

ORDINANCE NO. _____

AN ORDINANCE APPROVING A WATER UTILITY TARIFF PROPOSED BY PK-RE DEVELOPMENT COMPANY, INC. FOR ITS CUSTOMERS IN THE CORPORATE LIMITS OF THE CITY OF AUSTIN.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. On September 19, 2012, PK-RE Development Company, Inc. (“PK-RE Development”) filed a Statement of Intent to Change Rates (“Statement of Intent”) by adopting new tariffs for its customers in the corporate limits of the City in the area known as Greenshores on Lake Austin.

PART 2. The City of Austin has original jurisdiction under Section 13.042 of the Texas Water Code to regulate the water and sewer utility rates charged by a water and sewer utility within its corporate limits.

PART 3. PK-RE Development proposed an effective date of November 25, 2012, for its new rates in the Water and Sewer Utility Tariff pages attached to this ordinance as Exhibit A, specifically page 2 of each tariff.

PART 4. Under its authority in §13.187 of the Texas Water Code and Chapter 15-4 of the Austin City Code, with Ordinance No. 20121108-004 the City Council suspended PK-RE’s proposed rate increase for 90 days in order to allow Austin Water Utility’s staff to thoroughly review and analyze the factors necessary for making a final recommendation on the proposed rate change.

PART 5. The City has completed its review and analysis of the proposed rates and has determined that the rates as proposed in the new Water and Sewer Utility Tariffs by PK-RE Development’s Statement of Intent for its customers within the City of Austin are compliant with Chapter 13 of the Texas Water Code and Chapter 15-4 of the City Code and are fair, just, and reasonable.

PART 6. The water and sewer utility rates in the Water and Sewer Utility Tariffs attached as Exhibit A are approved.

PART 7. This ordinance takes effect on _____, 2013.

PASSED AND APPROVED

_____, 2013 § _____
 § _____
 § _____
 Lee Leffingwell
 Mayor

APPROVED: _____
 Karen M. Kennard
 City Attorney

ATTEST: _____
 Shirley A. Gentry
 City Clerk

DRAFT

EXHIBIT A

DRAFT