

ORDINANCE NO. C-09-21

AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, ENTITLED WATER, WASTEWATER AND STORMWATER, BY AMENDING SECTION 28-1A TO ELIMINATE WATER SHORTAGE SURCHARGES FOR WASTEWATER USER AGREEMENTS AND TO ELIMINATE WATER SHORTAGE SURCHARGES FOR PHASE I AND PHASE II LEVELS OF WATER RESTRICTION; AMENDING SECTIONS, 28-76, 28-141, 28-143, 28-144, 28-145 AND 28-197 THEREOF, TO PROVIDE FOR CURRENT AND FUTURE INCREASES TO WASTEWATER USER RATES, TAPPING CHARGES, WATER RATES, SPRINKLING METER CHARGES, PRIVATE FIRE SERVICE PROTECTION CHARGES AND STORMWATER MANAGEMENT PROGRAM RATES; PROVIDING FOR RATE STRUCTURE MODIFICATIONS; PROVIDING FOR SERVICE AVAILABILITY CHARGES AND SERVICE AVAILABILITY RECONNECTION CHARGES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, the City of Fort Lauderdale supplies water and sewer services on a regional basis to approximately 250,000 residents of central Broward County; and

WHEREAS, areas provided potable water service and wastewater service by the City include Fort Lauderdale, Port Everglades, Lauderdale-by-the-Sea, Oakland Park, Sea Ranch Lakes, Wilton Manors, portions of unincorporated Broward County, Davie and Tamarac; and

WHEREAS, a comprehensive water and sewer rate study was conducted for the City which established a plan of rate adjustments and rate structure modifications to be implemented by this ordinance; and

WHEREAS, said plan of rate adjustments includes the deletion of water shortage rate surcharges from Phase I and Phase II water restrictions; and

WHEREAS, a conflict has been identified between the manner in which large users are charged for wastewater treatment as a "pass through" and the current water shortage surcharges, thereby requiring the elimination of such surcharges; and

WHEREAS, the necessity for water main replacement and sewer rehabilitation throughout the City, increased costs associated with security at City utilities, and other ongoing capital needs require an increased level of fund transfers into the capital program; and

WHEREAS, to generate necessary funds for present and future needs, administration, operation and long-range projects under the Water and Sewer Master Plans, it is necessary to increase wastewater user rates, tapping charges, water rates, sprinkling meter charges, and private fire service protection charges; and

WHEREAS, to generate necessary funds for present and future needs, administration, operation and long-range projects in connection with the Stormwater Management Program, it is necessary to increase stormwater management program rates; and

WHEREAS, the City of Fort Lauderdale has notified all customers of this Ordinance through the regular utility billing process, pursuant to Section 180.136, Florida Statutes;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That Section 28-1A of the Code of Ordinances of the City of Fort Lauderdale, Florida is hereby amended as follows:

Sec. 28-1A. Water shortage--Declaration of emergency; emergency restrictions.

...

(c) *Surcharges.* In the event the South Florida Water Management District declares a water shortage and mandates water restrictions in one (1) of the four (4) established water shortage phases, the City of Fort Lauderdale will implement a surcharge on the water, wastewater, and sprinkling meter commodity charges established in sections 28-76, 28-143 and 28-144 of the Code of Ordinances and on the ~~user agreements~~ and industrial user charges established in sections ~~28-77~~ and 28-78 of the Code of Ordinances. The amount of surcharge shall be based on the level of declaration of a Phase I, Phase II, Phase III or Phase IV level of water restrictions as provided in this subsection and the number of gallons generated by the user with priority consideration given to the purpose of the usage. If a declaration of any Phase level of water restriction is issued prior to or on the 15th of the month, the prescribed surcharge for that level of water restriction shall appear on the first utility billing processed on or after the 1st day of the following month. If such declaration is issued after the 15th of the month, the prescribed surcharge shall appear on the first utility billing issued on or after the 1st day of the month following a thirty-day period after the declaration date. When a declaration of water restrictions is rescinded by the South Florida Water Management District, surcharges shall be rescinded with the adjustment appearing on the first utility billing issued on or after the 1st day of the month following the date the declaration is rescinded. All surcharge adjustments, including the

initial imposition, any increases and decreases, and the rescinding of the surcharge shall be implemented as described above. Surcharges shall be charged as follows in the chart below:

<del>Sec. 28-76 WASTEWATER USER RATES</del>	<del>Phase I</del>	<del>Phase II</del>	<del>Phase III</del>	<del>Phase IV</del>
<del>Sec. 28-76(b)(2) Single-family residences, and duplexes and triplexes that have separately metered units.</del>				
<del>0-3,000 gallons</del>	<del>0%</del>	<del>0%</del>	<del>0%</del>	<del>0%</del>
<del>4,000-20,000 gallons</del>	<del>9%</del>	<del>17%</del>	<del>29%</del>	<del>43%</del>
<del>Sec. 28-76(b)(3) Duplexes that do not have separately metered units.</del>				
<del>0-6,000 gallons</del>	<del>0%</del>	<del>0%</del>	<del>0%</del>	<del>0%</del>
<del>7,000-40,000 gallons</del>	<del>9%</del>	<del>17%</del>	<del>29%</del>	<del>43%</del>
<del>Sec. 28-76(b)(4) Triplexes that do not have separately metered units.</del>				
<del>0-9,000 gallons</del>	<del>0%</del>	<del>0%</del>	<del>0%</del>	<del>0%</del>
<del>10,000-60,000 gallons</del>	<del>9%</del>	<del>17%</del>	<del>29%</del>	<del>43%</del>
<del>Sec. 28-76(b)(5) All Other Consumers.</del>				
<del>All Usage</del>	<del>9%</del>	<del>17%</del>	<del>29%</del>	<del>43%</del>

