

ORDINANCE AMENDING CITY CODE SECTION 55-100 TO CONTINUE USING THE 2020 WINTER QUARTER AVERAGE (CALCULATED FROM DECEMBER 2019 – FEBRUARY 2020) FOR WASTEWATER CHARGES FROM MAY 2021 THROUGH APRIL 2022

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. That the City Code of Ordinances, Chapter 55, Utilities, Article VII, Wastewater Rates, Section 55-100 Schedule is amended to add new subsection (d) regarding use of the 2020 winter quarter average (calculated from December 2019 – February 2020) for wastewater charges during May 2021 through April 2022 as follows:

Sec. 55-100. - Schedule.

- (a) The monthly charge to be paid by users of wastewater service furnished by the city's municipal sewer system, except as otherwise provided in articles VII and XI of chapter 55, shall be based on the amount of water used by the user according to the following rates:

Classification—Residential	Usage Effective 2020
Inside city limits	
One-family minimum monthly charge (first 2,000 gallons)	\$ 32.60
One-family per 1,000 gallons over 2,000	6.69
Inside city limits	
One-family maximum monthly charge (up to 25,000 gallons)	186.47
Outside city limits	
One-family minimum monthly charge (first 2,000 gallons)	40.75
One-family per 1,000 gallons over 2,000	14.85
Outside city limits	
One-family maximum monthly charge (up to 25,000 gallons)	382.30
Classification—Commercial	Effective January 1, 2020
Inside city limits	

Commercial minimum monthly charge (first 2,000 gallons)	\$ 44.75
Inside city limits	
Commercial per 1,000 gallons over 2,000	4.79
Outside city limits	
Commercial minimum monthly charge (first 2,000 gallons)	55.95
Outside city limits	
Commercial per 1,000 gallons over 2,000	9.59

(b) By May 1, 2020, the amount of water used to compute the monthly bills for wastewater service to one-family residential customers shall be computed on the basis of the "winter quarter average usage" that is calculated pursuant to this subsection and every year thereafter.

(1) *Definitions.*

- a. *Winter quarter averaging wastewater charge period:* The period of water and wastewater service during the three (3) preceding winter quarter months of December, January and February. The initial winter quarter averaging wastewater charge period occurs during the months December 2019 through March 2020.
- b. *Winter quarter average usage:* The monthly wastewater usage established by the city during the "winter quarter averaging wastewater charge period" based upon the customer's thirty-day average water consumption during that period.
- c. *Interim average usage:* The monthly wastewater usage established by the city for individual customers who have not established a "winter quarter average usage". The "interim average" is three thousand (3,000) gallons per month, and is the basis for monthly wastewater charges until a "winter quarter average usage" as defined in subsection (b)(1)b. of this section is established for the individual customer.
- d. *Service area:* The geographic region served by the city's wastewater system.

(2) *Winter quarter average criteria.*

- a. The customer must receive wastewater service at one (1) location during the entire winter quarter averaging wastewater charge period in order to establish a "winter average usage".
- b. "Winter quarter average usage" charges shall apply to one-family residential customers only.
- c. The following method will be used to calculate the customer's "winter quarter average usage":
 1. Add the customer's water consumption during the winter quarter averaging wastewater charge period to determine total winter quarter consumption.
 2. Divide total winter quarter consumption amount by ~~three~~ (3) the number of days between the reading in December and the latest reading in March to determine the average daily usage. In the event a reading in December does not exist, the most recent prior reading will be utilized.

