AN ORDINANCE introduced by City Manager Neil Dobler, regarding definitions, failure to pay; delinquent service fee, restoration of water service after payment of delinquency, amending Topeka City Code §§ 146-136, and 146-148 and specifically repealing said original section.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That City of Topeka Code §§ 146-136, Definitions, is hereby amended to read as follows:

Sec. 146-136. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Emergency service working hours means all hours between 5:00 p.m. and 8:00 a.m. the next day, Monday through Saturday and all day Sunday.

Nonservice address means an address outside the routed daily service area.

Normal office working hours means all hours the Water Division offices are open for public business, as established by the water superintendent and approved by the public works director. 7:30 a.m. to 5:00 p.m., Monday through Friday.

Section 2. That City of Topeka Code §§ 146-148, Failure to pay; delinquent service fee, is hereby amended to read as follows:

Sec. 146-148. Failure to pay; delinquent service fee.

(a) If a water utility bill remains unpaid for 20 days after such bill has been mailed or delivered, water service may be discontinued and shut off at the discretion of the water superintendent.
(b) Water service shall not be discontinued or shut off until the consumer has been
mailed a notice of five days in which to make full settlement or otherwise resolve the
unpaid bill, except in case of fraud or leaving the city without notice. If consumers permit
their water utility bill to remain unpaid for 40 days following date of mailing or delivery, the
water division may, at its discretion, require deposits to be posted, or require present
deposits to be increased to an amount determined by the water superintendent as
sufficient to secure the city against loss.

(c) A delinquent service fee of $20.00 per service disconnection shall be charged to
all water customers due to the water being turned off for delinquent water utility bills. In all
cases where the water has been turned off for delinquency, the entire amount of the bill,
plus a delinquent service fee, shall be paid at the water division during normal office
working hours before water will be restored.

Section 3. That original City of Topeka Code §§ 146-136, and 146-148 are
hereby specifically repealed.

Section 4. This Ordinance shall take effect and be in force from and after its
passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council JUL 26 2005

William W. Bunten, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 7/20/05 BY BBC
TO BE CODIFIED
NOT TO BE CODIFIED

SL/NORMALOFFICEHOURS 7/20/2005