

ORDINANCE NO. 2016-2.5

AN ORDINANCE OF THE CITY OF SPRING BRANCH WHEREBY JURISDICTION OVER WATER UTILITY RATES AND SERVICES WITHIN THE CITY SHALL BE EXERCISED BY THE PUBLIC UTILITY COMMISSION OF TEXAS, PROVIDING FOR SEVERABILITY, CONFLICT REPEALER; AND AN EFFECTIVE DATE

WHEREAS, Section 13.042, Texas Water Code, provides that the governing body of a municipality may, by ordinance, elect to have the Public Utility Commission of Texas exercise exclusive original jurisdiction over the utility rates, operation, and services of water utilities, within the incorporated limits of the municipality; and

WHEREAS, the City Commission of the City of Springs Branch believes that it is in the best interest of the City to have the Public Utility Commission assume such jurisdiction;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SPRING BRANCH, TEXAS, THAT:

Section 1. The recitals stated above are hereby adopted for all purposes.

Section 2. Pursuant to Sec. 13.042, Texas Water Code, the City Commission of Spring Branch elects to have the Public Utility Commission of Texas exercise exclusive, original jurisdiction over utility rates, operation, and services of water utilities within the incorporated limits of the municipality until such time, if ever, that the City Commission reinstates reinstate its jurisdiction by ordinance at any time after the second anniversary of the date on which the municipality surrendered its jurisdiction to the utility commission as provided by Sec. 13.042(c).

Section 3. Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged to be invalid, the same shall not affect the validity of this ordinance as a whole, , and shall not affect the validity of any remaining provision of the Ordinance as a whole.

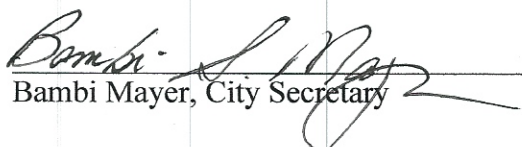
Section 4. Any provision of the ordinance of the City Spring Branch in conflict with this ordinance are hereby repealed to the extent of such conflict.

ADOPTED AND EFFECTIVE this, the 12th day of April, 2016.

CITY OF SPRING BRANCH


James Mayer, Mayor

ATTEST:


Bambi Mayer, City Secretary