

Ordinance

Version 3.2 released on 8/3/21

Use for all Ordinances including: TRO, Budget, Zoning, Declarations, Trust Indentures, etc.



CITY COUNCIL USE ONLY

Date Received: _____
 Committee Date: _____
 1st Agenda Date: _____

Tracking #: _____

Committee: _____

Hearing Date: _____

2nd Agenda Date: _____

CITY CLERK USE ONLY

☐ Scanned

Date: 05.31.2023

☐ Posted

Item #: 2305.01085

All department items requiring Council approval must be submitted through the Mayor's Office.

Primary Details

Dept. Tracking No.

Board Approval

Other Board Name

City Council Approval

Tulsa Metropolitan Utility
Authority☒ Yes ☐ NoDepartment
Water and SewerContact Name
Eric LeeEmail
elee@cityoftulsa.orgPhone
918-596-7274Subject (Description)
Proposed Water and Sewer Rate IncreasesOrdinance Type
Amending Tulsa Revised Ordinances

Section Township

Range Lot

Block Address

BA / CT Number

Amending Ord. No.

TRO Title No.
11
e.g. 43TRO Subtitle
C
e.g. G

Property/Non-Property

Council District

Zoning No.

PUD No.

Planning District

Budget

Funding Source(s)

TOTAL:

Enter the funding source(s) using the appropriate Munis funding format: Org (Allocation Code)-Object-Amount (1001211-531401-\$10.00) or Project String-Amount (144104.AbstTitle5413102.6001-4043122-541102-\$30,000.01)

Approvals

Department:

Legal:

Board:

Mayor:

Other:

Date: 5-24-2023

Date: 5-23-23

Date: 5-24-23

Date: MAY 31 2023

Date:

Policy Statement

Background Information

This ordinance is amending Title 11 C, Tulsa Revised Ordinance Titled "Waterworks and Sewerage", Amending Sections 302, 303, 304, 305, 306, 307 and 308 to provide water and sewer rate adjustments; amending Chapter 7, titled "Sanitary Sewer User Charge System"; amending sections 702 and 703 to adjust sewer service charge rates; amending sections providing that these rates shall be effective on October 1, 2023; establishing when the amendments enacted by this ordinance shall become operative; and providing for severability. Water rates are adjusted based on cost of service to provide three (3) percent additional revenue to the water fund. Sanitary Sewer rates are adjusted based on cost of service to provide four (4) percent additional revenue to the sewer fund.

Provide background information on the requested action.

Summation of the Requested Action

We ask that Council and Mayor approve the attached rate amendment and approve the operative date of October 1, 2023.

Summarize the pertinent details of the requested action.

Emergency Clause?

☐ Yes

☒ No

Reason for Emergency Clause

Explain why you are requesting that the City Council approve this action with an emergency clause.

Processing Information for City Clerk's Office

Post Execution Processing

☐ Mail vendor copy (add'l signature copies attached)

☐ Must be filed with other governmental entity

☐ Add'l governmental entity approval(s) required

Additional Routing and Processing Details

(Published in the Tulsa World,
_____, 2023.)

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 11-C, TULSA REVISED ORDINANCES, TITLED "WATERWORKS AND SEWERAGE"; AMENDING CHAPTER 3, TITLED "WATER RATES"; AMENDING SECTIONS 302, 303, 304, 305, 306, 307, AND 308 TO PROVIDE WATER AND SEWER RATE ADJUSTMENTS; AMENDING CHAPTER 7, TITLED "SANITARY SEWER USER CHARGE SYSTEM"; AMENDING SECTION 702 AND 703 TO ADJUST SEWER SERVICE CHARGE RATES; PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE ON OCTOBER 1, 2023; AND PROVIDING FOR SEVERABILITY.

