



**ORDINANCE NO. 322**

AN ORDINANCE AMENDING SECTION 6 OF ORDINANCE 317 OF THE CITY OF REXBURG, IDAHO, ENTITLED ("AN ORDINANCE REGULATING THE SALE AND DISTRIBUTION OF WATER THROUGH THE WATERWORKS SYSTEM OF THE CITY OF REXBURG: PROVIDING THAT WRITTEN APPLICATION BE MADE BY PERSONS DESIRING TO BE SUPPLIED WITH WATER: CLASSIFYING USERS OF WATER FOR THE PURPOSE OF FIXING RATES: ESTABLISHING RATES AND CHARGES FOR WATER SUPPLIED TO THE SEVERAL CLASSES OF USERS: REPEALING SECTION 6 OF ORDINANCE NUMBER 110 AND AMENDING SECTION 1 OF ORDINANCE NUMBER 309 OF THE CITY OF REXBURG PERTAINING TO THE SAME SUBJECT, "PASSED THE 25<sup>TH</sup> DAY OF APRIL, A.D., 1934. APPROVED THE 26<sup>TH</sup> DAY OF APRIL, A.D., 1934) AND AMENDING ORDINANCE NUMBER 317 OF THE CITY OF REXBURG BY ADDING A NEW SECTION NUMBERED SECTION 7, REQUIRING A DEPOSIT TO BE MADE WITH EACH APPLICATION FOR WATER.

**BE IT ORDAINED** By the Mayor and Council of the City of Rexburg, Idaho:

**SECTION I:** That section 6 of Ordinance Number 317 of the City of Rexburg, Idaho, be and the same hereby is amended to read as follows:

**"SECTION VI:** There shall be charged and collected by the City Clerk in cases where water meters have been or shall be installed for water taken through such meters as shown by the readings thereof, monthly, from users and occupants of buildings and premises in the several classes, respectively, the following rates and charges, namely:

**"CLASS ONE:** Each residence, as defined in Section 4 hereof, for the first 3,000 gallons or less, \$1.50 per month.

In every such case where the meter readings show more than 3,000 gallons have been drawn, \$1.50 for the first 3,000 gallons and fifteen cents per thousand gallons for the next 3,000 gallons, or

less, and if more than 6,000 gallons have been drawn, then six cents per thousand gallons for all over 6,000 gallons.

**“CLASS TWO:** Each apartment house as defined in Section 4 thereof, when occupied by only one family or when a separate meter is used for each family or user, the rates prescribed herein as applying to Class One; and, when occupied by two or more families drawing water through one meter, the rates shall be as follows: For the first 3,000 gallons or less \$1.50 as in the case of one family, and \$1.00 for 3,000 gallons or less for each additional family, and if the amount drawn exceeds 3,000 gallons to each family, fifteen cents per 1000 for the first 3,000 gallons or less of such excess, and six cents per 1,000 gallons for all over 3,000 gallons of such excess. The discount of 25 cents for prompt payment, as provided by Ordinance, shall be allowed to each family or user.

**“CLASS THREE:** Business premises and buildings: In the case of each business, building or premises where any business is carried on for profit, for the first 3,000 gallons or less \$2.00 per month.

“In every case where the meter readings show more than 3,000 gallons have been drawn, \$2.00 for the first 3,000 gallons and twenty cents per thousand gallons for the next 5,000 gallons or less: and if the meter readings show more than 8,000 gallons have been drawn, the rates above specified for the first 8,000 gallons and fifteen cents per thousand gallons for the next 10,000 gallons or less, and if more than 18,000 gallons have been drawn then eight cents per thousand gallons for all over 18,000 gallons.

**“CLASS FOUR:** Churches, schools, and other public places as defined above: All churches seminaries, schools (public or private) and public libraries shall be entitled to water free of charge if the meter readings show not more than 10,000 gallons have been drawn in any calendar month. Provided, if any such place shall draw more than 10,000 gallons in and during any calendar month then there shall be charged and collected as provided herein five cents for each thousand gallons over 10,000 gallons.

**“CLASS FIVE:** Indigents and poor persons: The City Council may by order entered upon the records of its proceedings, on sufficient showing made, authorize that water be supplied without charge to any indigent or poor persons. Provided, that not more than 1,000 gallons shall be so supplied, in any month, and if any such person shall draw more than 1,000 gallons in or during any calendar month, then there shall be charged and collected from such person eight cents for each thousand gallons over 1,000 gallons. Provided further, that all such indigents or poor persons shall be billed monthly by the City Clerk and shall be required to present their bills at the office of the City Clerk in order to be entitled to the free use of water as herein provided.

“To each and every of the above classified users there shall be added monthly the amount provided in sub-section 3 – sect. 1-1124-this chapter, for meter rental and services charges, when such rental and service charges should be applied pursuant to the provisions of said section 1-1124.

**SECTION II:** Ordinance number 317 of the City of Rexburg is hereby amended by adding a new section thereto numbered section 7 and to reads as follows:

**SECTION VII:** With each and every application for water to be supplied through the city waterworks system, of the City of Rexburg, there shall be deposited with the City Clerk, or the City Treasurer, a sum in cash, lawful money of the United States, of not less than \$5.00, and if the estimated monthly charges for the service applied for shall exceed \$5.00, then the amount of the deposit shall be equal to the estimated charges for one month's service, as based upon the rates established by the ordinance for the same class of users. All such deposits shall be held in the City treasury so long as the service applied for shall be supplied, and if and when the service is discontinued, as to any user, the amount of hos or its deposit, less any amount owing the city, shall be refunded."

Passed the 11<sup>th</sup> day of April, A.D. 1935.

Approved the 11<sup>th</sup> day of April, A.D. 1935.

Attest:

\_\_\_\_\_  
T.G. Richman

City Clerk

\_\_\_\_\_  
Arthur Porter, Jr.

Mayor

(SEAL)

AMENDED BY ORD. 399, 1929