<u>Sec. 28-76 WASTEWATER USER RATES</u>		<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
<u>Sec. 28-76(b)(2) Single Family Residences</u>					
<u>Block 1</u>	<u>0-3,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>
<u>Block 2</u>	<u>4,000-20,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>29%</u>	<u>43%</u>
<u>Block 3</u>	<u>&gt;20,000 gallons</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>

<u>Sec. 28-76 (b)(3) Multifamily Residential Dwelling Units</u> (1,000 gallons per month X number of dwelling units)					
<u>Block 1</u>	<u>0-1,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>
<u>Block 2</u>	<u>2,000-8,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>29%</u>	<u>43%</u>
<u>Block 3</u>	<u>&gt;8,000 gallons</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>

<u>SEC. 28-76 (b) (4) All Others</u>					
<u>All Usage</u>		<u>0%</u>	<u>0%</u>	<u>29%</u>	<u>43%</u>

<u><del>Sec. 28-77 USER AGREEMENTS</del></u>	<u><del>Phase I</del></u>	<u><del>Phase II</del></u>	<u><del>Phase III</del></u>	<u><del>Phase IV</del></u>
<u><del>Sec. 28-77 Municipalities, political subdivisions and privately owned utilities in the county.</del></u>				
<u><del>All Usage</del></u>	<u><del>9%</del></u>	<u><del>17%</del></u>	<u><del>29%</del></u>	<u><del>43%</del></u>

<u>Sec. 28-78 INDUSTRIAL USER CHARGES</u> <u>Industrial User Charges</u>	<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
<u>All Usage</u>	<u>9%</u> <u>0%</u>	<u>17%</u> <u>0%</u>	<u>29%</u>	<u>43%</u>

<u><del>Sec. 28-143. WATER RATES</del></u>	<u><del>Phase I</del></u>	<u><del>Phase II</del></u>	<u><del>Phase III</del></u>	<u><del>Phase IV</del></u>
<u><del>Sec. 28-143(a)(2)a. Single family residences.</del></u>				
<u><del>0--3,000 gallons</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>
<u><del>4,000--7,000 gallons</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>	<u><del>17%</del></u>	<u><del>31%</del></u>
<u><del>8,000 + gallons</del></u>	<u><del>5%</del></u>	<u><del>8%</del></u>	<u><del>17%</del></u>	<u><del>31%</del></u>
<u><del>Sec. 28-143(a)(2)b. Duplexes served by a single meter.</del></u>				
<u><del>0--6,000 gallons</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>
<u><del>7,000--14,000 gallons</del></u>	<u><del>0%</del></u>	<u><del>0%</del></u>	<u><del>17%</del></u>	<u><del>31%</del></u>

15,000 + gallons —	5% —	8% —	17% —	31% —
<del>Sec. 28-143(a)(2)c. Triplexes served by a single meter. —</del>				
<del>0–9,000 gallons —</del>	<del>0% —</del>	<del>0% —</del>	<del>0% —</del>	<del>0% —</del>
<del>10,000–21,000 gallons —</del>	<del>0% —</del>	<del>0% —</del>	<del>17% —</del>	<del>31% —</del>
<del>22,000 + gallons —</del>	<del>5% —</del>	<del>8% —</del>	<del>17% —</del>	<del>31% —</del>
<del>Sec. 28-143 (a)(2)d. Multifamily residential dwellings having 4 or more dwelling units. —</del>				
<del>0–3,000 gallons per dwelling unit —</del>	<del>0% —</del>	<del>0% —</del>	<del>0% —</del>	<del>0% —</del>
<del>4,000 + gallons per dwelling unit —</del>	<del>5% —</del>	<del>8% —</del>	<del>17% —</del>	<del>31% —</del>
<del>Sec. 28-143(a)(2)e. Commercial, industrial, and other non-residential units, buildings or complexes connected by meters. —</del>				
<del>All Usage —</del>	<del>5% —</del>	<del>8% —</del>	<del>17% —</del>	<del>31% —</del>
<del>Sec. 28-143(b). Municipalities, political subdivisions and privately owned utilities. —</del>				
<del>All Usage —</del>	<del>5% —</del>	<del>8% —</del>	<del>17% —</del>	<del>31% —</del>
<del>Sec. 28-143 (c). Retail consumers receiving water outside the corporate limits —</del>				
<del>All Usage —</del>	<del>5% —</del>	<del>8% —</del>	<del>17% —</del>	<del>31% —</del>

<u>Sec. 28-143. WATER RATES</u>		<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
<u>Sec. 28-143 (a)(2) Single Family Residences</u>					
<u>Block 1</u>	<u>0-3,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>
<u>Block 2</u>	<u>4,000-8,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>
<u>Block 3</u>	<u>9,000-12,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>
<u>Block 4</u>	<u>13,000-20,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>
<u>Block 5</u>	<u>&gt;20,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>

