

ORDINANCE 2407

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA AMENDING VARIOUS SECTIONS OF ORDINANCE 2379, CHAPTER 24 OF TITLE 13 (WASTEWATER COLLECTION SYSTEM) OF THE NORTH LAS VEGAS MUNICIPAL CODE TO REFLECT CHANGES IN THE MONTHLY CHARGE FOR WASTEWATER RATES; AND PROVIDING FOR OTHER MATTERS AS PROPERLY RELATED THERETO.

THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA, DOES ORDAIN:

SECTION 1: Chapter 24, Section 10, of Title 13 of the North Las Vegas Municipal Code is hereby amended by adding the following:

“Consumer Price Index (CPI)” means the Consumer Price Index (CPI), All Urban Consumers, U.S. City Average (CPI-U) as published by the U.S. Department of Labor, Bureau of Labor Statistics, Washington, D. C.

SECTION 2: Chapter 24, Section 80, Subsection A, of Title 13 of the North Las Vegas Municipal Code is hereby amended by replacing the existing text in its entirety with the following:

13.24.080 Schedule of fees.

- A. All users of the city’s system shall be charged a monthly service fee plus a user fee. The monthly service fee was established by dividing the estimated cost to the city for accounting services, taxes, billing and account collection by the number of accounts. A user fee was established by dividing the estimated cost to the city for operation, maintenance and local debt service for the system by the estimated annual flow attributed to residential users, commercial users and industrial users to establish a cost per one thousand gallons of water usage.

Wastewater Rates					
Customer Class		Fees			
		October 1, 2005	January 1, 2008	October 1, 2008	October 1, 2009
Monthly Service Fee (\$ each bill)		\$2.88	\$3.02	\$3.14	\$3.27
Residential and Multifamily	First 3,000 gallons ERU (\$/ERU)	\$10.46	\$10.98	\$11.42	\$11.88
	Over 3,00 gallons per ERU (\$ per 1,000 gallons of water usage*)	\$3.81	\$4.00	\$4.16	\$4.33
User Fee, Commercial and Large Commercial, not otherwise defined below (\$ per 1,000 gallons of water usage*)		\$3.81	\$4.00	\$4.16	\$4.33
User Fee, Restaurant (\$ per 1,000 gallons of water usage*)		\$5.46	\$5.73	\$5.96	\$6.20

Wastewater Rates				
User Fee, Large Commercial Laundry or Dairy (\$ per 1,000 gallons of water usage*)	\$4.03	\$4.23	\$4.40	\$4.58
User Fee, Large Commercial Bottler	\$4.99	\$5.24	\$5.45	\$5.67

* All Single-family accounts shall be based on actual water usage with a maximum of 8,000 gallons per month. All Multi-family accounts shall be based on actual water usage with a maximum of 6,000 gallons per unit per month.

**If a Large Commercial user can demonstrate that its entire metered water usage is not consumptive (discharged back to the system), adjustments may be considered on a case-by-case basis for representative wastewater volume discharged to the system. Any adjustments to the user fee are subject to the approval of the director.

In addition, each year thereafter on October 1 the rates will be increased by the Consumer Price Index (CPI) with a maximum of 3% per year.

SECTION 3: NON-INFRINGEMENT OF RIGHTS. The City Council of the city of North Las Vegas has been informed by its city attorney as to the constitutionality of this ordinance and based upon such information is adopting this Ordinance in good faith with a reasonable belief that the actions taken by the city of North Las Vegas are not in violation of any rights, privileges, or immunities secured by the laws providing for equal rights of citizens or persons.

SECTION 4: SEVERABILITY. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall in no way affect the validity and enforceability of the remaining provisions of this Ordinance.

SECTION 5: EFFECTIVE DATE. This Ordinance shall become effective after its passage by the City Council of the city of North Las Vegas and, after such passage by the City Council, publication once by title in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

SECTION 6: PUBLICATION. The City Clerk shall cause this Ordinance, immediately following its adoption, to be published once by title, together with the names of the Councilmen voting for or against passage, in a newspaper qualified pursuant to the provisions of Chapter 238 of NRS, as amended from time to time.

PASSED AND ADOPTED THIS 2nd DAY OF January, 2008.

AYES: Mayor Montandon, Council Members Smith and Buck

NAYS: Mayor Pro Tempore Robinson and Council Member Eliason

ABSENT: None

ABSTAIN: None

APPROVED:

/s/Michael L. Montandon
MICHAEL L. MONTANDON, MAYOR

ATTEST:

/s/Karen L. Storms
KAREN L. STORMS, CMC, CITY CLERK