

ORDINANCE NO. 2024-__

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

**AN ORDINANCE TO AMEND SECTION 51.04: WATER SERVICE RATES
OF THE TONTITOWN MUNICIPAL CODE; DECLARING AN
EMERGENCY AND FOR OTHER PURPOSES.**

WHEREAS, the City Council of Tontitown has adopted regulations for water rates and fees which are codified in Section 51.04 Water Service Rates of the Tontitown Municipal Code, which was previously amended by Ordinance No. 2023-12-1093 on December 19, 2023;

WHEREAS, it has come to the attention of the City Council of the City of Tontitown that Section 51.04 Water Service Rates of the Tontitown Municipal Code requires an amendment in order to correct a typographical error with regard to the out of city base rate charge for a 5/8ths inch water meter; and

WHEREAS, the typographical error reflects that the out of city base rate charge for a 5/8ths inch water meter is \$24.44, when the correct charge should be reflected as \$22.64; and

WHEREAS, having reviewed the proposed amendment, the Tontitown City Council has determined that it is immediately necessary to correct the typographical error and amend Section 51.04 Water Service Rates of the Tontitown Municipal Code, as incorporated in the attached Exhibit "A".

NOW THEREFORE, BE IT ENACTED, by the City Council of the City of Tontitown, as follows:

Section 1. Section 51.04 Water Service Rates of the Tontitown Municipal Code is hereby amended, as set forth in the attached Exhibit "A".

Section 2. The rest and remainder of the Tontitown Municipal Code not specifically amended herein remains in full force and effect.

Section 3. In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never

been contained herein.

Section 4. Declaration of Emergency. It is hereby found and determined that Section 51.04 Water Service Rates of the Tontitown Municipal Code should be immediately amended in its entirety in order to correct a typographical error. Therefore, an emergency is declared to exist, and this act, being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval by the Mayor. If the Ordinance is neither approved nor vetoed by the Mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the City Council overrides the veto.

PASSED AND APPROVED this _____ day of January 2024.

APPROVED:

ATTEST:

Angela Russell, Mayor

Rhonda Ardemagni, City Clerk-Treasurer
(SEAL)