

**ORDINANCE NO. 2017-\_\_\_\_**

**AN ORDINANCE TO ESTABLISH POLICIES AND FEES FOR TERMINATION AND RECONNECTION OF WATER AND WASTEWATER SERVICES OF THE CITY OF BRYANT, ARKANSAS**

**WHEREAS**, the City of Bryant receives requests for discontinuing water and wastewater services; and

**WHEREAS**, on occasion the City of Bryant is forced to terminate water service to customers due to lack of payment; and

**WHEREAS**, there is a cost to the City of Bryant to have staff terminate and reconnect water service; and

**WHEREAS**, there is a cost to discontinue and/or resume services; and

**WHEREAS**, the City of Bryant Water Sewer Advisory Committee has reviewed this policy and made recommendations to the City Council of the City of Bryant for approval.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS**

**SECTION 1: Termination of Service**

A. **Water Disconnect/Water Shut-off.** There will be no fee if the disconnect request is made by the account holder during the business hours of 8 a.m. to 4:30 p.m. and the customer agrees the request can be carried out the next business day. If the customer desires the action to be carried out prior to the next business day, a \$40 express services fee must be remitted and must be requested before 2 p.m. on the day of the request.

B. **Water Disconnect/Shut-off for Lack of Payment on Account.** A water service is subject to disconnect/shut-off by the City of Bryant if payment is not received according to its' published schedule for receipt of payments. A disconnect fee of \$25 will be charged to the active account holder of a service address when service is shut-off for lack of payment.

**SECTION 2. Connection/Reconnection of Service**

A. **Water Connect/Reconnect.** There will be no fee if the connect/reconnect request is made by the account holder during the business hours of 8 a.m. to 4:30 p.m. and the customer agrees the request can be carried out the next business day. If the customer desires the action to be carried out prior to the next business day, a \$40 express service fee must be remitted and must be requested before 2 p.m. on the day of the request.

B. **Water Reconnect Due to Lack of Payment on Account.** To reconnect water service interrupted for lack of payment, payment for all past due charges must be received. A reconnect fee of \$35.00 will be charged prior to reestablishing service accounts settled during the business hours of 8 a.m. to 2 p.m. that day. If the past due charges are paid after 2 p.m. of a business day, the reconnect will be completed the next business day. If the reconnect is requested to be completed after 2 p.m. on the same business day, a \$40 express services fee must be remitted in addition to the reconnect fee. If a request for reconnect is made after business hours for service and before the next business day, a \$35 reconnect fee and \$40 express services fee will be billed to the customer's account.

**SECTION 3. Continuation of Services.** If a written request for discontinuation of water service is not submitted to the City of Bryant water billing office, all charges will continue to be billed to the active account holder for the service address. If the water service is not disconnected/shut-off, but the property is vacant, all charges will continue to be billed.

**SECTION 4. Severability**

Should any title, section, paragraph, item, sentence, clause, or phrase of this ordinance be declared or adjudged invalid or unlawful by a court of competent jurisdiction, such declaration or adjudication shall not affect the remaining portions of the resolution which shall remain in full force and effect as if the portion so declared or adjudged or unconstitutional was not originally a part of the ordinance.

**SECTION 5. General Repealer**

All laws, ordinances, resolutions, or parts of the same, that are inconsistent with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF BRYANT, ARKANSAS, on this the \_\_\_\_\_ day of \_\_\_\_\_, 2017**

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Jill Dabbs, Mayor

ATTEST:

Approved at to form:

\_\_\_\_\_  
Sue Ashcraft, City Clerk

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Richard Chris Madison, Staff Attorney