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ORDINANCE NO. 51-973

AN ORDINANCE OF THE CITY OF WICHITA, KANSAS, AMENDING SECTIONS 17.12.080 AND 17.12.090 OF THE CODE OF THE CITY OF WICHITA, PERTAINING TO THE SCHEDULES OF FEES AND RATES FOR THE WATER UTILITIES, AND REPEALING THE PREVIOUS VERSIONS OF SUCH SECTIONS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Section 17.12.080, of the Code of the City of Wichita shall read as follows:

SCHEDULE OF USER FEES FOR INCIDENTAL WATER SERVICES. On and after January 1, 2023, the schedule of fees as set forth below shall apply to the services and incidents described herein. Reference is made to Chapter 17 (Water) of the Code of the City of Wichita for additional information concerning the stated fees.

A. Utility Account Services

As authorized in Sec. 17.12.090, the following utility account service fees are hereby established:

Account Origination Fee	\$34.00 per account
Convenience Fee	\$1.00 per transaction
Insufficient Funds Debit and Returned Check Charge	\$35.00 per transaction
Rejection of Payment via Telephone (Insufficient Funds)	\$35.00 per transaction
Rejection of Payment Made Online (Insufficient Funds)	\$35.00 per transaction

B. Meter Maintenance and Testing Services

As authorized in Sec. 17.12.090, the following meter maintenance and testing service fees are hereby established:

Angle Valve Charge	\$473.00 per valve
Additional Trip Charge (services other than shut off for non-payment)	\$28.00 per trip
Inspection Charge	\$39.00 per trip
Meter Confiscation Charge	\$33.00 per meter
Meter Confiscation Reset Charge	\$33.00 per meter
Meter Test Charge – In-house (1” or smaller)	\$80.00 per meter
Meter Test Charge – In-house (2”-6”)	\$203.00 per meter
Meter Test Charge – In-field (8”-10”)	\$381.00 per meter

C. Meter Connection and Disconnection Services

As authorized in Sec. 17.12.090, the following meter disconnection fees are hereby established:

Shut Off for Non-Payment	\$30.00 per meter
Shut Off for Non-Payment Additional Trip	\$30.00 per meter
Lawn Service Connection or Disconnection	\$35.00 per trip
Plug Lock Use Charge – 1-inch	\$74.00 per lock

Plug Lock Use Charge – 3/4-inch	\$67.00 per lock
Plug Lock Use Charge – 5/8-inch	\$55.00 per lock
Plug Lock Missing Charge (any size)	\$74.00 per lock
No Foundation Charge	\$215.00 per incident

D. Meter Damage

As authorized in Sec. 17.12.090, the following meter damage fees are hereby established:

Cut Lock Charge	\$45.00 per lock
Lock Chamber	\$50.00 per lock
Damaged Setter Charge	\$753.00 per setter
Missing ERT Charge	\$110.00 per ERT
Missing Meter and ERT Charge	\$270.00 per meter
Meter Box / ERT Damage	\$389.00 per occurrence
Contractor Damaged Service Repairs	\$1,669.00 per service

E. Hydrant Related Services

As authorized in Sec. 17.12.090 and 17.12.240, the following hydrant related service fees are hereby established:

Hydrant Permit – 3/4” for 30 days	\$100 for 30 days
Hydrant Permit – 3” for 10 days	\$100 for 10 days
Hydrant Permit – 3” for 30 days	\$300 for 30 days
Hydrant Permit – Additional Meter	\$50 per meter per month
Hydrant – Damaged Meter	\$40.00 per hour plus materials
Hydrant Flow Test	\$57.00 per test (each trip)
Wrench Not Returned	\$50.00 per wrench

F. Water Plant Laboratory

As authorized in Sec. 17.12.090, the following water plant laboratory fees are hereby established:

Bacteria Test for New Water Main	\$40.00 per test
Lead Lab Test Fee	\$75.00 per test

G. Backflow Protection

As authorized in Sec. 17.12.090, 17.10.120, and 17.12.240, the following backflow protection fees are hereby established:

Registered Backflow Device	\$8.50 per device per year
Licensed Backflow Tester Registration	\$10.00 per person per year
Bulk Water Truck Permit	\$10.00 per truck per year

SCHEDULE OF FEES FOR NEW WATER SERVICES. On and after July 1, 2019, the schedule of fees as set forth below shall apply to the services described herein. Reference is made to Chapter 17 of the Code of the City of Wichita for additional information concerning the stated fees.