BE IT ORDAINED BY THE CITY OF TULSA:

Section 1. That Title 11-C, Chapter 3, Section 302, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 302. Treated water rates inside city

- A. **Monthly Meter Service Charge.** The minimum monthly charge for all metered, treated water service to single-family residential, multi-family residential, commercial, industrial, large industrial, parks, cemeteries, golf course, and night watering customers, including irrigation meters and deduct irrigation meters, which are either within the corporate limits of the City of Tulsa or on property owned by the City of Tulsa shall be as follows:

Meters of 3/4 inch or less in size and all deduct irrigation meters	\$6.57
Meters of 1 inch in size	\$10.16
Meters of 1-1/2 inches in size	\$13.55
Meters of 2 inches in size	\$25.51
Meters of 3 inches in size	\$59.08
Meters of 4 inches in size	\$77.39
Meters of 6 inches in size	\$120.76
Meters of 8 inches in size	\$168.31
Meters of 10 or more inches in size	\$229.46

- B. **Monthly Quantity Charge.** The rates per month for treated water supplied to single-family residential, multi-family residential, commercial, industrial, large industrial, parks, cemeteries, golf course, and night watering customers, including irrigation meters and deduct irrigation meters, through meters to locations either within the corporate limits of the City of Tulsa or on property owned by the City of Tulsa shall be as follows:

Rate Per Thousand Gallons

Single-Family Residential	\$4.44
Multi-Family Residential	\$3.86
Commercial	\$3.91
Industrial	\$2.87
Large Industrial	\$1.91
Parks/Cemeteries/Golf Courses	\$5.88
Night Watering	\$5.06"

Section 2. That Title 11-C, Chapter 3, Section 303, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 303. Treated water rates for out-of-city water sales

- A. The Tulsa Utility Board, upon the recommendation of the Director, is authorized to enter into contracts, subject to the approval of the Mayor, for the sale of treated water to be supplied through meters to persons, firms, or corporations for consumption outside the corporate limits of the City of Tulsa and not for redistribution or resale. The charges per month for such water shall be the charges set out in the following schedules:

1. **Monthly Meter Service Charge.** The minimum monthly charge for all metered, treated water service to single-family residential, multi-family residential, commercial, industrial, large industrial, parks, cemeteries, golf course and night watering customers through meters to locations outside the corporate limits of the City of Tulsa, but excluding property owned by the City of Tulsa, shall be as follows:

Meters of 3/4 inch or less in size and all deduct irrigation meters	\$8.54
Meters of 1 inch in size	\$10.43
Meters of 1-1/2 inches in size	\$14.27
Meters of 2 inches in size	\$28.80
Meters of 3 inches in size	\$68.98
Meters of 4 inches in size	\$84.98
Meters of 6 inches in size	\$124.33
Meters of 8 inches in size	\$173.28
Meters of 10 or more inches in size	\$235.96

2. **Monthly Quantity Charge.** The rates per month for treated water supplied to single-

family residential, multi-family residential, commercial, industrial, large industrial, parks, cemeteries, golf course and night watering customers through meters to locations outside the corporate limits of the City of Tulsa, but excluding property owned by the City of Tulsa, shall be as follows:

Rate Per Thousand Gallons

Single-Family Residential	\$5.45
Multi-Family Residential	\$4.90
Commercial	\$4.92
Industrial	\$3.48
Large Industrial	\$2.40
Parks/Cemeteries/Golf Courses	\$7.94
Night Watering	\$5.93

- B. The Director is authorized and directed to estimate and establish the amount of probable use of water by a large industrial customer by the size of meter requested, the type of use and amount of water requested, the number of persons proposed to be served, and other appropriate information where the amount is not established by prior use.
- C. All sales of water outside the corporate limits of the City of Tulsa shall be by separate contracts with each customer. Each contract shall expressly reserve to the City the right to discontinue or suspend such service at any time if one of the following events occurs:
1. The failure of the customer to pay charges when they shall become due and owing;
 2. The failure of the customer to curtail water use in the same manner and method as required of customers within the corporate limits of the City in the event of a drought or an emergency requiring water conservation; or
 3. The customer's breach of any of the terms or conditions of the contract."

Section 3. That Title 11-C, Chapter 3, Section 304, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 304. Private fire protection service charges

The rates for water supplied for private fire protection service, within or outside the corporate limits of the City, shall be as provided in this section.

