

“A Historic Past”



“A Bright Future”

CITY OF DELAWARE CITY
407 Clinton Street – P.O. Box 4159
Delaware City, Delaware 19706
302-834-4573

ORDINANCE NO. 06-0717-01

AN ORDINANCE TO AMEND CHAPTER 6,
ARTICLE II OF THE CODE OF THE CITY OF
DELAWARE CITY RELATING TO WATER
RATES AND FEES

WHEREAS, the Mayor and Council of the City of Delaware City deem it necessary and desirable to amend Chapter 6, Article II of the Code of the City of Delaware City so as to make provision for the sale of water to qualified large commercial users at wholesale incentive rates;

NOW, THEREFORE, the Mayor and Council of the City of Delaware City do hereby ordain as follows:

SECTION 1. Section 6-13 of the Code of the City of Delaware City is hereby deleted in its entirety and substituted therewith the following:

“BASE CHARGE

5/8” meter	\$39.00 / Quarter	\$13.00 / Month
1” meter	\$70.00 / Quarter	\$23.34 / month
1 1/2” meter	\$120.00 / Quarter	\$40.00 / Month
2” meter	\$150.00 / Quarter	\$50.00 / Month
6” meter	\$300.00 / Quarter	\$100.00 / Month
Minimum Charge	\$20.00 / Quarter	\$6.67 / Month

QUARTERLY WATER USAGE GALLONAGE

0 – 15,000 Gallons	\$3.25 / 1000 Gallons / Quarter
15,001 – 25,000 Gallons	\$3.75 / 1000 Gallons / Quarter
25,001 - 50,000 Gallons	\$4.55 / 1000 Gallons / Quarter
Over 50,000 Gallons	\$5.50 / 1000 Gallons/ Quarter

MONTHLY WATER USAGE GALLONAGE

0 – 5,000 Gallons	\$3.25 / 1000 Gallons / Month
5,001 – 8,500 Gallons	\$3.75 / 1000 Gallons / Month
8,500 – 17,000 Gallons	\$4.55 / 1000 Gallons / Month
Over 17,000 Gallons	\$5.50 / 1000 Gallons / Month

DISCOUNTS AND SURCHARGES

Qualified Resident Senior Citizen or Disabled	40% Discount
Qualified Resident Institutional Customer	50% Discount
Non-Resident	0
Qualified Wholesale Commercial Customer	Per Agreement”

SECTION 2. A new Section 6-16 is hereby added to read as follows:

“6-16 Qualified Wholesale Commercial Customer

a.) Definition. A “Qualified Wholesale Commercial Customer” is any water customer consuming more than 25,000 gallons per month or 75,000 gallons per quarter having entered into an Agreement with the City prior to such usage.

b.) Agreement Required. No Qualified Wholesale Commercial Customer shall be eligible for a wholesale or discounted water rate without first having received the approval of the City for such usage by written agreement. Mayor & Council shall review all such agreements on a case by case basis and may grant approval via Council resolution if it is deemed in the best interest of the City. Any approved agreement with a Qualified Wholesale Commercial Customer shall have a definite term and shall charge a rate of not less than \$2.50 per thousand gallons of usage. Such agreements shall also contain provisions relating to capital cost recovery, impact (connection) fees, service restrictions, usage limitations and such other terms as

the City Manager may deem advisable. Notwithstanding the terms of Section 6-7(b)(1), an Agreement with a Qualified Wholesale Commercial Customer may provide that the City is not the sole source of all potable water delivered to the Consuming Unit.”

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Mayor and Council hereby declare that they would have passed this Ordinance and each section, subsection, sentence, clause or phrase irrespective of the fact that any one or more thereof is declared unconstitutional or invalid.

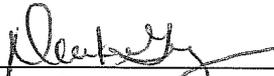
SECTION 4. Ordinances or parts of Ordinances in conflict herewith are hereby repealed; provided that any such repeal shall not abate a right of action already accrued under any repealed Ordinance.

SECTION 5. This Ordinance shall become effective immediately upon passage.

Signature Page Follows

ADOPTED BY THE MAYOR AND COUNCIL, this 21st day of August, 2006.

ATTEST:



City Secretary

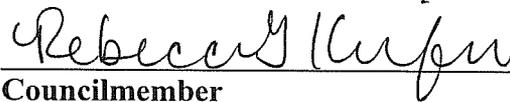


Mayor

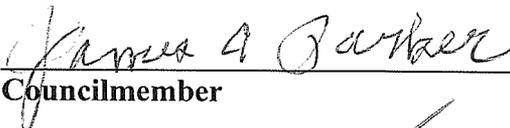
APPROVED AS TO FORM:



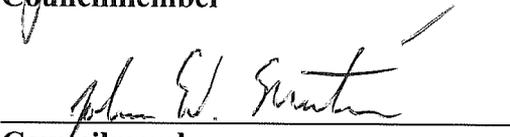
City Solicitor



Councilmember



Councilmember



Councilmember

Councilmember

Councilmember

First Reading: July 17, 2006
Second Reading and Passage: August 21, 2006