<u>Sec. 28-143 (a)(3) Multifamily Residential Dwelling Units</u> <u>(1,000 gallons per month X number of dwelling units)</u>					
<u>Block 1</u>	<u>0-1,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>
<u>Block 2</u>	<u>2,000-3,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>	<u>0%</u>
<u>Block 3</u>	<u>4,000-5,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>
<u>Block 4</u>	<u>6,000-8,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>
<u>Block 5</u>	<u>&gt;8,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>

<u>Sec. 28-143 (a)(4) All Others</u>					
<u>All Usage</u>		<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>
<u>Sec. 28-143 (b)(2) Master Meter</u>					
<u>All Usage</u>		<u>0%</u>	<u>0%</u>	<u>17%</u>	<u>31%</u>
<u>Sec. 28-143 ( c ) Retail Consumers Receiving Water Outside the Corporate Limits</u>					
<u>Single Family</u>	<u>Refer to chart Sec. 28 - 143 ( a ) (2) above</u>				
<u>Multifamily</u>	<u>Refer to chart Sec. 28 - 143 ( a ) (3) above</u>				
<u>All Others</u>	<u>Refer to chart Sec. 28 - 143 ( a ) (4) above</u>				

<del>Sec. 28.144. SPRINKLING METER CHARGES</del>	<del>Phase I</del>	<del>Phase II</del>	<del>Phase III</del>	<del>Phase IV</del>
<del>Sec. 28.144(b). A commodity charge for sprinkling meter services for each one thousand (1,000) gallons or fraction thereof.</del>				
<del>0-10,000 gallons</del>	<del>10%</del>	<del>25%</del>	<del>40%</del>	<del>50%</del>
<del>11,000 + gallons</del>	<del>10%</del>	<del>25%</del>	<del>40%</del>	<del>50%</del>

<u>Sec. 28-144 (b) Sprinkling Meter Charges</u>		<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
	<u>(1,000 gallons per month X the Meter Equivalency Factor )</u>				
<u>Block 1</u>	<u>0-12,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>40%</u>	<u>50%</u>
<u>Block 2</u>	<u>13,000 - 20,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>40%</u>	<u>50%</u>
<u>Block 3</u>	<u>&gt;20,000 gallons</u>	<u>0%</u>	<u>0%</u>	<u>40%</u>	<u>50%</u>

SECTION 2. That Section 28-76 of the Code of Ordinances of the City of Fort Lauderdale, Florida is hereby amended as follows:

Sec. 28-76. Wastewater user rates.

...

(b) The following schedule of rates and charges shall be imposed for consumers located within the corporate limits that are supplied water by the city and are either receiving wastewater disposal service or have it available for connection from their property to the city sanitary sewer system.

- (1) A fixed monthly charge per water meter supplied by a connection service to a residential single family residence, multifamily residential dwelling unit, duplex, cooperative or condominium apartment, commercial, industrial, institutional, or similar unit, building or complex and each separate municipal or other governmental agency or special type unit, shall be as follows:

Meter Size (Inches)	Wastewater Monthly Fixed Charge
5/8	\$4.60
3/4	6.22
1	9.46
1 1/2	17.47
2	27.13
3	49.67
4	81.85
6	162.35
8	258.92
10	464.31
12	746.01
16	1,260.12

<u>Meter Sizes</u>	<u>Wastewater Fixed Monthly Charges</u> <u>28-76 (b)(1)</u>	
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>5/8</u>	<u>\$6.92</u>	<u>\$7.27</u>

<u>3/4</u>	<u>\$9.86</u>	<u>\$10.35</u>
<u>1</u>	<u>\$15.75</u>	<u>\$16.54</u>
<u>1 1/2</u>	<u>\$30.45</u>	<u>\$31.97</u>
<u>2</u>	<u>\$48.10</u>	<u>\$50.51</u>
<u>3</u>	<u>\$89.28</u>	<u>\$93.74</u>
<u>4</u>	<u>\$148.11</u>	<u>\$155.52</u>
<u>6</u>	<u>\$295.17</u>	<u>\$309.93</u>
<u>8</u>	<u>\$471.65</u>	<u>\$495.23</u>
<u>10</u>	<u>\$677.54</u>	<u>\$711.42</u>
<u>12</u>	<u>\$1,265.80</u>	<u>\$1,329.09</u>
<u>16</u>	<u>\$2,059.96</u>	<u>\$2,162.96</u>

- (2) Single family residences, and ~~duplexes and triplexes~~ multifamily residential dwelling units that have separately metered units, shall be charged a wastewater commodity charge at ~~the rate of three dollars and one cents (\$3.01)~~ for each one thousand (1,000) gallons or fraction thereof of water consumed up to a total of and including ~~three thousand (3,000)~~ gallons consumed per month, and at the rate of ~~four dollars and sixteen cents (\$4.16)~~ per one thousand (1,000) gallons or fraction thereof for each one thousand (1,000) gallons consumed in excess of the first three thousand (3,000) gallons per month, to a maximum of twenty thousand (20,000) gallons per month, per unit as follows:

Wastewater Commodity Charges 28-76 (b)(2)			
<u>Block Ranges</u>	<u>Water (per unit)</u>	<u>Wastewater Monthly Usage Charges</u>	
	<u>(1,000 gallons per month X number of dwelling units)</u>	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>Block 1</u>	<u>0-3,000</u>	<u>\$2.55</u>	<u>\$2.68</u>
<u>Block 2</u>	<u>4,000-20,000</u>	<u>\$5.65</u>	<u>\$5.93</u>
<u>Block 3</u>	<u>&gt;20,000</u>	<u>N/A</u>	<u>N/A</u>

Single family residences will not be charged a commodity charge for usage in excess of twenty thousand (20,000) gallons per month.

