

ORDINANCE NO. _____

AN ORDINANCE APPROVING A WATER UTILITY TARIFF PROPOSED BY AQUA TEXAS, INC. FOR ITS CUSTOMERS IN THE CORPORATE LIMITS OF THE CITY OF AUSTIN.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. On December 21, 2011, Aqua Texas, Inc. (“Aqua”) filed a Statement of Intent to Change Rates (“Statement of Intent”) by adopting a new tariff for its Southwest Texas Region that includes its customers located in the Morningside and Rivercrest neighborhoods within the corporate limits of the City of Austin.

PART 2. The City of Austin has original jurisdiction under Section 13.042 of the Texas Water Code to regulate the water utility rates charged by a water utility within its corporate limits.

PART 3. Aqua proposed an effective date of February 21, 2012 for its new rates in the Water Utility Tariff attached to this ordinance as Exhibit A.

PART 4. Under its authority in §13.187 of the Texas Water Code and Chapter 15-4 of the Austin City Code, with Ordinance No. 20120301-003 the City Council suspended Aqua’s proposed rate increase for 90 days in order to allow Austin Water Utility’s staff to thoroughly review and analyze the factors necessary for making a final recommendation on the proposed rate change.

PART 5. The City has completed its review and analysis of the proposed rates and has determined that the rates as proposed in the new Water Utility Tariff by Aqua’s Statement of Intent for its customers within the City of Austin are compliant with Chapter 13 of the Texas Water Code and Chapter 15-4 of the City Code and are fair, just, and reasonable.

PART 6. The water utility rates in the Water Utility Tariff attached as Exhibit A are approved.

PART 7. This ordinance takes effect on _____, 2012.

PASSED AND APPROVED

_____, 2012

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Lee Leffingwell
Mayor

APPROVED: _____
Karen M. Kennard
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk

DRAFT

EXHIBIT A

DRAFT