A. New Water Services

As authorized in Sec. 17.12.040 (Connection Fees) and 17.12.061 (Water Plant Equity Fees), the following new water service fees are hereby established:

Complete installation by City staff or City contractor:

Service Description	Connection Fee	Water Plant Equity Fee
1-inch tap, service line and meter setting	\$1,536	\$1,520
2-inch tap, service line and meter setting	\$4,386	\$4,860

Cost includes meter and installation in customer's vault:

Meter and Service Description	Connection Fee	Water Plant Equity Fee
2, 2-inch meters on 4-inch service	per bid	\$9,720
3-inch meter on 4-inch service	per bid	\$9,120
4-inch meter on 4-inch service	per bid	\$15,200
6-inch meter on 6-inch service	per bid	\$30,400
2, 3-inch meters on 6-inch service	per bid	\$18,240
2, 4-inch meters on 6-inch service	per bid	\$30,400
8-inch meter on 8-inch service	per bid	\$48,640
2, 4-inch meters on 8-inch service	per bid	\$30,400
2, 6-inch meters on 8-inch service	per bid	\$60,800
12-inch meter on 12-inch service	per bid	\$130,720
2, 6-inch meters on 12-inch service	per bid	\$60,800

Water tap only (not applicable to concrete pipe):

Tap Size	Connection Fee
2-inch tap	\$1,216
4-inch tap	\$2,660
6-inch tap	\$3,192
8-inch tap	\$3,522
12-inch tap	\$6,228

The customer or contractor must have the water main ready for an immediate tap. Therefore, these prices do not include any excavation cost, pavement cut or removal costs. The customer or contractor must submit professional engineered plans to Public Works Engineering for approval to construct service line. A tap work order will not be issued until the Wichita Water Utilities verifies the approved plans, appropriate payments, and bonding. Street cuts, excavation, thrust blocking, backfilling, pavement reconstruction, and all other incidental costs are the responsibility of the contractor.

Water Service Relocation, Replacement, or Other:

Service Description	Connection Fee
Replace or relocate 1-inch or smaller service and/or meter set	\$1,536
Relocate 1-inch or smaller set only	\$768

<u>Water Meter Sizes</u>	<u>Residential Inside City</u>	<u>Commercial Inside City</u>	<u>Residential Outside City</u>	<u>Commercial Outside City</u>	<u>Wholesale</u>
5/8 inch	\$18.43	\$18.77	\$29.51	\$30.07	\$30.07
3/4 inch	18.43	18.77	29.51	30.07	30.07
1 inch	18.43	18.77	29.51	30.07	30.07
1 1/2 inch	23.97	24.43	38.34	39.06	39.06
2 inch	30.51	31.09	48.84	49.77	49.77
3 inch	51.37	52.33	82.23	83.78	83.78
4 inch	68.23	69.52	109.23	111.29	111.29
6 inch	103.31	105.26	165.38	168.50	168.50
8 inch	138.11	140.71	221.09	225.26	225.26
10 inch	176.70	180.03	282.90	288.24	288.24
12 inch	245.36	249.99	392.78	400.19	400.19
16 inch					905.22

B. FIRE PROTECTION FLAT MONTHLY CHARGES

<u>PIPE SIZES</u>	<u>Inside City</u>	<u>Outside City</u>
5/8 inch	\$5.95	\$9.56
3/4 inch	6.14	9.84
1 inch	6.83	10.93
1 1/2 inch	8.13	13.04
2 inch	9.89	15.80
3 inch	18.65	29.82
4 inch	24.73	39.57
6 inch	38.42	61.50
8 inch	51.56	82.52
10 inch	66.89	107.01
12 inch	90.32	144.51

II. WATER VOLUME CHARGES

Charges for any volume of water passing from the City of Wichita water system to a private water system shall be billed to the individual residing at the residence or business. Volume charges shall not apply to flat rate services which have been properly established with the Wichita Water Utilities.

A. AVERAGE WINTER CONSUMPTION

Average winter consumption (AWC) shall be defined as the arithmetic mean of monthly consumption computed by adding the metered consumption on bills rendered during the months of December, January, February, and March and then dividing this sum by the number of billings rendered during

these same months. Each customer's AWC shall be recalculated in April of each year. Metered consumption charges for the ensuing twelve months shall be computed utilizing the AWC as calculated each April, apportioning usage among the applicable rate blocks as designated below. In those instances where no consumption data exists for the calculation of an AWC for particular customers, the director of public works & utilities shall determine the most appropriate method of establishing average winter consumptions for such circumstances. The minimum monthly AWC for any metered service sized one (1) inch or less shall be 6,000 gallons. If a billing period of greater than one month (defined as days of service within twenty eight to thirty one days) is used, the actual or minimum AWC shall be adjusted accordingly on a daily basis.

B. RETAIL VOLUME CHARGES

		Rates Per 1,000 Gallons			
		Residential Inside City	Commercial Inside City	Residential Outside City	Commercial Outside City
Block 1:	Metered Consumption through 110% of AWC	\$2.93	\$2.99	\$4.69	\$4.78
Block 2:	Metered Consumption between 111% and 310% of AWC and from Fire Services	10.24	10.43	16.39	16.70
Block 3:	Metered Consumption above 310% of AWC	14.98	15.26	23.97	24.43

