

ORDINANCE NO. 7-05

AN ORDINANCE ELECTING TO HAVE THE PUBLIC UTILITY COMMISSION OF TEXAS EXERCISE EXCLUSIVE ORIGINAL JURISDICTION OVER ELECTRIC UTILITY RATES, OPERATIONS, AND SERVICES WITHIN THE EXISTING AND FUTURE INCORPORATED LIMITS OF THE CITY OF Payne Springs, PROVIDING FOR AN EFFECTIVE DATE, PROVIDING FOR NOTICE OF THIS ORDINANCE TO THE PUBLIC UTILITY COMMISSION OF TEXAS, AND EXCEPTING FROM SUCH SURRENDER AND RETAINING UNTO SAID CITY THE EXCLUSIVE ORIGINAL JURISDICITON OVER THE RATES, OPERATIONS, AND SERVICES OF WATER OR SEWER UTILITIES WITHIN THE EXISTING AND FUTURE INCORPORATED LIMITS OF SAID CITY

WHEREAS, provision is made in Section 17(b) of the Public Utility Regulatory Act (Article 1446c, Vernon's Annotated Texas Statutes) whereby a municipality may elect to have the Public Utility Commission of Texas exercise exclusive original jurisdiction over electric utility rates, operations, and services within the incorporated limits of said municipality at any time after November 19, 1991; and

WHEREAS, the Public Utility Commission of Texas is well-equipped to regulate the rates, operations, and services of electric utilities within the City in keeping with the best interests of the consumers and electric utilities; and

WHEREAS, the City, after having thoroughly considered the matter, is of the opinion that the best interests of the City will be served by having the Public Utility Commission of Texas exercise the exclusive original jurisdiction over electric utility rates, operations, and services but that the City should retain the exclusive original jurisdiction over the rates, operations, and services of water or sewer utilities; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF Payne Springs, TEXAS:

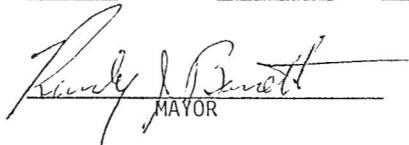
SECTION 1: That the City does hereby elect to have the Public Utility Commission of Texas exercise exclusive original jurisdiction over electric utility rates, operations, and services within the existing and future incorporated limits of the City.

SECTION 2: That the City hereby expressly retains the exclusive original jurisdiction over the rates, operations, and services of water and sewer utilities within the existing and future incorporated limits of the City.

SECTION 3: That this Ordinance shall become effective, and the Public Utility Commission of Texas shall exercise the exclusive original jurisdiction over said electric utility rates, operations, and services on and after November 19, 1991.

SECTION 4: That the City Secretary shall give notice of this Ordinance to the Public Utility Commission of Texas by forwarding a certified copy of same to the Public Utility Commission of Texas upon the passage of this Ordinance.

PASSED AND APPROVED at a Regular meeting of the City Council of Payne Springs, Texas, this the 19th day of November 19 91.

  
MAYOR

ATTEST:

  
CITY SECRETARY