3. Multiply the average daily usage by thirty (30) to determine winter quarter average usage. Such winter quarter average usage shall be limited to a maximum of twenty-five thousand (25,000) gallons.
 - d. The following method will be used to calculate the customer's monthly wastewater charge: apply the applicable wastewater rates established in subsection (a) to calculate the customer's monthly wastewater charge. The adjusted rate that applies to service on and after May 1 will reflect wastewater usage based on the previous "winter quarter averaging wastewater charge period." A new winter quarter average usage shall be calculated by May 1 annually based upon the amount of water used during the winter quarter averaging wastewater charge period.
 - e. New and relocating customers; adjustments:
 1. Customers new to the service area, who have not established a "winter quarter average", shall be billed at the "interim average" rate. The "interim average rate" is three thousand (3,000) gallons per month.
 2. Customers who are relocating within the service area, who established a "winter quarter average" at their previous address, shall be billed at the "interim average rate" or their "winter quarter average" rate at the previous address, whichever is less.
 3. Customers who are relocating within the service area, who have not established a "winter quarter average" at their previous address, shall be billed at the "interim average" rate.
 4. When a customer experiences a substantial increase in water or wastewater usage from hidden water leaks in the plumbing system during the winter quarter average charge period, and if the customer can produce proof of repairs, the director of water utilities or the director's designee may adjust the wastewater bill.
 - f. The city will begin in March 2020 to implement winter quarter averaging as soon as the city billing system has been programmed to calculate the wastewater bills utilizing winter quarter average usage.
- (c) The rates established in subsection (a) of this section are based upon water consumption for wastewater service customers with wastewater characteristics of five hundred sixty-two (562) parts per million or less by weight of chemical oxygen demand index, two hundred fifty (250) parts per million or less by weight of biochemical oxygen demand index, and two hundred fifty (250) parts per million or less by weight of suspended solids index. If the wastewater characteristics exceed any of these parameters, the customer shall pay additional abnormal wastewater surcharges as provided in section 55-148.
- (d) Due to the extreme cold weather event in February 2021, the wastewater winter quarter average usage (WQA) will not be recalculated in 2021. Instead, the amount previously calculated as the WQA in 2020 will be used as the WQA for wastewater service in May 2021 through April 2022. A customer may request a review and adjustment of their WQA calculation on a case-by-case basis if they have objection to use of their 2020 WQA.

(Code 1958, § 38-49; Ord. No. 9863, § 1, 7-29-1970; Ord. No. 11612, § 1, 8-8-1973; Ord. No. 12209, § 1, 8-7-1974; Ord. No. 12656, § 1, 6-25-1975; Ord. No. 13860, § 1, 8-3-1977; Ord. No. 15700, § 1, 8-13-1980; Ord. No. 16448, § 1, 8-12-1981; Ord. No. 17156, § I, 7-28-1982; Ord. No. 17763, § 1, 8-3-1983; Ord. No. 18352, § 1, 7-24-1984; Ord. No. 18940, § 1, 7-23-1985; Ord. No. 19403, § 1, 7-29-1986; Ord. No. 20412, § 1, 7-26-1988; Ord. No. 20748, § 1, 8-8-1989; Ord. No. 21001, § 1, 10-9-1990; Ord. No. 21440, § 1, 7-21-1992; Ord. No. 21662, § 1, 5-25-1993; Ord. No. 21671, § 1, 6-8-1993; Ord. No. 21814, §§ 1(e), (f), 12-14-1993; Ord. No. 21965, § 1, 6-14-1994; Ord. No. 22743, § 1, 11-12-1996; Ord. No. 23706, § 1, 7-20-1999; Ord. No. 24132, § 1, 7-25-2000; Ord. No. 24531, § 1e, 7-24-2001; Ord. No. 24969, § 6, 7-23-2002; Ord. No.

25396, § 6, 7-22-2003; Ord. No. 025866, § 5, 7-27-2004; Ord. No. 026368, § 5, 7-26-2005; Ord. No. 026900, § 5, 7-25-2006; Ord. No. 027355, § 5, 7-24-2007; Ord. No. 027781, § 7, 7-22-2008; Ord. No. 028256, § 5, 7-28-2009; Ord. No. 028690, § 1, 7-20-2010; Ord. No. 029160, § 3, 7-26-2011; Ord. No. 029917, § 7, 7-30-2013; Ord. No. 030242, § 4(Exh. A), 7-29-2014; Ord. No. 030295, § 5, 9-23-2014; Ord. No. 030605, § 4, 9-8-2015; Ord. No. 031244, § 2, 9-12-2017; Ord. No. 031874, § 1, 9-17-2019; Ord. No. 032093, § 1, 4-21-2020)

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2021, by the following vote:

Paulette M. Guajardo _____	John Martinez _____
Roland Barrera _____	Ben Molina _____
Gil Hernandez _____	Mike Pusley _____
Michael Hunter _____	Greg Smith _____
Billy Lerma _____	

That the foregoing ordinance was read for the second time and passed finally on this the _____ day of _____ 2021, by the following vote:

Paulette M. Guajardo _____	John Martinez _____
Roland Barrera _____	Ben Molina _____
Gil Hernandez _____	Mike Pusley _____
Michael Hunter _____	Greg Smith _____
Billy Lerma _____	

PASSED AND APPROVED on this the _____ day of _____, 2021.

ATTEST:

Rebecca Huerta
City Secretary

Paulette M. Guajardo
Mayor