- (3) Multifamily residential dwelling units ~~Duplexes~~ that do not have separately metered units, shall be charged a wastewater commodity charge at ~~the rate of three dollars and one cents (\$3.01)~~ for each one thousand (1,000) gallons or fraction thereof of water consumed up to and including a total of ~~six eight thousand (6,000)~~ (8,000) gallons



consumed per month, per unit ~~and at the rate of four dollars and sixteen cents (\$4.16) per one thousand (1,000) gallons or fraction thereof for each one thousand (1,000) gallons consumed in excess of the first six thousand (6,000) gallons per month, to a maximum of forty thousand (40,000) gallons per month as follows:~~

<u>Wastewater Commodity Charges</u> 28-76 (b)(3)			
<u>Block Ranges</u>	<u>Water (per unit)</u>	<u>Wastewater Monthly Usage Charges</u>	
	<u>(1,000 gallons per month X number of dwelling units)</u>	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>Block 1</u>	<u>0-1,000</u>	<u>\$2.55</u>	<u>\$2.68</u>
<u>Block 2</u>	<u>2,000-8,000</u>	<u>\$5.65</u>	<u>\$5.93</u>
<u>Block 3</u>	<u>&gt;8,000</u>	<u>N/A</u>	<u>N/A</u>

Multifamily residences will not be charged a commodity charge for usage in excess of eight thousand (8,000) gallons per month per unit.

- (4) ~~Triplexes that do not have separately metered units, shall be charged a wastewater commodity charge at the rate of three dollars and one cent (\$3.01) for each one thousand (1,000) gallons or fraction thereof of water consumed up to a total of nine thousand (9,000) gallons consumed per month, and at the rate of four dollars and sixteen cents (\$4.16) per one thousand (1,000) gallons or fraction thereof for each one thousand (1,000) gallons consumed in excess of the first nine thousand (9,000) gallons per month, to a maximum of sixty thousand (60,000) gallons per month.~~

- (5) (4) The commodity charge for all other consumers for each one thousand (1,000) gallons or fraction thereof of water consumed shall be three dollars and eighty-five cents (\$3.85). as follows:

<u>Wastewater Commodity Charges</u> 28-76 (b) (4)		
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>All Usage</u>	<u>\$4.54</u>	<u>\$4.77</u>

~~(6)~~(5) Except as provided herein, for properties required to connect to new sanitary sewer collection facilities constructed under WaterWorks 2011, in addition to the other rates and charges provided herein, the following schedule or rates and charges shall be imposed:

...

(c) Retail consumers . . .

(d) Consumers within the corporate limits who dispose of wastewater through the city's wastewater disposal system and are supplied with water from sources public or private, other than the city water system, shall be charged a commodity charge for each one thousand (1,000) gallons of wastewater discharged or fraction thereof. ~~which shall be three dollars and eighty-five cents (\$3.85).~~ The commodity charge shall be levied in accordance with Sec. 28-76 (b) (4). The customer shall install at his own expense and subject to approval by the city a specially designed and constructed sewage meter for accurately measuring all sewage and wastewater discharged from the premises. A customer may install on the water line from private or public sources, other than the city system, at his own expense and subject to the approval and inspection of the city, a meter to measure the water consumption. The water meter may be used to calculate the commodity charge if the ~~director of the public works director or his designee~~ utilities department determines that the water consumption is equivalent to the wastewater discharge. In addition to the commodity charge, the customer shall pay a monthly fixed charge based upon the equivalent water meter size. The equivalent water meter size shall be determined by the ~~director of the utilities department.~~ public works director or his designee.

...

(j) To recover a portion of the costs the city incurs to maintain a readiness to serve properties that at one time had active utility service but are currently inactive, on or after August 1, 2009 a service availability charge for both water and sewer will be billed to the property owner upon application for a temporary discontinuance of service.

(1) The service availability charges will remain in effect until an active account is re-established to the property. Service availability charges shall be:

Meter Sizes (inches)	Wastewater Service Availability Monthly Charges 28-76 (j) (1)	
	Effective 8/1/2009	Effective 8/1/2010
<u>5/8</u>	<u>\$6.92</u>	<u>\$7.27</u>
<u>3/4</u>	<u>\$9.86</u>	<u>\$10.35</u>
<u>1</u>	<u>\$15.75</u>	<u>\$16.54</u>
<u>1 1/2</u>	<u>\$30.45</u>	<u>\$31.97</u>
<u>2</u>	<u>\$48.10</u>	<u>\$50.51</u>

