

ORDINANCE NO. 1946

**AN ORDINANCE AMENDING SECTION 15-122 OF ARTICLE 1, CHAPTER
XV, UTILITIES, OF THE 2020 CODE OF THE CITY OF MARYSVILLE,
MARSHALL COUNTY, KANSAS.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MARYSVILLE, KANSAS:

SECTION 1. Section 15-122 of the 2020 Code of the City of Marysville is hereby amended to read as follows:
15-122. SERVICE CONNECTION FEES.

A. Service Connection Fee for new Water and/or Sewer service must be paid prior to service being established.
Service Connection Fees cannot be transferred from one customer to another.

1. Water and/or Sewer (Residential): \$60.00 nonrefundable. Must be paid in full before service is connected.
2. Water and/or Sewer (Commercial and Industrial): \$250.00 nonrefundable. Must be paid in full before service is connected (except as noted in 3 below).
3. Water and/or Sewer (Commercial located in the Main Street District as defined in 4 below): No fee is required in a Commercial Business for service to be connected. A refund will be issued for all Commercial connection fees collected between January 1, 2019 and June 20, 2019.
4. The Main Street district is defined as the corridor beginning on 4th Street and ending on 16th Street From Carolina Street to Elm Street.

B. TRANSFER and TRANSFER FEE:

Water users shall be charged a transfer fee of \$10.00 for each service turn on and turn off when:

- 1) desiring to have their water physically connected for a period of time (i.e. vacation, sprinkler, cleaning, repairing leak); 2) moving from one address to another address (see C below). A transfer fee will not be charged when only changing names on the account (landlords).

C. MOVING TO ANOTHER ADDRESS. Should a customer move to another address in the City's service area, utilities may be established at the new address without additional Service Connection Fees providing the following criteria are met:

1. The account, or any previous account in the customer's name, cannot have been disconnected due to failure to pay during the past 24 consecutive months.
2. Customer must have a good payment record which is defined as no more than one late payment in a 12 month period of time, or for the duration of the account if it has been active less than 12 months.

If the above criteria has been met, a nonrefundable transfer fee of \$10.00 will be required to transfer the utilities. If the above criteria cannot be met, then a new Service Connection Fee as outlined in Paragraph A will be required.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force on May 15, 2025 following its passage and publication in the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY this 12th day of May 2025.

ATTEST:

TODD FRYE
Mayor

SAMANTHA RALPH
City Clerk

(SEAL)

ORDINANCE NO. 1923

AN ORDINANCE AMENDING SECTION 15-122, 15-123, 15-124, 15-125, 15-126 OF ARTICLE 1, CHAPTER XV, UTILITIES, OF THE 2020 CODE OF THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MARYSVILLE, KANSAS:

SECTION 1. Section 15-122 of the 2020 Code of the City of Marysville is hereby amended to read as follows:

15-122. SERVICE CONNECTION FEES.

A. Service Connection Fee for new Water and/or Sewer service must be paid prior to service being established. Service Connection Fees cannot be transferred from one customer to another.

1. Water and/or Sewer (Residential): \$100.00 nonrefundable. Must be paid in full before service is connected.
2. Water and/or Sewer (Commercial and Industrial): \$250.00 nonrefundable. Must be paid in full before service is connected (except as noted in 3 below).
3. Water and/or Sewer (Commercial located in the Main Street District as defined in 4 below): No fee is required in a Commercial Business for service to be connected. A refund will be issued for all Commercial connection fees collected between January 1, 2019 and June 20, 2019.
4. The Main Street district is defined as the corridor beginning on 4th Street and ending on 16th Street From Carolina Street to Elm Street.

B. TRANSFER and TRANSFER FEE:

Water users shall be charged a transfer fee of \$10.00 for each service turn on and turn off when:

- 1) desiring to have their water physically connected for a period of time (i.e. vacation, sprinkler, cleaning, repairing leak); 2) moving from one address to another address (see C below). A transfer fee will not be charged when only changing names on the account (landlords).

C. MOVING TO ANOTHER ADDRESS. Should a customer move to another address in the City's service area, utilities may be established at the new address without additional Service Connection Fees providing the following criteria are met:

1. The account, or any previous account in the customer's name, cannot have been disconnected due to failure to pay during the past 24 consecutive months.
2. Customer must have a good payment record which is defined as no more than one late payment in a 12 month period of time, or for the duration of the account if it has been active less than 12 months.

If the above criteria has been met, a nonrefundable transfer fee of \$10.00 will be required to transfer the utilities.

If the above criteria cannot be met, then a new Service Connection Fee as outlined in Paragraph A will be required.

Section 15-123 of the 2020 Code of the City of Marysville is hereby amended to read as follows:

15-123. SAME; DELINQUENT BILL.

A bill not paid by the 22nd day of the month following the billing date shall be declared to be delinquent. An Additional penalty will be added to each delinquent bill for each month delinquent. It shall be the duty of the City clerk or the city utility clerk to cause notice to be given to the owner or occupant of the premises that unless the delinquent bill is paid within five days following the service of the notice that the water service to the premises shall be terminated.

Section 15-124 of the 2020 Code of the City of Marysville is hereby amended to read as follows:

15-124. SAME; NOTICE.

A termination notice may be served by regular mail addressed to the customer's or owner's last known address, or it may be delivered in person to the premises. If the bill remains unpaid for 5 days following of notice, water service shall be discontinued.

Amended
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- A. In the event any person shall neglect, fail or refuse to pay, within five days following notice of the discontinuance, the utility billings and delinquency charges due the city, such billings and charges shall constitute a lien upon the real property serviced by the connection to the utility service and shall be certified by the city clerk to the county clerk of Marshall County, Kansas, to be placed on the tax roll for collection, subject to the same penalties and collected in like manner as other taxes are by law collectible.

Section 15-125 of the 2020 Code of the City of Marysville is hereby amended to read as follows:

15-125 SAME; RESTORATION OF SERVICE.

Whenever water service shall be terminated under the provisions of Section 15-124, and amendments thereto, such service shall not be reconnected until the delinquent account is paid in full, including a disconnect fee.

The delinquent bill and disconnect fee including any late charges or penalties must be paid in full even if service is not reconnected at the current service address. The disconnect fees are as set forth below:

- A. First time delinquent, \$50.00 fee;
- B. Second time delinquent, \$75.00 fee;
- C. Third and any other time thereafter delinquent, \$100.00 fee.

Section 15-126 of the Code of the City of Marysville is hereby amended to read as follows:

15-126 BULK METER.

Whenever a bulk water meter is set on a fire hydrant for customer's use a fee of \$25.00 will be charged plus the fee for the actual gallons used. The city will remove the meter in two weeks if the customer has not contacted the city.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall take effect and be in force on September 14, 2023 following its passage and publication in the official city newspaper.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this eleventh of September 2023.

ATTEST:

JASON BARNES
Mayor

LUCINDA HOLLE
City Clerk

(SEAL)