

AN ORDINANCE **99995**

APPROVING ADJUSTMENTS TO THE RESIDENTIAL GENERAL AND WHOLESALE WASTEWATER RATES CHARGED BY THE SAN ANTONIO WATER SYSTEM; MODIFYING THE RATE SCHEDULES ACCORDINGLY; AMENDING CHAPTER 34, ARTICLE III OF THE CITY CODE TO REFLECT SAID ADJUSTMENTS AND PROVIDING FOR AN EFFECTIVE DATE FOR THE ADJUSTED RATES ON OR ABOUT JANUARY 1, 2005.

* * * * *

WHEREAS, the City of San Antonio (City) by and through the San Antonio Water System Board of Trustees (Board) is charged with determining the financial requirements of the San Antonio Water System (System) and the need for any adjustments in the schedule of rates and charges for water and sewer service pursuant to Ordinance No. 75686, which was approved on April 30, 1992 (the Indenture); and

WHEREAS, the Board, pursuant to a Board Resolution which was approved on November 16, 2004, has determined that the residential, general and wholesale sewer service rates are in need of adjustment in order to meet the financial requirements of the System; and

WHEREAS, such adjustments and revisions will require amendments to certain sections of Chapter 34 of the San Antonio City Code and the schedules of sewer service rates and charges incorporated therein, and the Board has recommended that such amendments be adopted by the City Council; and

WHEREAS, both the City and the Board are committed to following the sliding scale affordability discount program created pursuant to City Ordinance 98843; and

WHEREAS, it is in the best interest of the City to approve and adopt such adjustments to the sewer service rates and charges in order to continue to maintain its covenants and obligations established in the Indenture Ordinance; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The adjustments to the residential, general and wholesale sewer service rates set out in Schedules A, B and C are hereby approved.

SECTION 2. The amendments to Article III, Section 34-226 of the City Code to adjust the residential, general and wholesale wastewater rates are hereby approved. The amendments are attached hereto and incorporated herein for all purposes as Attachment "I" and are on file, in triplicate, with the Office of the City Clerk and the President/Chief Executive Officer of the San Antonio Water System, 1001 East Market, San Antonio, Texas.

SECTION 3. The adjustments to the residential, general and wholesale sewer service rates set out in Schedules A, B and C duly incorporated into the amendments to Chapter 34 of the City Code adopted pursuant to this Ordinance shall become effective on or about January 1, 2005, and shall be applied to all applicable SAWS customer service billings upon completion of one complete monthly billing period.

SECTION 4. If any provision, section, sub-section, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances, is for any reasons held to be unconstitutional, void, or invalid, the validity of the remaining portions of this ordinance shall not be affected thereby it being the intent of the City Council in adopting this ordinance that no portion hereof or provisions or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, illegality, or invalidity of any other portion, and all provisions of this ordinance are declared to be severable.

SECTION 5. This Ordinance becomes effective ten (10) days from the date of passage.

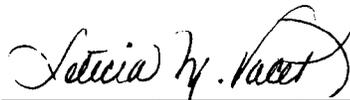
PASSED AND APPROVED, this 18th day of November, 2004



MAYOR

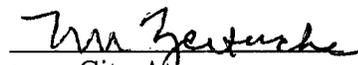
EDWARD D. GARZA

ATTEST:



City Clerk

APPROVED AS TO FORM:


for City Attorney

ATTACHMENT I

AMENDMENTS TO CHAPTER 34 OF THE SAN ANTONIO CITY CODE

The City Code of the City of San Antonio Chapter 34, Water and Sewers, Article III, Sewer Service and Rates, Section 34-226 Establishment of Rate Schedules, is hereby amended by deleting the language that is stricken and adding the language that is underlined (added) as set forth herein.

Article III. Sewer Service and Rates

Rate Schedule A, B and C relating to wastewater residential, general, and wholesale customers are hereby amended and shall hereinafter read as attached hereto and incorporated herein.

Section 34.226. Establishment of Rates and Schedules, Rates Schedules, and Affordability Discount Analysis

~~The schedule of sewer service rates and charges contained in Schedule A for residential sewer service customers, the schedule of sewer service rates and charges contained in Schedule B for general sewer service customers, and the schedule of sewer service rates and charges contained in Schedule C for wholesale sewer service customers, as amended and attached hereto, shall be effective at 12:01 a.m. on March 1, 2004, shall be applied to all billings after one complete monthly billing period, and shall be the lawful rates for sewer service to be charged by the System.~~

The schedule of sewer service rates and charges contained in Schedule A for residential sewer service customers, the schedule of sewer service rates and charges contained in Schedule B for general sewer service customers, and the sewer service rates and charges contained in Schedule C for wholesale sewer service customers, as amended attached hereto, shall be effective to be applied to all billings after one complete monthly billing period, and shall be the lawful rates for sewer service to be charged by the System.