<u>3</u>	<u>\$89.28</u>	<u>\$93.74</u>
<u>4</u>	<u>\$148.11</u>	<u>\$155.52</u>
<u>6</u>	<u>\$295.17</u>	<u>\$309.93</u>
<u>8</u>	<u>\$471.65</u>	<u>\$495.23</u>
<u>10</u>	<u>\$677.54</u>	<u>\$711.42</u>
<u>12</u>	<u>\$1,265.80</u>	<u>\$1,329.09</u>
<u>16</u>	<u>\$2,059.96</u>	<u>\$2,162.96</u>

- (2) In order for a structure or parts of a structure which have facilities for water and sewer service to be disconnected and excused from payment of water and sewer availability charges, the owner of said structure or parts of a structure shall:
- a. Remove all internal facilities which allow for the use of water and/or sewer service, including but not limited to: all sinks, toilets and spigots.
  - b. Request that the water meter(s) involved be removed.
  - c. Notify both the city building department and the city public works department that all water and sewer facilities have been removed and that the service availability charge should be terminated as to the subject structure or parts of a structure.
  - d. Pay the service availability reconnection charge as follows when removing an account from inactive status and placing it on active status:

<u>Service Availability Reconnection Charge</u> <u>28-76 (j)(2)</u>		
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>To re-establish active service for both water and sewer for all size meters</u>	<u>\$150.00</u>	<u>\$157.50</u>

SECTION 3. That Section 28-141 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 28-141. Tapping charges.

(a) Upon the application of the owner or consumer for water service, the following tapping charges shall be ~~made~~ paid to cover the cost of the taps and the installation of the service to the property line of the lot to be supplied water service:

5/8 by 3/4-inch tap and service	\$966.07
3/4-inch tap and service	1,003.89
1-inch tap and service	1,077.32
1 1/2-inch tap and service	1,745.01
2-inch tap and service	2,216.19
4-inch meter	15,453.92
6-inch meter	16,741.94

<u>Tapping Charges</u> <u>28-141 (a)</u>		
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>5/8 by 3/4 -inch tap and service</u>	<u>\$966.07</u>	<u>\$1,014.37</u>
<u>3/4-inch tap and service</u>	<u>\$1,003.89</u>	<u>\$1,054.08</u>
<u>1-inch tap and service</u>	<u>\$1,077.32</u>	<u>\$1,131.19</u>
<u>1 1/2-inch tap and service</u>	<u>\$1,745.01</u>	<u>\$1,832.26</u>
<u>2-inch tap and service</u>	<u>\$2,216.19</u>	<u>\$2,327.00</u>
<u>4-inch meter</u>	<u>\$15,453.92</u>	<u>\$16,226.62</u>
<u>6-inch meter</u>	<u>\$16,741.94</u>	<u>\$17,579.04</u>

For sizes greater than a six-inch tap and service, such charges shall be estimated and billed upon a basis of actual cost, including materials, labor, equipment and a percentage allowance for administrative and overhead costs. All tapping and service charges shall be paid in full before the water service is installed.

...

SECTION 4. That Section 28-143 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 28-143. Water rates.

(a) Billing statements shall be submitted monthly or bimonthly to the consumers. The following schedule of rates and charges shall be imposed for the water service furnished by the city for consumers located within the corporate limits:

- (1) A fixed monthly charge per meter against each meter supplied by a connected service to a residential single family residence, multifamily dwelling unit, cooperative or condominium apartment, commercial, industrial, institutional, or similar unit, building or complex and each separate municipal or other governmental agency or special-type unit, as follows:

Meter Size (Inches) —	Monthly Fixed Charge —
5/8	\$3.95
3/4	5.36
1	8.14
1 1/2	15.11
2	23.51
3	42.99
4	70.89
6	140.60
8	224.26
10	402.20
12	646.25
16	1,091.60

Meter Sizes (inches)	<u>Water Fixed Monthly Charges</u> 28-143 (a)(1)	
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>5/8</u>	<u>\$4.71</u>	<u>\$4.95</u>
<u>3/4</u>	<u>\$6.54</u>	<u>\$6.87</u>
<u>1</u>	<u>\$10.21</u>	<u>\$10.72</u>
<u>1 1/2</u>	<u>\$19.38</u>	<u>\$20.35</u>
<u>2</u>	<u>\$30.39</u>	<u>\$31.91</u>
<u>3</u>	<u>\$56.07</u>	<u>\$58.87</u>
<u>4</u>	<u>\$92.75</u>	<u>\$97.39</u>
<u>6</u>	<u>\$184.46</u>	<u>\$193.68</u>
<u>8</u>	<u>\$294.51</u>	<u>\$309.24</u>
<u>10</u>	<u>\$422.90</u>	<u>\$444.05</u>
<u>12</u>	<u>\$789.74</u>	<u>\$829.23</u>
<u>16</u>	<u>\$1,284.97</u>	<u>\$1,349.22</u>

