

TITLE 19**ELECTRICITY AND GAS****CHAPTER****1. GAS.****CHAPTER 1****GAS¹****SECTION**

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19-101. Application of chapter. The rates, rules, and regulations hereinafter set forth shall constitute and be considered a part of the contract with every person, company, firm, corporation, or legal entity supplied with natural gas from the gas system of the city, and every person, company, firm, corporation, or legal entity, hereinafter called the consumer, who accepts and uses natural gas shall be held to have consented to be bound thereby. (1978 Code, § 13-502, modified)

19-102. Rates. The rates and charges for gas furnished consumers within the corporate limits of the City of Dyersburg, except in instances where special contracts apply, shall be in accordance with the usual and customary rates and charges as promulgated and amended from time to time by the board of mayor and aldermen of the City of Dyersburg. For the current rates and

¹Municipal code reference
Gas code: title 12.

charges consult the schedule of fees on file with the city recorder. (1978 Code, § 13-503, modified)

19-103. Multiple services through a single meter. If more than one tenant, owner, or other occupant of a residence, storeroom, building, or business location shall have gas delivered to him or her or to a business, partnership, firm, corporation, legal entity, or company through any one meter, in the case of failure of one or the other to pay all gas bills when due, then the landlord, owner, and tenant shall be held responsible for the payment of all gas bills which may become due the city. It is provided further that in no case will the city or any member of the governing body or any city employee be permitted or expected to in any way adjust or pass judgment in the case of any disputes between any number of parties, persons, firms, companies, corporations, or legal entities regarding share, portion, or part of what amount of gas was delivered to them through any meter supplying any such group of consumers. Provided that the superintendent of the gas department shall determine the number of meters to be used. It is further provided that the consumers and all other parties legally liable shall be responsible and liable for gas bills and charges as herein provided. (1978 Code, § 13-504)

19-104. Billing. Bills for residential service will be rendered monthly. Bills for commercial and industrial service may be rendered weekly, semimonthly, or monthly, at the option of the city.

A penalty of five percent (5%) shall be added to any bill not paid on or before the "PAY GROSS AFTER" date. Failure to receive a bill will not release a customer from payment obligation, nor extend the due date.

A customer's service may be discontinued without notice if his bill is not paid on or before seven (7) days after the "PAY GROSS AFTER" date. The city shall not be liable for any damages resulting from discontinuing service under the provisions of this section, even though payment of the bill is made at any time on the day that service is actually discontinued.

Should the bill due date fall on Sunday or a holiday, the business day next following that date will be the last day to pay without the penalty. A remittance received by mail after the time limit for payment without the penalty will be accepted by the city if the envelope is date-stamped, on or before the "PAY GROSS AFTER" date.

If a meter fails to register properly, or if a meter is removed to be tested or repaired, or if water or any other service is received other than through a meter, the city reserves the right to render an estimated bill based on the best information available. (1978 Code, § 13-506, modified)

19-105. Maintenance of meters. Consumers shall be held responsible for any damage done to meters on their premises from any cause other than ordinary wear and tear. The city shall keep all meters in repair and proper working condition without cost to the consumer except where a meter is damaged by neglect or fault of the consumer in which case the city shall collect from the consumer the cost of repairing or replacing any meter damaged while supplying customer's premises. No consumer or other person shall repair or remove any meter or break any seal on a meter or cock or tamper with or interfere with the proper registration of any meter. (1978 Code, § 13-507)

19-106. Ownership of meters; transfer of meter deposits. All meters shall remain the property of the city and may be removed from the property of the consumer at any time for the purpose of testing and repairing same or upon discontinuance of service. Meter deposits cannot be sold or transferred by one consumer to another except by consent of the city recorder and then only after payment in full is made for gas consumed to date of such transfer. (1978 Code, § 13-508)

19-107. Estimated bills. In case any meter shall stop or for any reason fail to register properly, or upon failure to read any meter, the superintendent may estimate the monthly bill on the basis of the average monthly quantity consumed during the past six (6) months. (1978 Code, § 13-509)

19-108. Failure to receive bill. Each person, firm, corporation, or legal entity liable therefor shall pay the monthly charges for gas even though a bill therefor may not have been received. (1978 Code, § 13-510)

19-109. Failure or interruption of service. It is further provided that according to its source of supply and the condition of its natural gas system, the city and the gas department will make reasonable and proper efforts to furnish natural gas to its consumers, but the city and the natural gas department make no guarantees to anyone as to supplying natural gas and the city shall not be liable to any person, firm, company, corporation, or legal entity for any loss or damage caused by a failure or interruption of natural gas service. Use by anyone of natural gas from the city's natural gas system shall of itself be an acceptance of the foregoing stipulations. (1978 Code, § 13-511)

19-110. Restricted use of gas. The city reserves the right to restrict, curtail, or refuse natural gas service for good and sufficient reasons. (1978 Code, § 13-512)

19-111. Applications for service. Applications for natural gas service shall be made with the city before service can be rendered. (1978 Code, § 13-513, modified)