Private Fire Protection. The charge to customers with installed private fire protection service, within or outside the corporate limits of the City of Tulsa, shall be as follows:

Private Fire Protection Service Within the City Limits or on City-Owned Property

Meters of 4 inches or less in size, per month	\$9.14
Meters of 6 inches in size, per month	\$26.57
Meters of 8 inches in size, per month	\$56.61
Meters of 10 inches in size, per month	\$101.80

Private Fire Protection Service Outside City Limits, Excluding City-Owned Property

Meters of 4 inches or less in size, per month	\$11.94
Meters of 6 inches in size, per month	\$34.66
Meters of 8 inches in size, per month	\$73.88
Meters of 10 inches in size, per month	\$132.85

If any water delivered from a system pursuant to this section is used for any purpose other than for the purpose specified here, the charge for such water shall be billed at the appropriate inside or outside treated water rate based upon the quantity used as determined by the Director.”

Section 4. That Title 11-C, Chapter 3, Section 305, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 305. Sale of treated water to municipal corporations, nonprofit water corporations, water improvement districts, public trusts, public utilities, and persons engaged in the water business

A. No water shall be sold or delivered to any municipal corporation; nonprofit water corporation; water improvement district; public trust; public utility; or person, firm or corporation engaged in the water business, except under current written contract as required by law. The City, upon the recommendation of the Utility Board, is authorized to enter into contracts, subject to the approval of the Mayor, for the sale of treated water to be supplied through master meters for redistribution or resale to municipal corporations, nonprofit water corporations, water improvement districts, public trusts, public utilities, persons, firms, or corporations for consumption outside the corporate limits of the City of Tulsa. The charges per month for such water shall be the charges set out herein.

1. **Monthly Meter Service Charge.** The minimum monthly charge for all metered, treated water service provided on a permanent, limited term, or emergency basis shall be as follows:

Meters of 3/4 inch or less in size	\$8.54
Meters of 1 inch in size	\$10.43
Meters of 1-1/2 inches in size	\$14.27
Meters of 2 inches in size	\$28.80
Meters of 3 inches in size	\$68.98
Meters of 4 inches in size	\$84.98
Meters of 6 inches in size	\$124.33
Meters of 8 inches in size	\$173.28

Meters of 10 or more inches in size \$235.96

2. **Monthly Quantity Charge.** Additional rates per month for treated water supplied on a permanent, limited term, or emergency basis shall be as follows:

Rate per Thousand Gallons

Permanent Service	\$3.50
Limited Term Service	\$6.50
Emergency Service	\$11.39

- B. **Discontinuance or Suspension of Service.** Each contract shall expressly reserve to the City the right to discontinue or suspend water service at any time if one (1) of the following occurs:

1. The failure of the customer to pay charges when they shall become due and owing;
2. The failure of the customer to curtail water use in the same manner and method as required of customers within the corporate limits of the City in the event of a drought or an emergency requiring water conservation; or
3. The customer's breach of any of the terms or conditions of the contract.

- C. **Protection Against Contamination.** Each contract required under this section shall contain such provisions as the Director may require to protect the water and the water supply of the City against contamination. No water shall be furnished under any such contract except upon the express condition that all plumbing and connections shall be installed in accordance with the requirements of the Plumbing Code of the City. Such contract shall reserve to the City the right to make house-to-house inspections of all plumbing connections, with the cost of such inspections to be borne by such municipal corporations, nonprofit water corporations, water improvement districts, public trusts, public utilities, and persons engaged in the water business, or by their individual customers.

- D. **Right to Acquire.** Each contract under this section shall expressly provide to the City the right to acquire any of the water lines of the customers that are or shall become within the corporate limits of the City. When the City takes or acquires a customer's water system or portions of a customer's water system, the purchase price to be paid by the City shall be the unpaid portion of the indebtedness of such customer, if any, allocable to that portion of the customer's water lines and appurtenances taken by the City, in the same proportion as the water lines and appurtenances taken by the City bear to the entire system of such customer and shall not include any anticipated revenue or profit.

- E. **Right to Furnish Water.** Each contract under this section shall expressly provide to the

City the right to furnish water within the customer's area of service or boundaries, whether within or outside the corporate limits of the City of Tulsa. The remuneration or other considerations which the customer may receive, if any, when the City furnishes water within the customer's area of service or boundaries shall be mutually agreed upon by the customer and the City prior to the City's furnishing such water.