- (2) Single family residences shall be assessed A a commodity charge for each one thousand (1,000) gallons or fraction thereof recorded per month shall be as follows:
- a. ~~Single-family residences shall be billed at the rate of one dollar and twenty-nine cents (\$1.29) for each one thousand (1,000) gallons or fraction thereof recorded for the first three thousand (3,000) gallons, at the rate of two dollars and twenty-three cents (\$2.23) for each one thousand (1,000) gallons or fraction thereof recorded in excess of three thousand (3,000) gallons up to seven thousand (7,000) gallons, and at the rate of three dollars and twenty-eight cents (\$3.28) for each one thousand (1,000) gallons or fraction thereof recorded in excess of seven thousand (7,000) gallons.~~
  - b. ~~Duplexes served by a single meter shall be billed at the rate of one dollar and twenty-nine cents (\$1.29) for each one thousand (1,000) gallons or fraction thereof recorded for the first six thousand (6,000) gallons, at the rate of two dollars and twenty-three cents (\$2.23) for each one thousand (1,000) gallons or fraction thereof recorded in excess of six thousand (6,000) gallons up to fourteen thousand (14,000) gallons, and at the rate of three dollars and twenty-eight cents (\$3.28) for each one thousand (1,000) gallons or fraction thereof recorded in excess of fourteen thousand (14,000) gallons.~~
  - c. ~~Triplexes served by a single meter shall be billed at the rate of one dollar and twenty-nine cents (\$1.29) for each one thousand (1,000) gallons or fraction thereof recorded for the first nine thousand (9,000) gallons, at the rate of two dollars and twenty-three cents (\$2.23) for each one thousand (1,000) gallons or fraction thereof recorded in excess of nine thousand (9,000) gallons up to twenty-one thousand (21,000) gallons, and at the rate of three dollars and twenty-eight cents (\$3.28) for each one thousand (1,000) gallons or fraction thereof recorded in excess of twenty-one thousand (21,000) gallons.~~
  - d. ~~Multifamily residential dwellings having four (4) or more dwelling units shall be billed at the rate of two dollars and twenty-three cents (\$2.23) for each one thousand (1,000) gallons or fraction thereof recorded up to three thousand (3,000) gallons times the number of dwelling units, and at the rate of three dollars and three cents (\$3.03) for each one thousand (1,000) gallons or fraction thereof recorded in excess of that amount.~~
  - e. ~~Commercial, industrial and other non-residential units, buildings or complexes connected by meters as provided in this section shall be charged at the rate of two dollars and fifty cents (\$2.50) for each one thousand (1,000) gallons or fraction thereof recorded.~~

<u>Water Commodity Charges Single Family Residences</u> <u>28-143 (a)(2)</u>			
<u>Block Ranges</u>	<u>Water (per unit)</u>	<u>Water Monthly Usage Charges</u>	
	<u>(1,000 gallons per month)</u>	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>Block 1</u>	<u>0-3,000</u>	<u>\$1.44</u>	<u>\$1.51</u>
<u>Block 2</u>	<u>4,000-8,000</u>	<u>\$3.20</u>	<u>\$3.36</u>
<u>Block 3</u>	<u>9,000-12,000</u>	<u>\$4.00</u>	<u>\$4.20</u>
<u>Block 4</u>	<u>13,000-20,000</u>	<u>\$5.39</u>	<u>\$5.66</u>
<u>Block 5</u>	<u>&gt;20,000</u>	<u>\$7.82</u>	<u>\$8.21</u>

- (3) Multifamily residential dwellings having more than one dwelling unit shall be assessed as follows:

<u>Water Commodity Charges - Multifamily Residential Dwelling Units</u> <u>28-143 (a)(3)</u>			
<u>Block Ranges</u>	<u>Water (per unit)</u>	<u>Water Monthly Usage Charges</u>	
	<u>(1,000 gallons per month X number of dwelling units)</u>	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>Block 1</u>	<u>0-1,000</u>	<u>\$1.44</u>	<u>\$1.51</u>
<u>Block 2</u>	<u>2,000-3,000</u>	<u>\$3.20</u>	<u>\$3.36</u>
<u>Block 3</u>	<u>4,000-5,000</u>	<u>\$4.00</u>	<u>\$4.20</u>
<u>Block 4</u>	<u>6,000-8,000</u>	<u>\$5.39</u>	<u>\$5.66</u>
<u>Block 5</u>	<u>&gt;8,000</u>	<u>\$7.82</u>	<u>\$8.21</u>

- (4) All others shall be assessed as follows:

<u>Water Commodity Charges</u> <u>28-143(a)(4)</u>		
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>All Usage</u>	<u>\$3.49</u>	<u>\$3.66</u>

(b) As to other municipalities, political subdivisions and privately owned utilities in the county that are financially responsible, as determined by the city commission, which connect to the city's water mains through a master meter or master meters arrangement, all such meters shall be read monthly or bimonthly and statements submitted to each consumer at the following rates and charges:

- (1) A fixed monthly charge per master meter against each master meter connected to the city water system, as follows:

Meter Size (Inches) —	Monthly Fixed Charge —
5/8	\$15.47
3/4	22.64
1	36.97
1 1/2	72.74
2	115.70
3	215.87
4	359.04
6	716.90
8	1,146.33
10	2,059.58
12	3,312.08
16	5,598.10

<u>Meter Sizes</u>	<u>Master Meter Water Fixed Monthly Charges</u> <u>28-143 (b)(1)</u>	
(inches)	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>5/8</u>	<u>\$15.35</u>	<u>\$16.12</u>
<u>3/4</u>	<u>\$21.95</u>	<u>\$23.05</u>
<u>1</u>	<u>\$35.16</u>	<u>\$36.92</u>
<u>1 1/2</u>	<u>\$68.54</u>	<u>\$71.97</u>
<u>2</u>	<u>\$108.52</u>	<u>\$113.95</u>
<u>3</u>	<u>\$201.33</u>	<u>\$211.40</u>
<u>4</u>	<u>\$334.50</u>	<u>\$351.23</u>
<u>6</u>	<u>\$667.22</u>	<u>\$700.58</u>
<u>8</u>	<u>\$1,065.97</u>	<u>\$1,119.27</u>
<u>10</u>	<u>\$1,914.83</u>	<u>\$2,010.57</u>