RETAIL VOLUME CONSERVATION CONTRACT RATES

In order to obtain significant reductions in customers' annual water use, through more efficient use of Wichita's water resources, the director of public works & utilities is empowered to negotiate and execute contracts with retail customers which provide for a significant annual water savings by customers in return for charging all water use at the retail volume conservation contract rate. The director of public works & utilities is further empowered to establish such rules and regulations in contract terms as may be necessary to most equitably carry out the intent of this section. Rules and regulations shall be promulgated based on the needs of the City of Wichita as demonstrated in its water conservation plan and programs to address the requirements of the State of Kansas. In all circumstances, customers seeking to qualify for the conservation contract rate must make written application to the director of public works & utilities, detailing methods to be employed to conserve water, the time frame for implementing such conservation methods and the expected annual water savings in gallons per year to be derived from implementing such conservation plans. Each January,

customers who have entered into conservation contract rate agreements shall report the results of their conservation initiatives to the director of public works & utilities. If the director of public works & utilities determines that any customer did not meet the goal, then a billing will be rendered to the customer to reconcile charges for the proportion of the customer's prior year total annual consumption volume that did not qualify for the retail conservation contract rate as determined by the formula below:

(PRIOR YEAR'S RETAIL VOLUME CHARGE BLOCK 2 RATE - PRIOR YEAR'S RETAIL VOLUME CONSERVATION CONTRACT RATE) x ((PRIOR YEAR'S ANNUAL WATER USE/1,000) x (1 - (PRIOR YEAR'S ACTUAL ANNUAL GALLONS OF WATER SAVED / PRIOR YEAR'S PROJECTED ANNUAL GALLONS OF WATER SAVED)))

Customers exceeding their water conservation goals may use such excess savings in gallons as a credit toward the next year's water savings goal. This rate shall only be made available to customers who can demonstrate potential water savings that would be considered economically significant to the City of Wichita as determined by the director of public works & utilities.

	Conservation Contract Rates	
	Inside City	Outside City
All Metered Consumption: Price per 1,000 gallons	\$7.75	\$12.41

C. WHOLESALE VOLUME RATES

		Rates Per 1,000 Gallons
Block 1:	Metered Consumption through 110% of AWC	\$3.45
Block 2:	Metered Consumption between 111% and 310% of AWC and from Fire Services	17.92
Block 3:	Metered Consumption above 310% of AWC	26.84

D. UNIFORM WHOLESALE VOLUME RATES

All Metered Consumption \$4.80 per 1,000 gallons

E. NON POTABLE VOLUME RATES

All Metered Consumption \$1.55 per 1,000 gallons

III. ASSOCIATION OF LAWN SERVICES

In all cases where practical and appropriate, lawn service accounts shall be associated with the primary service account at a particular service location. The individual consumption amounts for the primary service account and the lawn service accounts shall be added together and the total consumption for the billing period shall be allocated to the appropriate water volume charge rate blocks and volume charges calculated therefor. The consumption as recorded on billings rendered in the months of December, January, February and March for both the primary and lawn service accounts shall be used to calculate the average winter consumption used in apportioning water usage among the volume rate blocks whenever lawn service accounts are associated with primary service accounts.

IV. LATE CHARGES

An amount equal to one and one-half percent of the unpaid balance will be added to all bills not paid within twenty-five (25) days of the date of issuance.

V. MISCELLANEOUS CHARGES

When termination of water service has been ordered by the department for any cause, the customer shall be charged a fee to cover costs of arranging such termination. In instances where the service is actually terminated and later reinstated, the customer shall be charged an additional fee to cover costs of reinstating the service.

If a customer requests inspection and testing of a meter a testing fee shall be paid. If upon such examination and test conducted in the presence of the customer, or the customer's representative, the meter is found to be inaccurate according to the standards of the American Water Works Association, a meter will be substituted and the adjustment of the water bill for the preceding billing period shall include a credit for the testing fee.

Where water service is turned on and shut off in a period of less than one billing period, the billing shall be computed as if service was rendered for an entire billing period. Any customer desiring to discontinue water service temporarily must make request therefor at the office of the department not less than two working days prior to the date on which the service is desired to be discontinued. After the effective date of such discontinuance, all charges for such water and water service shall cease for the period during which the service shall be shut off; provided, that the period of such discontinuance shall not be less than thirty days.

A fee shall be required for the disconnection of a lawn service when the customer of record requests disconnection without concurrently requesting disconnection of the associated service account at the service location. An additional fee shall be required for the reconnection of the lawn service at the same location.

The fees authorized in this section, and other charges and billing for special services, such as but not limited to administrative costs, account origination fees, collection costs, damages and/or vandalism to Utility infrastructure and appurtenances, etc., shall be as set forth in Section 17.12.080.

VI. GOVERNMENT MILITARY FACILITIES LOCATED OUTSIDE THE CITY

Government military facilities located outside the City of Wichita shall be charged inside city rates for water service.

SECTION 3. The original of Sections 17.12.080 and 17.12.090 are hereby repealed.

SECTION 4. This ordinance shall take effect and be in force on and after November 22, 2022, and upon publication once in the official City paper.

ADOPTED at Wichita, Kansas, this 22nd day of November, 2022.

Brandon J. Whipple, Mayor
City of Wichita

ATTEST:

Jamie Buster, City Clerk

Approved as to Form:

Jennifer Magaña, Director of Law
and City Attorney