

**ORDINANCE NUMBER 120**

**AN ORDINANCE TO ESTABLISH THE CALCULATION  
AND METHODOLOGY USED FOR WATER LINE  
EXTENSIONS AND HOOKUPS; TO DECLARE AN EMERGENCY  
AND FOR OTHER PURPOSES**

FILED FOR RECORD  
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WASHINGTON CO AR  
K. HARNISS

WHEREAS, the City of Tontitown, from time to time, upon request and/or necessity, has the need to extend its water lines; and

WHEREAS, the City of Tontitown has allowed persons inside and outside the corporate limits of Tontitown to hook up to the Tontitown water system without bearing the cost of water line extensions; and

WHEREAS, the cost of extending the water lines is often borne by fewer persons than actually have use of said utility; and

WHEREAS, the City of Tontitown finds that a more equitable method of apportioning the costs of water line extensions is necessary for the welfare of both the City and those persons having need of the utility:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF TONTITOWN, ARKANSAS AS FOLLOWS:

**SECTION I**

For purposes of this Ordinance, the word "unit" shall be defined as one (1) water meter used by the City of Tontitown for the purpose of calculating water usage. One water meter shall be considered one unit regardless of the size of the meter or the water capacity it is designed to measure.

**SECTION 11**

Whenever a request is made to the City of Tontitown for the extension of a water line, and such request is granted, any person connecting to the water line within the first five (5) years of its completion, shall pay a pro-rata share of the cost incurred for extending said line, based on the total number of units that have and/or may connect to the water line at the time the connection is made, including the number of units for those persons requesting the connection. The number of units to be used in the calculation shall consist of those units which have already connected to the water line, if any, plus the number of units that may connect to a water line. Units need not be operational to be used in the calculation, if it can be determined how many units may connect to the water line based upon any building permit(s) of record at the time the connection is made.

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The City of Tontitown shall not receive in connection fees, as set forth above, more than *One-Hundred percent (100%)* of the cost incurred for the installation and/or extension of any water line.

SECTION III

Any person who connects to an extended water line more than five (5) years after completion of the project shall not be subject to any pro-rating of costs as set forth in Section 11 of this Ordinance, but shall pay according to the hook-up and meter fees which are in effect at that time.

SECTION IV

The City of Tontitown is vested with full discretion regarding whether a request for the extension of a water line should be granted. In addition, the City of Tontitown reserves the right to determine what portion of the cost, if any, it wishes to bear for the extension of any such water lines.

SECTION V

Any person wishing to connect to a water line as set forth in this Ordinance shall pay for the cost of same by remitting payment to the Water Department of the City of Tontitown at the time the connection is requested.

SECTION VI

It is hereby declared that an emergency exists and this Ordinance, being necessary for the equitable distribution of costs related to the extension of water lines, shall become effective immediately upon its passage, approval, and publication.

PASSED AND APPROVED THIS 5<sup>th</sup> DAY OF August, 1997.

Freddie B. Faldo,

MAYOR



ATTEST:  
Frances France

TREASURER/RECORDER

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