

**CITY OF BUFFALO
ORDINANCE NO. 402**

An Ordinance amending Section 6-9.0304 of the Municipal Code of the City of Buffalo relating to Utility Deposits.

WHEREAS, from time to time it is necessary to amend the Buffalo Municipal Code to reflect changes in rules concerning utility services,

THEREFORE, be it resolved that the following amendments are to be made to the Buffalo Municipal Code:

1. Section 6-9.0304 titled Service Discontinued, paragraph 5 shall be amended to read as follows:

Section 6-9.0304

5. Utility deposits. All persons requiring electric, water or sewer utilities must make a deposit to the clerk's office before connection or switching it from one name to another. The amount of the deposit for utilities is Two Hundred Dollars (\$200). The deposit will be returned upon the written request of the depositor provided the depositor has timely paid his or her utility bill for the previous twelve consecutive full months. If the customer who has received a refund of his or her utility deposit is subsequently delinquent more than once in a subsequent period, another deposit will be required. If the required deposit is not provided to the city, the city may discontinue utility service.

Once a residential customer has met the twelve month requirement and has the deposit refunded, they will not be required to post an additional deposit should they move to another residence receiving city utility services, regardless of a lapse in utility usage. If a residential customer who is not required to provide a utility deposit is subsequently delinquent more than once in a subsequent twelve month period, a utility deposit will be required by the city. If the required deposit is not provided to the city, then the city may discontinue utility service.


Full force and effect. This ordinance shall be in full force and effect from the date of passage and publication as required by law.

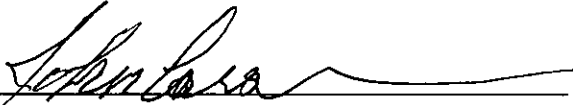
Repealer. This ordinance shall be construed to repeal any prior ordinance inconsistent herewith.

Severability of provisions. If any section, subsection, sentence, clause, phrase, or portion of this ordinance be held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed as separate, distinct, and independent provision as such holdings shall not be affected the validity of the remaining portion hereof.

Adopted by the City Council of the City of Buffalo, Iowa, this 8th day of May 2006.

Approved and signed by the Mayor of Buffalo, Iowa, this 8th day of May 2006.

Attest: 
William Bowers - City Clerk


John Carson - Mayor

Date of 1st reading: 3/13/2006

Date of 2nd reading: 4/10/2006

Date of 3rd reading: 5/8/2006

Date of publication: 5/15/2006