

ORDINANCE NO. 2015-04

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LEMOORE
AMENDING SECTION 2 OF ARTICLE C OF CHAPTER 7 OF TITLE 7 OF THE
LEMOORE MUNICIPAL CODE RELATING TO
WATER CONNECTION**

The City Council of the City of Lemoore does ordain as follows:

SECTION 1. Section 2 of Article C of Chapter 7 of Title 7 of the Lemoore Municipal Code is amended to read as follows:

“7-7C-2: SCOPE:

A. Applicable Area: The area to which this Article shall apply includes each and every parcel within the City limits of the City as it presently exists, or as it may hereafter exist, and each and every parcel outside the City as provided for herein, except to the extent that a building permit is issued to owners of improved properties which are, at the time of application for building permit, already connected to the water and sewer system and have previously paid all connection fees.

B. Service Outside City: Public Facilities: Upon written application by a public agency with public facilities located outside the boundaries of the City, the City Council hereby designates to the City Manager the authority to negotiate the terms and conditions of an agreement with the public agency which will be subsequently considered by the City Council to extend water service and/or supply to a particular public facility. In so doing, the City Manager shall consider the benefit of the public facility to the citizens of Lemoore and consult with and obtain review and/or approval of any such agreement by the City Engineer and/or City Attorney as applicable. Any such agreement shall be subject to final approval and ratification by the City Council before it becomes effective.

C. Service Outside City: Land Owner, Developer, or Commercial Business: Upon written application by a land owner, developer, or commercial business located outside the boundaries of the City, the City Council hereby designates to the City Manager the authority to negotiate the terms and conditions of an agreement with the land owner, developer, or commercial business which will be subsequently considered by the City Council to extend water service and/or supply to a particular parcel, lot or other facility. In so doing, the City Manager shall consider the benefit to the citizens of Lemoore and consult with and obtain review and/or approval of any such agreement by the City Engineer and/or City Attorney as applicable. Any such agreement shall be subject to final approval and ratification by the City Council before it becomes effective. Additionally, such extended service and/or supply pursuant hereto is only authorized for land within the City's sphere of influence and must conform with all current City ordinances and standards, including the payment of any and all applicable fees and other charges, current laws, receive the appropriate approvals of other agencies as required by law, and include

a provision whereby the property owner agrees not to object to or otherwise oppose the City's annexation of the property owner's property at a future date, should such an annexation occur.”

SECTION 2. This Ordinance shall take effect 30 days after its adoption.

SECTION 3. The City Clerk is further directed to cause this ordinance or a summary of this ordinance to be published once in a newspaper of general circulation published and circulated within the City of Lemoore, within fifteen (15) days after its adoption. If a summary of the ordinance is published, then the City Clerk shall cause a certified copy of the full text of the proposed ordinance to be posted in the office of the City Clerk at least five days prior to the Council meeting at which the ordinance is adopted and again after the meeting at which the ordinance is adopted. The summary shall be approved by the City Attorney.

The foregoing Ordinance was introduced at a Regular Meeting of the City Council of the City of Lemoore held on the 16th day of June 2015, and was passed and adopted at a Regular Meeting of the City Council held on the 7th day of July 2015, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:

APPROVED:

Mary J. Venegas, City Clerk

Lois Wynne, Mayor