Rate Schedules A, B and C relating to sewer service for residential, general and wholesale customers are hereby amended and shall hereinafter read as attached hereto and incorporated herein.

~~The City of San Antonio Community Initiatives Department, Community Action Division (CAD), and the San Antonio Water System Customer Service Department may analyze the need for and the tractability of implementing an affordability discount for sewer service similar to that for water service as set out in Section 34-122.2 Affordability Discount for Water Service.~~

Residential customers that qualify to receive assistance from the City of San Antonio Community Initiatives Department Community Action Division (CAD) based on federal income guidelines established by the CAD may qualify for an affordability discount to their sewer bill. Such qualifications must be presented in writing to the San Antonio Water System Customer Service Department. The CAD and the San Antonio Water System Customer Service Department may create affordability discount categories based upon federal income guidelines.

ATTACHMENT I
Schedule A

RESIDENTIAL CLASS WATER AND SEWER RATE SCHEDULES
SAN ANTONIO WATER SYSTEM
San Antonio, Texas
Effective January 1, 2005

The Service Availability Charge (minimum bill) for all residential water service **INSIDE THE CITY LIMITS** of San Antonio furnished through meters of the following sizes together with the Monthly Volume Charge measured per 100 gallons of water usage in every instance of service for each month or fraction thereof shall be as follows:

MONTHLY SERVICE AVAILABILITY CHARGE		MONTHLY VOLUME CHARGE		
Meter Size	Service Availability Charge	Usage Blocks	Rate Per 100 Gallons	
			Standard	Seasonal
5/8"	\$6.11	First 7,481	\$0.0818	\$0.0818
3/4"	7.75	Next 5,236	0.1182	0.1285
1"	11.28	Next 4,488	0.1858	0.2002
1-1/2"	20.09	Over 17,205	0.2969	0.3834
2"	30.66			
3"	55.33			
4"	90.58			
6"	178.70			
8"	284.43			
10"	407.80			
12"	760.26			

The Volume Charge "Seasonal" Rate Per 100 Gallons shall be applied to all billings beginning July 1 and ending on or about October 31 of each year. At all other times the Volume Charge "Standard" Rate Per 100 Gallons shall be utilized.

The Service Availability Charge (minimum bill) for all residential water service **OUTSIDE THE CITY LIMITS** of San Antonio furnished through meters of the following sizes together with the Monthly Volume Charge measured per 100 gallons for water usage in every instance of service for each month or fraction thereof shall be as follows:

MONTHLY SERVICE AVAILABILITY CHARGE		MONTHLY VOLUME CHARGE		
Meter Size	Service Availability Charge	Usage Blocks	Rate Per 100 Gallons	
			Standard	Seasonal
5/8"	\$7.93	First 7,481	\$0.1062	\$0.1062
3/4"	10.07	Next 5,236	0.1537	0.1671
1"	14.66	Next 4,488	0.2415	0.2603
1-1/2"	26.11	Over 17,205	0.3859	0.4984
2"	39.86			
3"	71.93			
4"	117.75			
6"	232.30			
8"	369.76			
10"	530.13			
12"	988.33			

The Volume Charge "Seasonal" Rate Per 100 Gallons shall be applied to all billings beginning July 1 and ending on or about October 31 of each year. At all other times the Volume Charge "Standard" Rate Per 100 Gallons shall be utilized.

SEWER

Sewer service charges for all metered residential connections are computed on the basis of average water usage for 90 days during three consecutive billing periods beginning after November 15 and ending on or about March 15 of each year and are billed according to the rate schedules below.

INSIDE CITY LIMITS (ICL)	OUTSIDE CITY LIMITS (OCL)
Monthly Service Availability Charge (includes first 1,496 gallons) - \$7.33	Monthly Service Availability Charge (includes first 1,496 gallons) - \$8.80
Over 1,496 gallons - \$0.1943 per 100 gallons.	Over 1,496 gallons - \$0.2331 per 100 gallons.
New customers or customers moving from one location to another who would not have a record of winter water usage will be billed an Unaveraged Residential Charge of \$20.41 per month.	New customers or customers moving from one location to another who would not have a record of winter water usage will be billed an Unaveraged Residential Charge of \$24.49 per month.