F. **Master Meters Prohibited—Exceptions.** Water shall not be sold or delivered through any master meter or under any contract providing for a master meter or upon the payment for water on the measurements thereof, with the following exceptions:

1. Incorporated municipalities;
2. Areas served through master meters on September 1, 1947;
3. Public trusts, wherein an incorporated municipality is the sole beneficiary;
4. Rural Water Improvement Districts; and
5. Nonprofit water corporations.

G. **Conflicts.** In event of any conflict or inconsistency between the provisions of this section and other provisions of this chapter, the provisions of this section shall control as to all contracts for sale of water to municipal corporations, nonprofit water corporations, water improvement districts, public trusts, public utilities, and persons engaged in the water business.

H. **General.** Nothing herein contained shall be construed to impose any duty or obligation upon the City to sell or furnish water to any municipal corporation, nonprofit water corporation, water improvement district, public trust, public utility, or person engaged in the water business outside the City of Tulsa corporate limits, except as the City may expressly undertake by the terms of a written contract. All water sold and furnished to persons or to public or private entities outside the corporate limits of the City shall be sold and furnished upon written contracts, expressly stating that the contract may be abrogated by the City at any time the governing body thereof or the board, commission, or public trust operating and controlling the waterworks shall declare by resolution that the water being furnished pursuant to the contract is required by the City for its own use or the use of its inhabitants. This provision pertaining to abrogation of contracts may be waived upon the express written agreement of the contracting parties."

Section 5. That Title 11-C, Chapter 3, Section 306, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 306. Untreated water sales from Spavinaw flow lines and Oologah Lake, Outlet Structure, and Flow Line

A. **Water from Spavinaw Flow Lines.** Water shall not be sold or delivered from the Spavinaw Flow Lines, except through service connections that were in place on August 1, 1981. No existing service shall be enlarged or increased to provide additional water through such service. In the event that use of any service is abandoned or discontinued for a period of one (1) year, such service shall be disconnected from the flow lines; and no new service shall be made available at any point on the flow lines. The charges per month for untreated water shall be as set out in the schedule given herein.

1. **Monthly Meter Service Charge.** The minimum monthly charge for all metered, untreated water service from the Spavinaw Flow Lines shall be as follows:

Meters of 3/4 inch or less in size and all deduct irrigation meters	\$8.54
Meters of 1 inch in size	\$10.43
Meters of 1-1/2 inches in size	\$14.27
Meters of 2 inches in size	\$28.80
Meters of 3 inches in size	\$68.98
Meters of 4 inches in size	\$84.98
Meters of 6 inches in size	\$124.33
Meters of 8 inches in size	\$173.28
Meters of 10 or more inches in size	\$235.96

2. **Monthly Quantity Charge.** Additional rates per month for untreated water supplied through meters to all places from the Spavinaw Flow Lines shall be as follows:

All usage, per thousand gallons	\$0.67
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B. **Water from Oologah Lake, Outlet Structure or Flow Line.** The City of Tulsa, upon recommendation of the Utility Board, is authorized to enter into contracts, subject to the approval of the Mayor, for the sale of untreated water to be supplied from Oologah Lake, the Oologah outlet structure or the Oologah flow line to persons, firms, or corporations for use outside the corporate limits of the City of Tulsa. The charges per month for such untreated water shall be as set out in the schedule given herein.

1. **Monthly Meter Service Charge.** The minimum monthly charge for all metered, untreated water service from the Oologah Lake or the Oologah flow line shall be as follows:

Meters of 3/4 inch or less in size and all deduct irrigation meters	\$8.54
Meters of 1 inch in size	\$10.43
Meters of 1-1/2 inches in size	\$14.27
Meters of 2 inches in size	\$28.80
Meters of 3 inches in size	\$68.98
Meters of 4 inches in size	\$84.98
Meters of 6 inches in size	\$124.33
Meters of 8 inches in size	\$173.28
Meters of 10 or more inches in size	\$235.96

2. **Monthly Quantity Charge.** Additional rates per month for untreated water supplied through meters to all places from the Oologah Lake or the Oologah flow line shall be as follows:

All usage, per thousand gallons	\$0.67
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3. **Monthly Quantity Charge.** Rates per month for untreated water supplied to all places, where the City does not provide a meter, from Oologah Lake or the Oologah outlet structure shall be as follows:

All usage, per thousand gallons	\$0.67
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C. **General.** Nothing herein contained shall be construed to impose any duty or obligation upon the City of Tulsa to sell or furnish water to any municipal corporation, nonprofit water corporation, water improvement district, public trust, public utility or person engaged in the water business within or outside the City of Tulsa corporate limits, except as the City of Tulsa may expressly undertake by the terms of a written contract. All water sold and furnished to persons or to public or private entities outside the corporate limits of the City shall be sold and furnished upon written contracts expressly stating that the contract may be abrogated by the City at any time the governing body thereof, or the board, commission or public trust operating and controlling the waterworks shall declare, by resolution, that the water being furnished pursuant to the contract is required by the City for its own use and the use of its inhabitants. This provision pertaining to abrogation of contracts may be waived upon the express written agreement of the contracting parties."

Section 6. That Title 11-C, Chapter 3, Section 307, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 307. Untreated water sales directly from Lake Eucha and Lake Spavinaw

A. No water shall be sold or delivered directly from Lake Eucha or Lake Spavinaw to any municipal corporation; nonprofit water corporation; water improvement district; public trust; public utility; or person, firm, or corporation engaged in the water business, except under current written contract as required by law. The City, upon the recommendation of the Utility Board, is authorized to enter into contracts, subject to the approval of the Mayor, for the sale of untreated water to be supplied through meters for treatment and redistribution or resale to municipal corporations, nonprofit water corporations, water improvement districts, public trusts, public utilities, persons, firms, or corporations for use outside the corporate limits of the City of Tulsa. The charges per month for such untreated water shall be set out in the following schedules:

1. **Monthly Meter Service Charge.** The minimum monthly charge for all metered, untreated water service outside the corporate limits of the City of Tulsa from Lake Eucha or Lake Spavinaw shall be as follows:

Meters of 3/4 inch or less in size	
and all deduct irrigation meters	\$8.54
Meters of 1 inch in size	\$10.43
Meters of 1-1/2 inches in size	\$14.27
Meters of 2 inches in size	\$28.80
Meters of 3 inches in size	\$68.98
Meters of 4 inches in size	\$84.98
Meters of 6 inches in size	\$124.33
Meters of 8 inches in size	\$173.28
Meters of 10 or more inches in size	\$235.96

2. **Monthly Quantity Charge.** Additional rates per month for untreated water supplied through meters to all places outside the corporate limits of the City of Tulsa from Lake Eucha or Lake Spavinaw shall be as follows:

All usage, per thousand gallons	\$0.11
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- B. **General.** Nothing herein contained shall be construed to impose any duty or obligation upon the City of Tulsa to sell or furnish water to any municipal corporation, nonprofit water corporation, water improvement district, public trust, public utility, or person engaged in the water business outside the City of Tulsa corporate limits, except as the City of Tulsa may expressly undertake by the terms of a written contract. All water sold and furnished to persons or to public or private entities outside the corporate limits of the City shall be sold and furnished upon written contracts expressly stating that the contract may be abrogated by

the City at any time the governing body thereof, or the board, commission, or public trust operating and controlling the waterworks shall declare by resolution that the water being furnished pursuant to the contract is required by the City for its own use or the use of its inhabitants. This provision pertaining to abrogation of contracts may be waived upon express written agreement of the contracting parties."

Section 7. That Title 11-C, Chapter 3, Section 308, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 308. Operative date of rates

The rates established herein shall become operative on October 1, 2023, for all billing cycles provided in this title with a "service from date" on or after October 1, 2023."

Section 8. That Title 11-C, Chapter 7, Section 702, Tulsa Revised Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 702. Rates of user charge

For the purpose of providing funds for the maintenance, repair, operation, expansion, replacement, or reconstruction of the sanitary sewer system of the City or other sanitary sewer systems of which the City has accepted or shall accept a beneficial interest and for other purposes, sewer service charges and industrial user waste charges shall be established as provided in this section. The rates so established shall become operative on October 1, 2023, for all billing cycles provided in this title with "service from date" on or after October 1, 2023.

