

AMENDED  
Repealed  
Date 12/8/00  
Ordinance  
Reference 2000-06

**ORDINANCE NO. 97-01**

**AN ORDINANCE OF THE CITY OF AMERICAN CANYON  
DEFERRING SCHEDULED WATER RATE INCREASES UNTIL THE  
COMPLETION OF A WATER RATE STUDY**

**WHEREAS**, the City of American Canyon has previously adopted ordinances establishing water rates; and

**WHEREAS**, Ordinance No. 95-13 revised the City's water rates and established an annual rate increase to be effective on July 1 of each year until July 1, 1998; and

**WHEREAS**, Ordinance No. 96-04 amended Ordinance 95-13 to make water rate increases established under Ordinance No. 95-13 effective on January 1, rather than on July 1, of each fiscal year; and

**WHEREAS**, the City of American Canyon is currently performing a water rate study in order to re-examine the water rate structure, in light of the pending water connection to the City of Vallejo; and

**WHEREAS**, the City of American Canyon wishes to further defer the water rate increase scheduled for January 1, 1997 until after the water rate study has been completed;

**NOW, THEREFORE**, the City Council of the City of American Canyon does hereby ordain as follows:

**SECTION 1.** The water rate increase scheduled for January 1, 1997 pursuant to Ordinance No. 96-04 shall be postponed until the completion of the City's water rate study.

**SECTION 2.** This ordinance shall take effect thirty (30) days after its adoption.

**SECTION 3.** If any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases could be declared invalid or unconstitutional; and if for any reason the ordinance should be declared unconstitutional or invalid, then the provisions of Ordinance Nos. 95-13 and 96-04 shall remain in full force and effect until further amended.

(3) If the City Manager wishes to vary the salary, benefits, and terms of employment from the guidelines set forth in paragraph (2) above, he/she shall first obtain the approval of the City Council.

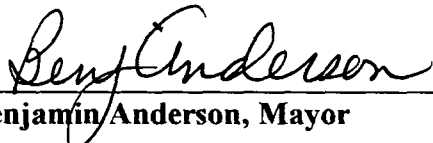
**APPROVED and ADOPTED** by the City Council of the City of American Canyon on this 6th day of March, 1997.

**AYES:** Mayor Anderson, Councilmembers Colcleaser, Maples, Winters

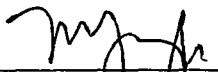
**NOES:** None

**ABSENT:** Vice Mayor Cypher

**ABSTAINS:** ~~None~~

  
\_\_\_\_\_  
Benjamin Anderson, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Mark Joseph, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
William D. Ross, City Attorney

**ORDINANCE NO. 2000-06**

**AN ORDINANCE OF THE CITY COUNCIL  
OF THE CITY OF AMERICAN CANYON  
REPEALING ORDINANCE 97-01 RELATED TO THE  
DEFERMENT OF THE WATER RATE INCREASE**

WHEREAS, the City Council of the City of American Canyon (City Council) previously adopted Ordinance 97-01 to defer the City's water rate increase scheduled for January 1, 1997, until after the water rate study had been completed; and

WHEREAS, the City Council approved the Water Availability and Fee Study in March 1999.

NOW, THEREFORE, the City Council of the City of American Canyon does hereby ordain as follows:

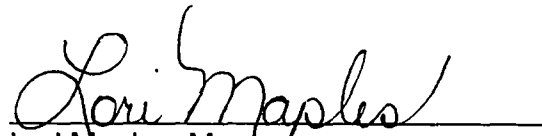
Section 1. Ordinance 97-01 is hereby repealed.

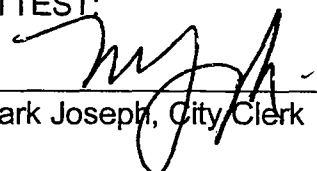
Section 2. Effective Date. This ordinance shall take effect thirty (30) days after its adoption.

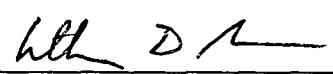
Section 3. Severability. This chapter shall be liberally construed to achieve its purposes and preserve its validity. If any provision or clause of this chapter or application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this chapter, which can be given effect without the invalid provision, or application. To this end, the provisions of this chapter are declared to be severable and are intended to have independent validity.

The foregoing ordinance was introduced and read at a regular meeting of the City Council of the City of American Canyon, State of California, held on the 16<sup>th</sup> day of November 2000, and was passed and adopted at a regular meeting on the 7<sup>th</sup> day of December 2000 by the following vote:

AYES:	Maples, Colcleaser, Anderson, Canziani, Shaver
NOES:	None
ABSTAIN:	None
ABSENT:	None

  
Lori Maples, Mayor

ATTEST:  
  
Mark Joseph, City Clerk

APPROVED AS TO FORM:  
  
William D. Ross, City Attorney