

ORDINANCE NO. 1709

AN ORDINANCE TO AMEND SECTION 26A-3 OF THE LEXINGTON CITY CODE, PROVIDING FOR INCREASED UTILITY SERVICE DEPOSITS; TO REPEAL ORIGINAL SECTION 26A-3; TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, AS FOLLOWS:

Section 1. That Section 26A-3 of the Lexington City Code is hereby amended to read as follows:

Section 26A-3. Deposits required.

(a) Applications made for residential service shall be accompanied by a utility service deposit of \$50.00; applications for service for commercial and all other purposes shall be accompanied by a utility service deposit in an amount equal to an average one month utility service billing, based upon the previous twelve (12) months for that service, or an estimate of anticipated use, whichever is greater; provided, that the deposit for a commercial or other non-residential service shall not exceed Five Hundred Dollars (\$500.00); and provided further, that in lieu of a cash deposit, an applicant may post a bond, with sufficient sureties attached thereto, in an amount equal to the required utility service deposit.

(b) When an application for utility service is made outside of regular office hours, the applicant shall execute an agreement to pay a utility service deposit on the next regular working day.

(c) Any billing for services which becomes delinquent may be paid from such deposit and such user may be required to replenish the deposit before further services are rendered.

(d) Deposits shall be retained by the city for a least two years and then shall be returned to the customer if no bill becomes delinquent during the period. If a bill becomes delinquent, deposits shall be retained for an additional two years from the date of delinquency.

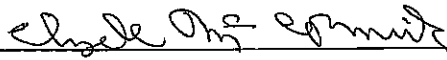
(e) All retained deposits shall be returned without interest.

Section 2. That original Section 26A-3 and all other ordinances or sections of ordinances in conflict herewith are hereby repealed.

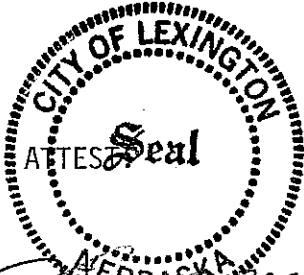

Section 3. This ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED this 27th day of July, 1982.

CITY OF LEXINGTON, NEBRASKA



Mayor


Seal
ATTEST
NEBRASKA


City Clerk