

*City of La Cygne, Kansas*  
**ORDINANCE NO. 1521**

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**AN ORDINANCE AMENDING CHAPTER XIV, ARTICLE 3, SECTION 14-308 COLLECTION AND BILLING BY ADDING SEC 14-308 (e) 1,2,3,4,5,6; AND 14-308 (f) 1,2,3,4,5 AND 14-308 (g) 1,2,3 OF THE CODE OF THE CITY OF LACYGNE, KANSAS, RELATING TO GAS UTILITY BILLS.**

**NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LACYGNE, KANSAS:**

Section 1: That Chapter XIV, Article 3, Section 14- 308 is hereby amended by adding 14-308 (e) 1,2,3,4,5,6 and 14-308 (f) 1,2,3,4,5 and 14-308 (g) 1,2,3 to read:

**14-308 Utility Bills, Collection and Billing, Deceased Account Holder, and Returned Payments.**

**e) Deceased Account Holder:** Should the holder of a utility account die or leave permanently, the person still residing therein shall establish service under their name within 30 days of the triggering event.

1. A triggering event shall include permanent absence from the residence or death.
2. In the case of a death, a spouse continuing to live at the residence shall be named as the account holder on the existing account with an updated application.
3. In the case of the account holder permanently leaving the residence, the remaining resident shall make application for the utilities to change to a new account under their name. All requirements for service connection, fees, and deposits shall apply.
4. Should the sole account holder die, and the premises is inherited, rented or sold to another party a new account must be established for service. All requirements for service connection, fees, and deposits shall apply.
5. In case of a death, with a copy of a death certificate, the deposit, if any shall transfer to the spouse. In all other cases a new application and deposit shall be required.
6. Failure to transfer the utility account to the current resident, or to that person responsible for paying the utility bill within 30 days will result in disconnection of the utilities.

**f) Returned Checks, Electronic Checks, Credit/Debit Cards, and ACH payment.**

1. All returned payments shall be paid in cash within 7-days of notice of the return of payment.

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2. Unpaid accounts after the 7-day period shall be disconnected. Disconnected Utility Accounts must be paid in full including all fees to be reinstated.
3. A Utility account shall be placed on a cash-only-basis after the second occurrence of returned payment within a 12-month period.
4. Unpaid accounts due to return of payment which are not paid within 30-days shall be terminated.
5. Any person, firm or corporation violating any provision of this section shall be fined as outlined in statute K.S.A. 21-5821 and as set in the city's fee resolution.

**g) On-line Electronic Payment and Credit/Debit Card Payment**

1. On-line electronic payment must be paid at least 5-days in advance of the 15<sup>th</sup> of the month to avoid penalties and at least 5-days in advance of the 30<sup>th</sup> of the month to avoid utility account shut-offs.
2. Credit/Debit Card Payments for utility bills paid within 5-days of the 15<sup>th</sup> of the month shall be paid by 8:30am (CST) by phone or in the City Hall to avoid penalty charges.
3. Credit/Debit Card Payments for utility bills paid within 5-days of the 30<sup>th</sup> of the month shall be paid by 8:30am (CST) by phone or in the City Hall to avoid utility account shut-off.

Section 2. **That** all ordinances and parts of Ordinances in conflict herewith are hereby repealed accordingly.

Section 3. **That** this Ordinance shall take effect and be in full force from and after its publication in the official city newspaper of the City of LaCygne, Kansas.

**PASSED** by the Council this 6<sup>th</sup> day of December 2023

**APPROVED** by the Mayor this 6<sup>th</sup> day of December 2023

**ADOPTED** this 6<sup>th</sup> day of December 2023.

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Debra Wilson

*ATTEST:*

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Jodi Wade, City Clerk