A. Inside the Corporate Limits of City or on City-Owned Property, Per Monthly Billing Period:

1. Sewer Service Charge.

Monthly Service Charge

<u>Water Meter Size</u>	<u>Charge</u>
3/4 inch or less in size	\$10.69
1 inch in size	\$13.54
1-1/2 inches in size	\$16.89
2 inches in size	\$33.81
3 inches in size	\$39.45
4 inches in size	\$55.47
6 inches in size	\$70.72
8 inches in size	\$93.28
10 or more inches in size	\$109.57

<u>Monthly Quantity</u>	<u>Quantity Charge</u>	<u>Charge</u>
All Use-Each thousand gallons		\$10.40

2. Industrial User Waste Charge.

<u>Water Meter Size</u>	<u>Monthly Service Charge</u>	<u>Charge</u>
3/4 inch or less in size		\$10.69
1 inch in size		\$13.54
1-1/2 inches in size		\$16.89
2 inches in size		\$33.81
3 inches in size		\$39.45
4 inches in size		\$55.47
6 inches in size		\$70.72
8 inches in size		\$93.28
10 or more inches in size		\$109.57

<u>Quantity</u>	<u>Monthly</u>	<u>Charge</u>
Volume per thousand gallons		\$7.02
COD/BOD per pound		\$0.7735
Suspended solids per pound		\$0.4055
Monitoring		Actual Cost to the City

B. Outside the Corporate Limits of City, but Excluding City-Owned Property, Per Monthly Billing Period:

1. Sewer Service Charge.

<u>Water Meter Size</u>	<u>Monthly Service Charge</u>	<u>Charge</u>
3/4 inch or less in size		\$19.86
1 inch in size		\$20.10
1-1/2 inches in size		\$20.95
2 inches in size		\$37.91
3 inches in size		\$51.73
4 inches in size		\$56.55

4 inches in size	\$56.55
6 inches in size	\$71.81
8 inches in size	\$94.36
10 or more inches in size	\$110.65

<u>Quantity Charge</u>	
<u>Monthly Quantity</u>	<u>Charge</u>
All Use-Each thousand gallons	\$13.38

2. Industrial User Waste Charge.

<u>Monthly Service Charge</u>	
<u>Water Meter Size</u>	<u>Charge</u>
3/4 inch or less in size	\$19.86
1 inch in size	\$20.10
1-1/2 inches in size	\$20.95
2 inches in size	\$37.91
3 inches in size	\$51.73
4 inches in size	\$56.55
6 inches in size	\$71.81
8 inches in size	\$94.36
10 or more inches in size	\$110.65

<u>Additional Quantity Charge</u>	
<u>Monthly Quantity</u>	<u>Charge</u>
Volume per thousand gallons	\$8.83
COD/BOD per pound	\$1.2425
Suspended solids per pound	\$0.6194
Monitoring	Actual Cost to the City

3. Wholesale User Waste Charge.

<u>Monthly Quantity</u>	<u>Charge</u>
Transportation and Treatment-Each thousand gallons	\$8.83
Treatment Only-Each thousand gallons	\$6.38"

Section 9. That Title 11-C, Chapter 7, Section 703, Subsection G, Tulsa Revised

Ordinances, be and the same is hereby amended to read and become operative on and after October 1, 2023 as follows:

"Section 703. Determination of sewer service charge

G. Any sanitary sewer user who is not also a water customer of the City shall pay a flat charge of Sixty-Three and 18/100th Dollars (\$63.18) per month if the user is within the City limits, and Eighty-One and 41/100th Dollars (\$81.41) per month if the user is outside the City limits. However, if such charge does not, in the opinion of the Director, fully compensate the City for the transporting and treating of sewage discharged by such user at the rates of user charges established by applicable provisions of this chapter, the Director shall determine, from such information as may be available to him, the average monthly discharge from such user. The average so established shall be the base use for such customer. The base use so established shall be reviewed by the Director at least annually."

Section 10. SEVERABILITY. If any section, subsection, paragraph, subparagraph, sentence, clause or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect, and to this end, the provisions of this Ordinance are hereby declared to be severable.

ADOPTED by the Council: _____
Date

Chair of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____
Date Time

G. T. Bynum, Mayor

By _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____,
Date
at _____
Time

Mayor

(Seal)

ATTEST:

City Clerk

APPROVED:

City Attorney

JMS