

ORDINANCE NO. 2216

AN ORDINANCE AMENDING SECTION 15-105 OF ARTICLE 1, CHAPTER XV, UTILITIES, OF THE CODE OF THE CITY OF BURLINGAME.

NOW BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BURLINGAME, KANSAS, to wit:

SECTION 1. Section 15-105 of Article 1, General Provisions of Chapter XV, Utilities, of the Code of the City of Burlingame, Kansas, is hereby amended to read as follows:

15-105. UTILITY DEPOSIT,

(a) At the time of making application for utility service, the property owner or customer shall make a cash deposit in the amount set by the governing body to secure payment of accrued bills or bills due on discontinuance of service. Receipt thereof shall be issued to each such depositor.

(b) Cash deposits for the indicated utility services shall be in the following amounts:

Residential Customers

- (1) Water Service - \$25;
- (2) Electric Service - \$75;
- (3) Natural Gas Service - \$125.

Commercial Customers. Deposit equal to 60 days billing, the billing period to include the two highest months in a typical year, but not to exceed \$500.

(c) The deposit so made shall be kept by the city clerk in a separate account and deposited in a fund designated as the "meter deposit fund." Interest shall be payable at the rate determined by the state corporation commission yearly and credited to the customer's account January 1st of each calendar year.

(d) Following the deposit required above, after a 12 month period, wherein such utility service is being furnished and has not been delinquent in payment of any utility service charge during that time, the utility deposit plus interest will be refunded on properties owned by the applicant. Interest due and accrued shall not draw interest.

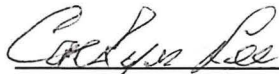
(e) Upon the discontinuance of any service at the request of the depositor, the deposit shall be refunded upon surrender of the original receipt therefor together with the accrued interest thereon less any amount due and owing the city

for services furnished prior thereto or it may be credited towards the payment of the final bill rendered to the customer.

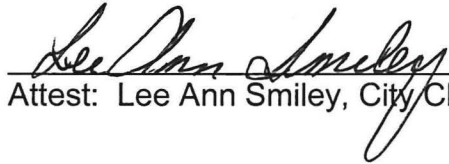
(f) Any security deposit not refunded within three years after discontinuance of service shall be deposited in the utility fund of the city upon compliance with the provisions of K.S.A. 12-822 as amended.
(Ord. 1686, Sees. 1:3; Code 1997)

SECTION 2. Publication; Effective Date. This Ordinance shall take effect and be in full force from and after its passage by the Governing body, approved by the Mayor, and published in the official City newspaper.

Passed by the Council and approved by the Mayor this 6th day of April, 2015.



Carolyn Lee, Mayor



Attest: Lee Ann Smiley, City Clerk



Ordinance No. 2216 Summary

On April 6, 2015, the City of Burlingame, Kansas adopted Ordinance No. 2216, amending, Section 15-105 of Article 1, Chapter XV, Utilities, of the Code of the City of Burlingame, Kansas regarding Utility Deposits. A complete copy of this ordinance is available at www.burlingameks.com or at City Hall, 101 E Santa Fe Ave.

This summary certified by: /s/ Rick Godderz, City Attorney

AFFIDAVIT OF PUBLICATION
The Osage County Herald-Chronicle
Osage City, Kansas
STATE OF KANSAS
OSAGE COUNTY, ss.

Catherine R. Faimon

of lawful age, being first duly sworn, depose and says that she is the publisher of THE OSAGE COUNTY HERALD-CHRONICLE a biweekly newspaper printed in the State of Kansas, published in the city of Osage City, County of Osage, State of Kansas, and of general circulation in Osage County, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper has been continuously and uninterruptedly published in said county, at least 50 times each year during the period of more than five years immediately prior to the first publication of the notice hereinafter mentioned, and has been duly admitted to the mails as Second Class matter in Osage County, Kansas, and that notice of which a true copy is hereto attached, was published in the regular and entire issue of

The Osage County Herald-Chronicle

for 1 consecutive week(s).

The first publication thereof being made as aforesaid on

APRIL 9, 2015

with subsequent publications made on the following dates:

_____, 20_____
_____, 20_____
_____, 20_____
_____, 20_____

and affiant further says she has personal knowledge of the statements set forth and that they are true.

Catherine R. Faimon

Catherine R. Faimon

Subscribed and sworn to before me this 9 day
of APRIL, 2015.



Notary Seal

Rosanne Blacketer
Rosanne Blacketer

Notary Public

My commission expires Feb. 4, 2017

AFFIDAVIT OF PUBLICATION -

The Osage County Herald-Chronicle, Osage City, Kansas
Affidavit and proof of publication examined, approved
and filed this _____ of _____, 20____.

Recorded in _____.

Judge-Clerk of District Court

(First published in The Osage
County Herald-Chronicle Thurs-
day, April 9, 2015.)

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/s/ Rick Godderz,
City Attorney