

**AN ORDINANCE ESTABLISHING NEW SEWER SERVICE CHARGES; AMENDING SECTION 13.08.020, "SEWER CHARGES," OF THE CODE OF THE CITY OF NORTH KANSAS CITY, MISSOURI.**

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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 of Kansas City, Missouri ("**KCMO**") has increased the charges for sewage services provided to the City for treating the City's sewage and wastewater; and

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

**WHEREAS**, based upon the increase of sewage charges from KCMO, the City Council has determined that it in the best interests of the City to increase rates to pay for the added cost of providing such sewer services within the City; and

**WHEREAS**, pursuant to the provisions of § 250.233, **MO. REV. STAT.**, prior to establishing any sewer charges, a public hearing must be held on such proposed sewer charges and at least thirty days' notice must be given of such hearing; and

**WHEREAS**, a notice was published for a public hearing for the establishment of sewer 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 sewer 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.** Section 13.08.020, Paragraph B, (1) and (2), of the Code of the City of North Kansas City, Missouri (the "**City Code**") is hereby repealed and there is hereby enacted in lieu thereof a new § 13.08.020, Paragraph B, Subparagraphs (1) and (2) "*Sewer Charges*," of the City Code, to read as follows:

B. As set forth in the tables below in subparagraph 1 and 2 hereof, sewer rates shall increase effective January 1st for the year 2019.

1. Base Charge. Base charges for wastewater services are based on the size of the water meter. The monthly wastewater rates per meter size are shown in the following table:

### Base Charges

Meter Size	2018	2019
5/8"	\$ 11.10	\$ 11.62
3/4"	12.79	13.39
1"	16.09	16.84
1 1/2"	24.29	25.43
2"	34.19	35.79
3"	57.24	59.91
4"	90.18	94.40
6"	106.93	111.93
8"	123.18	128.94
10"	831.69	870.56

2. **Commodity Charge.** Commodity rates for wastewater usage are based upon volume of usage, charged per 1,000 gallons or fractions thereof, as follows.

### Commodity Rates per 1,000 Gallons

2018	2019
4.00	4.48

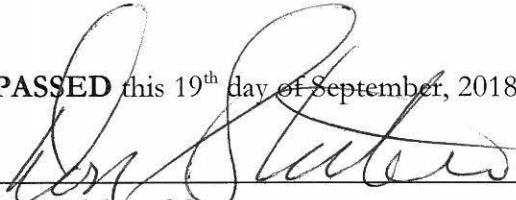
**Section 2.** **Further Authority.** The City shall, and the mayor, city clerk, legal counsel, city officials and employees of the City are hereby authorized and directed to take such further action, and execute such other documents, certificates and instruments as may be necessary or desirable to carry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

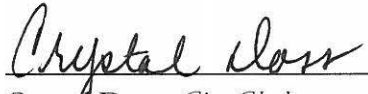
**Section 4.** **Governing Law.** This Ordinance shall be governed exclusively by and construed in accordance with the applicable laws of the State of Missouri.

**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.

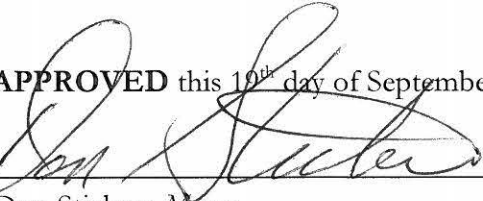
PASSED this 19<sup>th</sup> day of September, 2018.

  
Don Stielow, Mayor

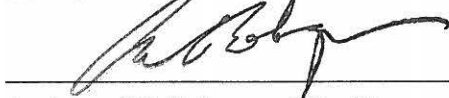
ATTEST:

  
Crystal Doss, City Clerk

APPROVED this 19<sup>th</sup> day of September, 2018.

  
Don Stielow, Mayor

APPROVED AS TO FORM:

  
Anthony W. Bologna, City Attorney

  
Thomas E. Barzee, Jr., City Counselor