

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

**ORDINANCE**

**APPROVING AMENDMENTS TO CHAPTER 34 OF THE CITY CODE TO UPDATE THE REPORTING REQUIREMENTS RELATED TO THE WATER SUPPLY FEE AND REVISE LANGUAGE TO ACCOUNT FOR OUTDATED OR SUPERSEDED PROVISIONS AND OTHER MINOR LANGUAGE ADJUSTMENTS.**

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**WHEREAS**, the San Antonio Water System (“SAWS”) operates a combined water and wastewater utility system on behalf of the City of San Antonio, which serves approximately 570,000 water and 510,000 wastewater customers in the San Antonio metropolitan area; and

**WHEREAS**, on October 19, 2000, Ordinance 92753 adopted Article IX – Water Supply Fee in Chapter 34 of City Code which created the SAWS Water Supply Fee to fund the acquisition of new water supplies to reduce San Antonio’s dependence on the Edward Aquifer; and

**WHEREAS**, in 1998, SAWS published its first Water Management Plan that guided SAWS in meeting San Antonio’s long-term water needs, planning over a 50-year horizon, and which has been periodically updated; and

**WHEREAS**, SAWS is currently in the process of updating the Water Management Plan, with approval anticipated by the SAWS Board later this fall, and has conferred with City staff about updating the reporting requirements in Article IX - Water Supply Fee; and

**WHEREAS**, the SAWS Board of Trustees and City staff proposed updates to Article IX of Chapter 34 of City Code include, but not limited, to the following:

- Reference the Water Management Plan;
- Eliminate various date and procedural references rendered irrelevant by the passage of time;
- Eliminate provisions which are redundant of other ordinances and not specific to the Water Supply Fee;
- Update the reporting processes around the Water Supply Fee to reflect the communication practices used with the Water Management Plan; and
- Clarify other wording.

**WHEREAS**, in the exercise of its governmental regulatory authority, the City Council has determined that the recommended changes to Chapter 34 of the City Code are reasonable and necessary and in the best interests of the San Antonio metropolitan area; **NOW THEREFORE:**

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Item No. \_\_\_

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** Chapter 34 of the City Code of San Antonio, Texas (City Code), and prior City Council Ordinances regarding same, are hereby amended to be consistent with this Ordinance and its attachments. Chapter 34 of the City Code is hereby amended, as set forth in Exhibit A which is attached hereto and incorporated herein for all purposes, by adding the language that is underlined (added) and deleting the language that is stricken (~~deleted~~) to the existing text as set forth in this Ordinance.

**SECTION 2.** All other provisions of Chapter 34 of the City Code shall remain unchanged and in full force and effect, unless expressly amended by this Ordinance.

**SECTION 3.** The publishers of the City Code of San Antonio, Texas are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to index, format, and number paragraphs to the existing Code.

**SECTION 4.** If any part, section, paragraph, sentence, phrase or word of this Ordinance is for any reason held to be unconstitutional, illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision herein contained is held to be unconstitutional, illegal, invalid, or ineffective, the remainder of this Ordinance shall nevertheless stand effective and valid as if it had been enacted without the portion held to be unconstitutional, illegal, invalid, or ineffective.

**SECTION 5.** The recitals set out above and all exhibits attached hereto are fully incorporated into this Ordinance.

**SECTION 6.** There is no financial impact because of the passage of this Ordinance.

**SECTION 7.** This Ordinance shall become effective immediately upon the passage by eight (8) votes of the City Council and if passed upon fewer than eight (8) votes after the tenth (10<sup>th</sup>) day after passage.

**PASSED AND APPROVED** this \_\_\_ of \_\_\_\_\_, 2024.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Debbie Racca-Sittre, City Clerk

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Andrew Segovia, City Attorney