

ORDINANCE NO. 199

AN ORDINANCE REQUIRING REIMBURSEMENT FOR DAMAGE TO TOWN WATER METERS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Annetta, Texas is a Type A general law municipality located in Parker County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the Town of Annetta operates its own water system in order to provide water services within and outside the boundaries of the Town; and

WHEREAS, the water meters and related appurtenances, although sometimes installed on private property, remain property of the Town; and

WHEREAS, the Town Council of the Town of Annetta desires to establish regulations governing reimbursement obligations in the event Town water meters become damaged.

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

SECTION 1

Any damage which a Town water meter or related meter appurtenances may sustain resulting from carelessness of the property owner, its agents, contractors, representatives, or tenants, or from neglect of any of them to properly secure and protect the meter or related appurtenances, shall be paid by the owner of the property (or, as the case may be, the person or entity responsible for paying the water account attributable to water usage at the property), to the Town in an amount necessary to replace the damaged meter or related appurtenances as established by the Town's fee schedule. The meter damage reimbursement amount will be included with the water bill for the applicable property and will be collected in the manner provided for water bills. Normal wear and tear in the ordinary course of use shall not be construed to be damage to the water meter under this section.

**SECTION 2
CUMULATIVE OF ALL ORDINANCES**

This ordinance shall be cumulative of all provisions of ordinances of the Town of Annetta except when the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

**SECTION 3
SEVERABILITY**

It is hereby declared to be the intention of the Town Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the Town Council without the incorporation in this ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4
EFFECTIVE DATE**

This ordinance shall be in full force and effect after its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED ON THIS 15TH DAY OF NOVEMBER, 2018.



Bruce Pinckard, Mayor

Attest:



Jamee Long, City Secretary

