interpreted as if the offending section or clause never existed.

Section 7. That this Ordinance shall become effective from and after its passage with rates authorized by attached fees to be effective for Town-issued utility bills rendered on or after July 1, 2024.

**DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN
OF WESTLAKE, TEXAS, ON THIS THE 3rd DAY OF JUNE 2024.**

Mayor Kim Greaves

ATTEST:

Dianna Buchanan, Interim Town Secretary

APPROVED AS TO FORM:

L. Stanton Lowry, Town Attorney