

ORDINANCE NO. 308

AN ORDINANCE OF THE CITY OF ARCHER CITY, TEXAS, AMENDING THE CITY'S CODE OF ORDINANCES, ARTICLE 13.03 WATER AND SEWER SYSTEM, SECTION 13.03.033 MANDATORY USAGE OF WATER/SEWER SYSTEMS; ESTABLISHING RESTRICTIONS; ESTABLISHING A FEE; ESTABLISHING THE SEVERABILITY OF THIS ORDINANCE AND PROVIDING FOR ANY CONFLICTING PROVISIONS; AND ESTABLISHING AN EFFECTIVE DATE FOR THIS ORDINANCE.

Whereas, Chapter 13 Utilities of the Archer City Code of Ordinances, contains Section 13.03.033 Mandatory Usage of Water/Sewer System; and

Whereas the city is amending Section 13.03.033; and

Whereas, it is not feasible to revise the entire Chapter 13.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARCHER CITY, TEXAS:

Section 1. Code Amended

That Chapter 13, Article 13.03, Section 13.03.033, be revised to read as follows:

In operating the water/sewer system, the city council shall adopt such rules and regulations to provide a safe and sanitary water/sewer system to its customers and residents. It shall be mandatory that each owner or resident of the property that has access to the water/sewer system shall make connection and use said water/sewer system. All residents and owners who refuse or fail without just cause, to connect to the city's water/sewer system and use same within fifteen (15) days after the water or sewer system services are available and accessible to their property shall be in violation of this article.

Any person or persons violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction shall be punished by fine in accordance with the general penalty provisions found in [section 1.01.009](#) of this code and each and every separate offense shall be subject to a separate fine.

Section 2. Severability of Ordinance

If any section, subsection, sentence, phrase, or word of this Ordinance shall be held to be unconstitutional by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

Section 3. Conflicting Provisions

That all ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 4. Effective Date

This Ordinance shall become effective ten (10) days after its publication in the *Archer County News*.

PASSED AND APPROVED on the 18th day of September 2014.

Kelvin Green, Mayor

ATTEST:

Kim Whitsitt, City Secretary