ATTACHMENT I
Schedule B

**GENERAL CLASS WATER AND SEWER RATE SCHEDULES
SAN ANTONIO WATER SYSTEM**

San Antonio, Texas
Effective January 1, 2005

The Service Availability Charge (minimum bill) for all general water service **INSIDE THE CITY LIMITS** of San Antonio furnished through meters of the following sizes together with the Monthly Volume Charge measured per 100 gallons for water usage in every instance of service for each month or fraction thereof shall be as follows:

MONTHLY SERVICE AVAILABILITY CHARGE		MONTHLY VOLUME CHARGE	
Meter Size	Service Availability Charge	Usage Blocks	Rate Per 100 Gallons
5/8"	\$8.86	Below Base*	\$0.0980
3/4"	11.88	100-125% of Base	0.1135
1"	17.34	125-150% of Base	0.1474
1-1/2"	31.63	150-200% of Base	0.1931
2"	47.71	Over 200% of Base	0.2854
3"	96.55		
4"	159.30	*The Base Use is defined as 90% of the Annual Average Consumption	
6"	316.10		
8"	490.55		
10"	682.62		
12"	1,076.32		

The Service Availability Charge (minimum bill) for all general water service **OUTSIDE THE CITY LIMITS** of San Antonio furnished through meters of the following sizes together with the Monthly Volume Charge measured per 100 gallons for water usage in every instance of service for each month or fraction thereof shall be as follows:

MONTHLY SERVICE AVAILABILITY CHARGE		MONTHLY VOLUME CHARGE	
Meter Size	Service Availability Charge	Usage Blocks	Rate Per 100 Gallons
5/8"	\$10.68	Below Base*	\$0.1273
3/4"	14.19	100-125% of Base	0.1476
1"	20.72	125-150% of Base	0.1915
1-1/2"	37.65	150-200% of Base	0.2509
2"	56.91	Over 200% of Base	0.3711
3"	113.16		
4"	186.47	*The Base Use is defined as 90% of the Annual Average Consumption	
6"	369.71		
8"	575.88		
10"	804.95		
12"	1,304.40		

SEWER

Sewer service charges are computed from the water usage schedules below for all metered connections.

INSIDE CITY LIMITS (ICL)	OUTSIDE CITY LIMITS (OCL)
Monthly Service Availability Charge (includes first 1,496 gallons) - \$7.33	Monthly Service Availability Charge (includes first 1,496 gallons) - \$8.80
Over 1,496 gallons - \$0.1943 per 100 gallons.	Over 1,496 gallons - \$0.2331 per 100 gallons.

ATTACHMENT I
Schedule C

**WHOLESALE CLASS WATER AND SEWER RATE SCHEDULES
SAN ANTONIO WATER SYSTEM**

San Antonio, Texas
Effective January 1, 2005

The Service Availability Charge (minimum bill) for all wholesale water service **INSIDE THE CITY LIMITS** of San Antonio furnished through meters of the following sizes together with the Monthly Volume Charge measured per 100 gallons for water usage in every instance of service for each month or fraction thereof shall be as follows:

MONTHLY SERVICE AVAILABILITY CHARGE		MONTHLY VOLUME CHARGE	
Meter Size [†]	Service Availability Charge	Usage Blocks	Rate Per 100 Gallons
6"	\$178.70	Below Base*	\$0.0712
8"	284.43	100-125% of Base	0.0888
10"	407.80	125-150% of Base	0.1222
12"	760.26	150-200% of Base	0.1629
		Over 200% of Base	0.2136

*The Base Use is defined as 90% of the Annual Average Consumption.

The Service Availability Charge (minimum bill) for all wholesale water service **OUTSIDE THE CITY LIMITS** of San Antonio furnished through meters of the following sizes together with the Monthly Volume Charge measured per 100 gallons for water usage in every instance of service for each month or fraction thereof shall be as follows:

MONTHLY SERVICE AVAILABILITY CHARGE		MONTHLY VOLUME CHARGE	
Meter Size [†]	Service Availability Charge	Usage Blocks	Rate Per 100 Gallons
6"	\$232.30	Below Base*	\$0.0925
8"	369.76	100-125% of Base	0.1155
10"	530.13	125-150% of Base	0.1589
12"	988.33	150-200% of Base	0.2118
		Over 200% of Base	0.2777

*The Base Use is defined as 90% of the Annual Average Consumption.

[†] Wholesale water service will not be provided through a meter smaller than 6" in order to comply with fire-flow requirements and the "Criteria for Water Supply and Distribution in the City of San Antonio and its Extraterritorial Jurisdiction."

SEWER

INSIDE CITY LIMITS (ICL)

\$0.1751 Monthly Volume Charge per 100 gallons of contributed wastewater. (\$1.31 per 100 cubic feet)

OUTSIDE CITY LIMITS (OCL)

\$86.07 Monthly Service Availability Charge plus \$0.2102 Monthly Volume Charge per 100 gallons of contributed wastewater. (\$1.58 per 100 cubic feet)

Agenda Voting Results

Name: 5B.

Date: 11/18/04

Time: 08:12:54 PM

Vote Type: Multiple selection

Description: An ordinance approving adjustments to the residential, general and wholesale wastewater rates charged by the San Antonio Water System; modifying the rate schedules accordingly; amending Chapter 34, Article III of the City Code to reflect said adjustments; and providing for an effective date for the adjusted rates on or about January 1, 2005.

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1			x	
JOEL WILLIAMS	DISTRICT 2		x		
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8	Not present			
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR		x		