

**Ordinance amending Chapter 55, Section 55-22, of the Code of Ordinances to eliminate the assessment of an administrative utility account transfer fee when related to a relocation of the customer due to a government-funded project; and providing for severance, publication, and an effective date.**

**WHEREAS**, Section 55-22 of the City's Code of Ordinances ("Code") requires the City's Utility Business Office to charge a \$25 administrative utility account transfer fee each time an existing customer moves locations within the city regardless if the displacement and move from one location to another is necessitated due to a government project;

**WHEREAS**, the City Council desires to eliminate the assessment of the administrative transfer fee under the narrow circumstances of this amendment; and

**WHEREAS**, the City Council finds that this action is beneficial and necessary for the continued operation of an efficient, effective, and comprehensive City-wide utility system.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:**

**Section 1.** The City Council specifically finds that the foregoing statements included in the preamble of this ordinance are true and correct and adopts such findings for all intents and purposes related to the amendment of the Code.

**Section 2.** Section 55-22 of the City's Code of Ordinances is amended by inserting new language in subsection (b) where necessary, as follows:

**"Sec. 55-22. - Application or contract for service.**

"(a) The utility business office accounts manager is authorized to establish procedures to process and accept applications for utility service.

"(b) An application or connection fee of twenty-five dollars (\$25.00) is required for all applications for new service or transfers of service. However, no transfer fee will be assessed if the customer's request to transfer service is necessary due to a mandatory displacement caused by a federal-, state-, or City-funded project."

**Section 3.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section in this ordinance is declared invalid or unconstitutional by final decree or judgment of any court, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance since the same would have been enacted by

the City Council without the incorporation into this ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph, or section.

**Section 4.** The City Secretary is directed to publish this ordinance in the official newspaper of the City of Corpus Christi in accordance with the requirements of the City Charter and State law.

**Section 5.** This ordinance takes effect following final passage and publication as required by law.

The foregoing ordinance was read for the first time and passed to its second reading on this the \_\_\_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

Joe McComb	_____	Ben Molina	_____
Rudy Garza	_____	Lucy Rubio	_____
Paulette Guajardo	_____	Greg Smith	_____
Michael Hunter	_____	Carolyn Vaughn	_____
Council Member	_____		

The foregoing ordinance was read for the second time and passed finally on this the \_\_\_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

Joe McComb	_____	Ben Molina	_____
Rudy Garza	_____	Lucy Rubio	_____
Paulette Guajardo	_____	Greg Smith	_____
Michael Hunter	_____	Carolyn Vaughn	_____
Council Member	_____		

**PASSED AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2017

**ATTEST:**

**CITY OF CORPUS CHRISTI**

\_\_\_\_\_  
Rebecca Huerta  
City Secretary

\_\_\_\_\_  
Joe McComb  
Mayor