

CITY OF BULL SHOALS  
MARION COUNTY ARKANSAS  
ORDINANCE NO. 2015-04

**AN ORDINANCE TO PROVIDE FOR A MAINTENANCE FEE FOR THE REPLACEMENT OF WATER METERS THROUGHOUT THE CITY OF BULL SHOALS AND TO ESTABLISH A DEPRECIATION FUND WITHIN THE WATER BUDGET FOR FUTURE MAINTENANCE, REPEALING AND REPLACING ORDINANCE 2011-02**

**WHEREAS**, this ordinance replaces ordinance, 2001-06, and all ordinances or parts of ordinances in conflict herewith are hereby repealed.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Bull Shoals, Marion County, Arkansas that:

**SECTION 1.** The City of Bull Shoals owns and operates the water distribution lines and meters within the city.

**SECTION 2.** It is of the highest importance for the city to provide, protect, maintain and preserve a clean and workable water system.

**SECTION 3.** It is vitally important to all customers of the City of Bull Shoals water system to have a safe and stable water supply, an important part of which is the maintenance of the system. The present system is outdated and in need of constant repairs. The majority of meters have never been replaced since the premises for which it serves have been built. The water department budget is the only budget within the city that does not have a Depreciation Fund.

**SECTION 4.** In order to revitalize, update and establish a Depreciation Fund within the Water Department budget, a five-dollar (\$5.00) per month maintenance fee will be added to the water bill(s) of all customers of the City of Bull Shoals Water System.

**SECTION 5.** The fee will be accessed on all water meters that are active during a billing period or any part thereof. The fee will be attached to active Sprinkling Meters. Sprinkler Meters not in use may, at the request of the owner, be placed on vacation disconnect, and said meters will be shut off and locked by the Bull Shoals Water Department. Upon request for reconnection by the owner, a reconnection fee will apply.

**SECTION 6.** If any provision, clause, sentence, paragraph or section of this Ordinance, or the application thereof shall be held invalid by a court of competent jurisdiction, such invalidity shall not affect the other provision(s) of this Ordinance which can be given effect without the invalid provision(s) or application and to this end the provision(s) of this Ordinance are declared servable.

**SECTION 7.** This ordinance shall be in full force and effect from and after its passage.

**EMERGENCY CLAUSE.** It is hereby determined that the maintenance and budgetary operation of the Bull Shoals Water System is in critical condition. The loss of water due to overused, outdated and improperly maintained meters and lines has placed an undue burden on the Water Department budget. In order to continue to upgrade and provide this essential service and to maintain a safe and healthy system, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after the date of passage Arkansas.

Passed and approved this 29<sup>th</sup> day of October, 2015

Approved D. R. Hatcher  
Mayor

Attest Kimberly M. Williams  
Recorder/Treasurer