

**AN ORDINANCE AMENDING THE CODE OF THE CITY OF NORTH KANSAS CITY, MISSOURI BY REPEALING SUBPARAGRAPHS 1 AND 2 OF PARAGRAPH B OF SECTION 13.04.140, "WATER RATES AND CHARGES," AND ENACTING IN LIEU THEREOF NEW SUBPARAGRAPHS 1 AND 2 OF PARAGRAPH B OF SECTION 13.04.140 OF THE CODE.**

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**WHEREAS**, the City of North Kansas City, Missouri (the "**City**") is a body corporate, a third class city and political subdivision of the State of Missouri, duly created, organized and validly existing under and by virtue of the Constitution and laws of the State of Missouri; and

**WHEREAS**, the City has the authority to charge and collect such rates as are fixed for water service and water furnished to the customers; and

**WHEREAS**, the City Council has determined it is in the best interests of the City to increase water rates in 2023; and

**WHEREAS**, the charges assessed by the City for water services are based upon the amount of water supplied to the premises; and

**WHEREAS**, prior to establishing any water charges, a public hearing was held on such proposed water charges and due notice was given of such hearing; and

**WHEREAS**, a notice was published in *The Kansas City Star* on September 26, 2022, for a public hearing for the establishment of water rate changes to users in the City of North Kansas City, Missouri, at least thirty days before such hearing and, subsequent thereto, the City Council of the City of North Kansas City, Missouri, did conduct said public hearing and conclude and determine that it was necessary and in the best interest of the City to establish new water charges for users in the City of North Kansas City, Missouri.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH KANSAS CITY, MISSOURI, AS FOLLOWS:**

**Section 1.** Subparagraphs 1 and 2 of Paragraph B of Section 13.04.140 of the Code of the City of North Kansas City, Missouri (the "**City Code**") are hereby repealed and there is hereby enacted in lieu thereof new Subparagraphs 1 and 2 of Paragraph B of Section 13.04.140, "*Water rates and charges*," of the City Code, to read as follows:

B. As set forth in the tables below in subparagraphs 1 and 2 hereof, the water rates shall be effective January 1 for the years 2022 and 2023 as follows:

1. Water Service Charges. The water service charge is based upon the customer's service meter size as follows:

Meter Size	2022	2023
5/8"	\$ 17.78	\$ 21.34
3/4"	21.79	\$ 26.15
1"	29.82	\$ 35.78
1 1/2"	49.88	\$ 59.86
2"	73.94	\$ 88.73
3"	130.09	\$ 156.11
4"	410.83	\$ 493.00
6"	811.91	\$ 974.29
8"	1,614.06	\$1,936.87
10"	4,020.47	\$4,824.56

2. Water Consumption Charge. The above service charge includes the cost of three thousand five hundred (3,500) gallons of water per month. The rate for the remaining water consumption is determined based upon the amount of water consumed by the customer per one thousand (1,000 gallons), as set forth in the table below:

Monthly Water Usage	2022	2023
3,501 - 10,000 gal	\$ 1.39	\$ 1.67
10,001 - 30,000 gal	1.37	1.64
30,001 - 50,000 gal	1.33	1.60
50,001 - 80,000 gal	1.30	1.56
80,001 - 210,000 gal	1.27	1.53
Over 210,001 gal	1.26	1.51

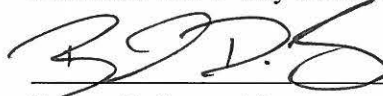
**Section 2.** Further Authority. The City shall, and the mayor, city clerk, legal counsel, city officials and employees of the City are hereby authorized and directed to take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

**Section 3.** Severability. The sections, paragraphs, sentences, clauses, and phrases of this Ordinance shall be severable. In the event that any such section, paragraph, sentence, clause, or phrase of this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining portions of this Ordinance are valid, unless the court finds the valid portions of this Ordinance are so essential to and inseparably connected with and dependent upon the void portion that it cannot be presumed that the City has enacted the valid portions without the void ones, or unless the court finds that the valid portions, standing alone, are incomplete and are incapable of being executed in accordance with the legislative intent.

**Section 4.** Governing Law. This Ordinance shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.


**Section 5.** **Effective Date.** This Ordinance shall be in full force and effect, after compliance with all governing laws, rules, and regulations, upon passage by the City Council and approval by the Mayor.

**PASSED** this 1<sup>st</sup> day of November, 2022.




Bryant DeLong, *Mayor*



ATTEST:

  
Crystal Doss, *City Clerk*

**APPROVED** this 1<sup>st</sup> day of November, 2022.

  
Bryant DeLong, *Mayor*

APPROVED AS TO FORM:

  
Anthony W. Bologna, *City Attorney*  
Thomas E. Barzee, Jr., *City Counselor*