<u>12</u>	<u>\$3,078.81</u>	<u>\$3,232.75</u>
<u>16</u>	<u>\$5,203.17</u>	<u>\$5,463.33</u>

- (2) A commodity charge for each one thousand (1,000) gallons or fraction thereof recorded shall be ~~two dollars and fifty-five cents (\$2.55)~~. as follows:

<u>Master Meter</u> <u>28-143 (b)(2)</u>		
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>All Usage</u>	<u>\$3.49</u>	<u>\$3.66</u>

(c) ...

(e) To recover a portion of the costs the city incurs to maintain a readiness to serve properties that at one time had active utility service but are currently inactive, on or after August 1, 2009 a service availability charge for both water and sewer will be billed to the property owner upon application for a temporary discontinuance of service.

- (1) The service availability charges will remain in effect until an active account is re-established to the property. Service availability charges shall be:

<u>Meter Sizes</u> <u>(inches)</u>	<u>Water Service Availability Monthly Charges</u> <u>28-143 (e)(1)</u>	
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>5/8</u>	<u>\$4.71</u>	<u>\$4.95</u>
<u>3/4</u>	<u>\$6.54</u>	<u>\$6.87</u>
<u>1</u>	<u>\$10.21</u>	<u>\$10.72</u>
<u>1 1/2</u>	<u>\$19.38</u>	<u>\$20.35</u>
<u>2</u>	<u>\$30.39</u>	<u>\$31.91</u>
<u>3</u>	<u>\$56.07</u>	<u>\$58.87</u>
<u>4</u>	<u>\$92.75</u>	<u>\$97.39</u>
<u>6</u>	<u>\$184.46</u>	<u>\$193.68</u>
<u>8</u>	<u>\$294.51</u>	<u>\$309.24</u>
<u>10</u>	<u>\$422.90</u>	<u>\$444.05</u>
<u>12</u>	<u>\$789.74</u>	<u>\$829.23</u>
<u>16</u>	<u>\$1,284.97</u>	<u>\$1,349.22</u>

- (2) In order for a structure or parts of a structure which have facilities for water and sewer service to be disconnected and excused from payment of water and sewer availability charges, the owner of said structure or parts of a structure shall:

- a. Remove all internal facilities which allow for the use of water and/or sewer service, including but not limited to: all sinks, toilets and spigots.
- b. Request that the water meter(s) involved be removed.
- c. Notify both the city building department and the city public works department that all water and sewer facilities have been removed and that the service availability charge should be terminated as to the subject structure or parts of structure.
- d. Pay the service availability reconnection charge as follows when removing an account from inactive status and placing it on active status:

<u>Service Availability Reconnection Charge</u> <u>28-143 (e)(2)</u>		
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>To re-establish active service for both water and sewer for all size meters</u>	<u>\$150.00</u>	<u>\$157.50</u>

SECTION 5. That Section 28-144 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 28-144. Sprinkling meter charges.

(a) The fixed monthly charge per meter for sprinkling meter services shall be based upon the size of the meter and shall be as follows:

Meter Size (Inches) —	Monthly Fixed Charge —
5/8	3.95
3/4	5.36
1	8.14
1 1/2	15.11
2	23.51
3	42.99

4	70.89
6	40.60
8	224.26
10	402.20
12	646.25
16	1,091.60

<u>Meter Sizes</u>	<u>Sprinkling Fixed Monthly Charges</u> <u>28-144(a)</u>	
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
(inches)		
<u>5/8</u>	<u>\$4.71</u>	<u>\$4.95</u>
<u>3/4</u>	<u>\$6.54</u>	<u>\$6.87</u>
<u>1</u>	<u>\$10.21</u>	<u>\$10.72</u>
<u>1 1/2</u>	<u>\$19.38</u>	<u>\$20.35</u>
<u>2</u>	<u>\$30.39</u>	<u>\$31.91</u>
<u>3</u>	<u>\$56.07</u>	<u>\$58.87</u>
<u>4</u>	<u>\$92.75</u>	<u>\$97.39</u>
<u>6</u>	<u>\$184.46</u>	<u>\$193.68</u>
<u>8</u>	<u>\$294.51</u>	<u>\$309.24</u>
<u>10</u>	<u>\$422.90</u>	<u>\$444.05</u>
<u>12</u>	<u>\$789.74</u>	<u>\$829.23</u>
<u>16</u>	<u>\$1,284.97</u>	<u>\$1,349.22</u>

(b) A commodity charge for sprinkling meter services for each one thousand (1,000) gallons or fraction thereof recorded per month shall be ~~two dollars and sixty one cents (\$2.61) up to ten thousand (10,000) gallons and three dollars and thirty five cents (\$3.35) in excess of ten thousand (10,000) gallons~~ as follows:

<u>Commodity Charges - Sprinkling Meter Services</u> <u>28-144 (b)</u>			
<u>Block Ranges</u>	<u>Water</u>	<u>Water Monthly Usage Charges</u>	
	<u>(1,000 gallons per month X the Meter Equivalency Factor )</u>	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>Block 1</u>	<u>0-12,000</u>	<u>\$4.00</u>	<u>\$4.20</u>

<u>Block 2</u>	<u>13,000-20,000</u>	<u>\$5.39</u>	<u>\$5.66</u>
<u>Block 3</u>	<u>&gt;20,000</u>	<u>\$7.82</u>	<u>\$8.21</u>

<u>Meter Equivalency Factor</u> <u>28-144(b)</u>	
<u>Meter Size</u> <u>(inches)</u>	<u>Factor</u>
<u>5/8</u>	<u>1.00</u>
<u>3/4</u>	<u>1.50</u>
<u>1</u>	<u>2.50</u>
<u>1 1/2</u>	<u>5.00</u>
<u>2</u>	<u>8.00</u>
<u>3</u>	<u>15.00</u>
<u>4</u>	<u>25.00</u>
<u>6</u>	<u>50.00</u>
<u>8</u>	<u>80.00</u>
<u>10</u>	<u>115.00</u>
<u>12</u>	<u>215.00</u>

SECTION 6. That Section 28-145 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 28-145. Private fire service protection.

(a) The fixed monthly charge for special private fire service protection shall be based upon the size of the fire service line connected within the city's water distribution system as follows:

<u>Fire Service</u> <u>(Inches)</u>	<u>Fixed Monthly</u> <u>Private Fire</u> <u>Service Charge</u>
<u>2</u>	<u>\$23.51</u>
<u>3</u>	<u>42.99</u>
<u>4</u>	<u>70.89</u>
<u>6</u>	<u>140.60</u>
<u>8</u>	<u>224.26</u>
<u>10</u>	<u>402.20</u>
<u>12</u>	<u>646.25</u>

<u>Meter Sizes</u>	<u>Fire Service Fixed Monthly Charges</u> <u>28-145 (a)</u>	
(inches)	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>5/8</u>	<u>\$4.71</u>	<u>\$4.95</u>
<u>3/4</u>	<u>\$6.54</u>	<u>\$6.87</u>
<u>1</u>	<u>\$10.21</u>	<u>\$10.72</u>
<u>1 1/2</u>	<u>\$19.38</u>	<u>\$20.35</u>
<u>2</u>	<u>\$30.39</u>	<u>\$31.91</u>
<u>3</u>	<u>\$56.07</u>	<u>\$58.87</u>
<u>4</u>	<u>\$92.75</u>	<u>\$97.39</u>
<u>6</u>	<u>\$184.46</u>	<u>\$193.68</u>
<u>8</u>	<u>\$294.51</u>	<u>\$309.24</u>
<u>10</u>	<u>\$422.90</u>	<u>\$444.05</u>
<u>12</u>	<u>\$789.74</u>	<u>\$829.23</u>
<u>16</u>	<u>\$1,284.97</u>	<u>\$1,349.22</u>

(b) ...

(c) Upon the application of the owner or consumer for private fire service, the following tapping charges shall be made paid as follows:

2-inch tap and service	\$2,653.59
4-inch tap and service	6,272.13
6-inch tap and service	6,995.86
8-inch tap and service	10,131.92

<u>Fire Service Tapping Charges</u> <u>28-145 (c)</u>		
	<u>Effective</u> <u>8/1/2009</u>	<u>Effective</u> <u>8/1/2010</u>
<u>2-inch tap and service</u>	<u>\$2,653.59</u>	<u>\$2,786.27</u>
<u>4-inch tap and service</u>	<u>\$6,272.13</u>	<u>\$6,585.74</u>
<u>6-inch tap and service</u>	<u>\$6,995.86</u>	<u>\$7,345.65</u>
<u>8-inch tap and service</u>	<u>\$10,131.92</u>	<u>\$10,638.52</u>

For ~~over~~ sizes greater than an eight-inch tap and service, such charges shall be estimated and billed upon a basis of actual cost, including materials, labor, equipment and a percentage allowance for administrative and overhead costs. All tapping and service charges shall be paid in full before the fire service is installed.

SECTION 7. That Section 28-197 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 28-197. Stormwater management program rates.

~~[The stormwater management program rates shall be as follows:]~~  
The stormwater management program rates shall be as follows:

Customer	Monthly Stormwater
Category—	Management Fee—
Category I—	3.20 (per unit)—
Category II—	32.38 (per acre)—
Category III—	10.27 (per acre)—

<u>Customer Category</u>	<u>Monthly Stormwater Management Rate</u> <u>28-197</u>	
	<u>Effective 8/1/2009</u>	<u>Effective 8/1/2010</u>
<u>Category I - per unit</u>	<u>\$3.36</u>	<u>\$3.53</u>
<u>Category II - per acre</u>	<u>\$34.00</u>	<u>\$35.70</u>
<u>Category III - per acre</u>	<u>\$10.78</u>	<u>\$11.32</u>

SECTION 8. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 9. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 10. That this Ordinance shall be in full force and effect ten days from the date of final passage.

PASSED FIRST READING this the 7th day of July, 2009.

PASSED SECOND READING this the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

ATTEST

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Mayor  
JOHN P. "JACK" SEILER

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City Clerk  
JONDA K. JOSEPH