

ORDINANCE NO. 211

AN ORDINANCE PROVIDING FOR PRORATA CHARGES TO BE MADE FOR CONNECTIONS TO THE WATER MAIN INSTALLED AT THE EXPENSE OF DURA-TRONICS, INC., WILSON COMPANY AND THE CITY OF ADDISON; FIXING CHARGES TO BE PAID FOR CONNECTING TO SAID WATER MAIN; PROVIDING THAT SUCH CHARGES SHALL BE IN ADDITION TO NORMAL CONNECTION FEES AND TAPPING CHARGES; PROHIBITING THE FURNISHING OF SERVICE OR CONNECTING TO SAID MAIN WITHOUT SAID FEE HAVING BEEN FIRST PAID; PROVIDING FOR A PENALTY; AND PROVIDING FOR EFFECTIVE DATE OF ORDINANCE.

WHEREAS, Dura-Tronics, Inc., Wilson Company and the City of Addison have constructed at their expense certain water main within the limits of the City of Addison, in order to serve the area adjacent to Ratliff Lane within the City, and,

WHEREAS, it is the intent of the City of Addison to reimburse Dura-Tronics, Inc. and Wilson Company and in order to provide for such reimbursement to said Companies for expenses incurred in providing such facilities which are capable of serving areas other than the property owned by said Company, it is necessary that prorata charges be fixed to collect from owners of other property being served by said water main; now, therefore,

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

SECTION 1. That the following charge shall be collected from the owners of property making connections to the water main, heretofore constructed by Dura-Tronics, Inc., Wilson

Company and the City of Addison within the limits of the City of Addison. That the said charges shall be paid to the City of Addison prior to the time any connection is made to said water main. That the following charge shall be paid by the respective company, its assignor or successor in addition to the normal connection charges and tapping fee charged by the City of Addison, to-wit:

A. Dura-Tronics, Inc.	\$5,182.50
B. Wilson Company	\$5,182.50
C. Addison Airport Inc.	\$3,000.00
D. United Contractors, Inc.	\$3,455.00

All sums of money due by virtue of this Ordinance shall bear an interest rate of 8% per annum from date of this Ordinance until paid to the City of Addison.

SECTION 2. All monies received by said City under this Ordinance shall be, immediately as they are collected, paid one-half to Dura-Tronics, Inc. and the remaining one-half to Wilson Company.

SECTION 3. That the obligation on the part of the City of Addison to reimburse Dura-Tronics, Inc. and Wilson Company out of the prorata charges collected under this Ordinance shall be for a period of not to exceed ten (10) years. After said ten (10) year period, the obligation on the part of the City of Addison to reimburse the said companies out of the prorata charges collected shall terminate.

SECTION 4. That in addition to the prorata charges provided for in this ordinance, all persons connecting to the

water main shall pay to the City of Addison the normal and usual connecting charges and tapping fees provided for by ordinances and regulations of the City of Addison.

SECTION 5. That the water main shall be the property of the City of Addison, a part of its water and sewer system, and shall be maintained by the said City of Addison. The City of Addison shall not allow any other person other than the above named parties to tie onto said line unless such work is performed under or pursuant to a comprehensive water study of the City of Addison and such party tying onto said line shall not unreasonably deplete available water from said line to the existing property owners.

SECTION 6. Any person, firm or corporation whether as owner, lessee, sublessee, or occupant, shall violate or fail to comply with any provisions of this ordinance shall be subject to a fine upon conviction of not less than One Dollar (\$1.00) nor more than Two Hundred Dollars (\$200.00).

SECTION 7. The fact that Dura-Tronics, Inc. and Wilson Company has used their funds to install that certain water main, and the fact that the City of Addison does not presently have a prorata ordinance which would provide for the collection of prorata charges to be used to reimburse said companies, creates an urgency and an emergency in the preservation of public health, safety and welfare and requires that this ordinance shall take effect immediately from and after its passage.

DULY ADOPTED by the City Council of the City of Addison on the 16 day of June, 1975.

APPROVED:

Mayor

APPROVED AS TO FORM:

Attorney

ATTESTED:

Joyce V. Stevens  
City Secretary

Jimmy Redding  
Robert L. McCull

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