

**ORDINANCE NO. 60 OF 2017**

**AN ORDINANCE ADJUSTING CERTAIN FEES TO BE CHARGED BY  
BENTON UTILITIES; DECLARING AN EMERGENCY; AND, FOR OTHER PURPOSES**

**WHEREAS**, Benton Utilities has found and determined that it should adjust certain new utility service connection fees charged by Benton Utilities for connections to the city's electric system; and,

**WHEREAS**, Ordinance 26 of 2014 regulates the fees charged within the City for utility connections; and,

**WHEREAS**, the City Council wishes to adjust certain fees in order to ensure the economic and efficient operation of the City's electric utility system;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BENTON, ARKANSAS**; that the Customer Service Rules, Regulations, and Fees of the Benton Utilities shall be amended to read (strike, and replace) as follows:

**SECTION 1: Fees for Residential Customers.** The electrical connection fee for residential customers shall be at Benton Utilities actual costs, based on current market pricing and availability, and must be paid prior to installation (Section IV.5.a).

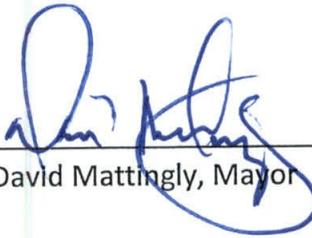
**SECTION 2: Fees for Commercial and Industrial Customers.** The electrical connection fee to install electrical infrastructure to and within subdivisions shall be at Benton Utilities actual costs, based on current market pricing and availability, and must be paid prior to installation (Section IV.6.b).

**SECTION 3: Provisions Severable.** If any provision of this ordinance or the application thereof to any person or circumstance is held invalid such invalidity shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid provision or application and to this end the provisions of this ordinance are hereby declared to be severable.

**SECTION 4: Conflicting Ordinances Amended.** The provisions of this ordinance are supplementary and remedial in nature. All City of Benton Ordinances, Resolutions, and Regulations, and parts thereof in conflict with the provisions of this ordinance are hereby amended to the extent of such conflict.

**SECTION 5: Emergency Clause.** The City Council hereby finds that the immediate adjustment in certain new utility service connection fees is necessary for the economic and efficient operation of the City's utility system. Therefore, an emergency exists, and this ordinance is necessary for the preservation of the public peace, health, and safety. It shall be in full force and effect immediately from and after its passage and approval.

PASSED AND APPROVED this 13th day of November, 2017.



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David Mattingly, Mayor



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Cindy Stracener, City Clerk

DESIGNATED FOR PUBLICATION