

ORDINANCE NO. 2015-06

AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING ARTICLE IV, SECTION 110-137, RESPONSIBILITY FOR CONNECTION OF ELECTRICAL SERVICE, OF THE BURNET CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; OPEN MEETINGS; AN EFFECTIVE DATE; AND PROVIDING FOR OTHER RELATED MATTERS.

Whereas, the City provides, or causes to be provided electrical services to all residences and businesses within the City; and

Whereas, City employees require access to certain customer owned electric components, and

Whereas, to provide for the safety of both employees and customers

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT;

Section. 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Amendment of Article IV. Section 110-137 Responsibility for connection of electrical service: Section 110-137, Burnet Code of Ordinances, is hereby amended in its entirety to read as follows:

Sec. 110-137. - Responsibility for connection of electrical service.

- (a) The city will supply overhead secondary service lines for customers who pay all fees associated with new construction and who provide a plan for the building or other permanent facility. The city shall determine the type and location of the service extension, and shall connect to customer-installed wiring. The point of delivery may be changed at the customer's request and the city's option, provided that the customer pays the actual costs of providing the location change. Customers are also responsible for providing a suitable attachment point where the city can install the line. This attachment must be in compliance with applicable codes issued by the State of Texas or other applicable public body and chapter 22 of the Burnet Code of Ordinances.
- (b) At the city's option, customers may also have service delivered to a city meter pole. In such cases, customers must provide an approved service meter loop on the pole. Customers must also install and pay for and service line required beyond the meter pole.

- (c) Customers are responsible for installing and maintaining underground secondary service lines from the meter to the main disconnect switch or service center. The city will assume no responsibility for the connection or the use of the connection.
- (d) Standard connection shall be provided for the standard base fee which includes extension of city's line up to two pole spans. For requests for underground services, the city will provide up to two pole spans and a meter pedestal installed by the city for which the customer will be required to connect to. Any additional extensions shall be deemed nonstandard. An applicant for nonstandard service shall pay all material costs for nonstandard connection over and above materials provided in standard connection prior to installation. The city shall estimate the material costs and, if incurred, the engineering costs for a nonstandard connection which shall be advanced by the applicant. The city shall refund any funds not expended and applicant shall be responsible for any deficiencies which shall be paid prior to a certificate of occupancy being issued or included as part of the utility bill if applicant fails or refuses to pay the deficiencies.
- (e) Customers shall provide for a main disconnect to the customer's electric system in a place readily accessible to City personnel in accordance with the current National Electric Codes as adopted and amended by the City of Burnet, and the City of Burnet standard disconnect specifications. The location of the main disconnect to any customer's electric system which meets or exceeds 800 amps shall be at the discretion of the City and shall be determined on a case by case basis.

Section 3. Severability. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

Section 4. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code*.


Section 5. Effective Date. This ordinance shall take effect on _____, 2015, provided that the ordinance or a caption thereof is published in accordance with the City Charter.

PASSED AND APPROVED on first reading this the 28TH day of April, 2015.

FINALLY PASSED AND APPROVED on this the 12th day of May, 2015.

ATTEST:

CITY OF BURNET, TEXAS



Gary W. Jideman, Mayor



Kelly Dix, City Secretary

