

ORDINANCE NO. 2210

AN ORDINANCE OF THE CITY OF CRETE, NEBRASKA RELATING TO ELECTRIC DEPARTMENT; TO AMEND SECTIONS 3-121 AND 3-221 OF THE CRETE MUNICIPAL CODE; TO LIMIT DEPOSIT RETURNS FOR UTILITY CUSTOMERS WITH MORE THAN ONE DELINQUENT PAYMENT OVER TWO CONSECUTIVE YEARS.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRETE, NEBRASKA:

Section 1. That Chapter 3, Article 1, Section 3-121 of the Crete Municipal Code be amended as follows:

3-121 Electric Department; Service Deposit; Refund

- (1) Applicants for electric service shall be required to include a service deposit with their application to ensure the payment of electric bills and other charges. The amount of the service deposit shall be set forth in the City's Master Fee Schedule.
- (2) Service deposits shall remain in the custody of the Electric Department for up to ten years but may be refunded to a customer when (i) service has not been disconnected, payment delinquent, or payment waived past a disconnection date on more than one occasion over two consecutive years for residential service or over three consecutive years for other service classifications or (ii) service is no longer desired or otherwise permanently terminated. In the event of disconnection after a service deposit has been refunded, the customer will be required to pay reconnection fees in addition to a new service deposit, which will be the same amount which was refunded on their prior account. Any service deposit may be transferred by a customer between service locations in the city but may not be transferred by a customer to any other customer.

Section 2. That Chapter 3, Article 2, Section 3-221 of the Crete Municipal Code be amended as follows:

- (1) Applicants for water service shall be required to include a service deposit with their application to ensure the payment of water bills and other charges. The amount of the service deposit shall be set forth in the City's Master Fee Schedule.
- (2) Service deposits shall remain in the custody of the Water Department for a minimum of two years. Service deposits may be refunded to customers when (i) service has not been disconnected, payment delinquent, or payment waived past a disconnection date on more than one occasion over two consecutive years for residential service or over three consecutive years for other service classifications or (ii) service is no longer desired or otherwise permanently terminated.

Section 3. That the changes specified in the above section shall be codified as part of the Crete Municipal Code as stated herein.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed and that any partial repeal shall not affect the other parts of ordinances or codified sections that can be given effect without the repealed parts.

Section 5. That if any section, part, or provision of this ordinance is for any reason held invalid, the invalidity thereof shall not affect the validity of any other section, part, or provision of this ordinance.

Section 6. This ordinance shall be published in pamphlet, book, or electronic form and shall take effect and be in full force and effect from and after its passage, approval and publication, as provided by law.

PASSED AND ENACTED the _____ day of July 2024.

Mayor

ATTEST:

City Clerk

Seal