

AN ORDINANCE AMENDING PARAGRAPHS "A" AND "B"(1)(c) OF SECTION VI-4 OF CHAPTER VI; PARAGRAPH "E" OF SECTION VII-1 OF CHAPTER VII; AND PARAGRAPHS "F" AND "G" OF SECTION V-1 OF CHAPTER V OF THE CODE OF THE CITY OF BUHLER, 1987, SAID ORDINANCE PERTAINING TO THE BILLING AND SEGREGATION OF UTILITY FUNDS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BUHLER, KANSAS.

1. That paragraph "A" of Section VI-4 of Chapter VI of the Code of the City of Buhler, 1987 shall be and is hereby amended to read as follows:

A. DELINQUENCY CHARGE.

1. All bills for the use of water shall be due on receipt and payable by the 19th day of each and every month. All bills remaining unpaid after the 19th day of each and every month are hereby declared delinquent. A ten (10) percent penalty shall be assessed to any delinquent account.

2. That paragraph "B"(1)(c) of Section VI-4 of Chapter VI of the Code of the City of Buhler, 1987 shall be amended to read as follows:

(c). The mailing of a copy of the Notice to the customer at his address as shown on the City records by first class mail, postage prepaid.

3. That paragraph "E" of Section VII-1 of Chapter VII of the Code of the City of Buhler, 1987 shall be amended to read as follows:

E. MONTHLY BILLINGS.

1. All users shall be billed monthly. All bills shall be due on receipt and payable by the 19th of each and every month. All bills remaining unpaid after the 19th day of each and every month are hereby declared delinquent. A ten (10) percent penalty shall be assessed to any delinquent account.

2. Unpaid waste water and sewer accounts will be delinquent, as stated in subsection (E)(1) above, after the 19th day of the month. After such delinquency, a Notice of Delinquency and right of hearing shall be served upon the customer. For the purposes of this ordinance the Notice shall be served upon the customer in any of the following manners:

(a). Personal service on the customer by a City employee or City agent; or

(b). Tacking a copy of the Notice to the front door of the residence of the customer as shown by the City records; or

(c). The mailing of a copy of the Notice to the customer at his address as shown on the City records by first class mail, postage prepaid.

Said notice shall inform the customer that the customer's waste water and sewer billing is delinquent and the customer has the right to make written application to the City Clerk for a hearing as to the delinquency within ten (10) days of the date of Notice, and that if the customer does not pay the bill, plus any delinquency charge, within the time specified or apply for hearing within the same time, the customer's service shall be terminated.

4. That paragraph "F" of Section V-1 of Chapter V of the Code of the City of Buhler, 1987 shall be amended to read as follows:

F. SANITATION CHARGES, BILLINGS, COLLECTION AND FAILURE TO PAY WHEN DUE.

The charges heretofore required to be paid shall be billed monthly. The City shall bill the sanitation service charges along with the monthly water and sewer billings and the same shall be due on receipt and payable by the 19th of each and every month. All bills remaining unpaid after the 19th day of each and every month are hereby declared delinquent. A ten (10) percent penalty shall be assessed to any delinquent accounts.

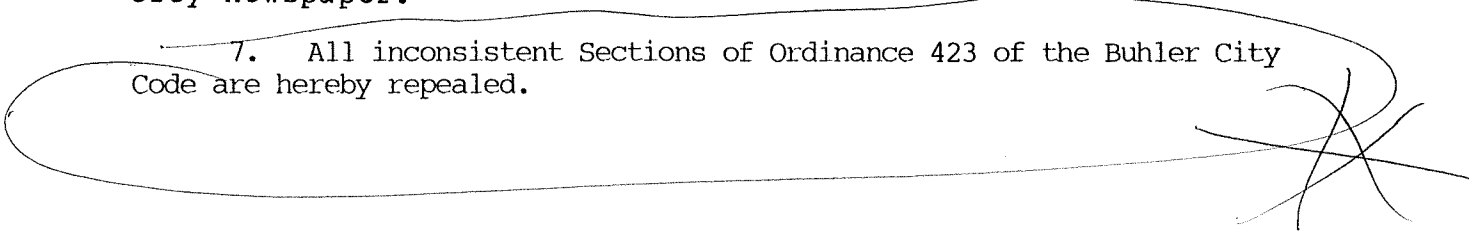
5. That paragraph "G" of Section V-1 of Chapter V of the Code of the City of Buhler, 1987 shall be amended to read as follows:

G. FUND.

The revenue obtained and collected by the provisions of this ordinance shall be deposited in the City's Utility Fund.

6. That this ordinance shall take effect and be enforce from and after its passage and publication once in the official City newspaper.

7. All inconsistent Sections of Ordinance 423 of the Buhler City Code are hereby repealed.



PASSED BY THE GOVERNING BODY this 31st day of October,
1989.

Virgil Klein
MAYOR

ATTEST:

Marilyn F. Prather
MARILYN F. PRATHER, CMC
City Clerk