

ORDINANCE NO. _____
0-05-87

AN ORDINANCE CREATING SECTION 27-272.1 CHAPTER 27, UTILITIES ARTICLE VI. NATURAL GAS, GAINESVILLE CODE OF ORDINANCES; BY ESTABLISHING A SURCHARGE TO BASE RATES TO CUSTOMERS OUTSIDE THE CORPORATE LIMITS OF THE CITY OF GAINESVILLE EQUAL THE AMOUNT OF THE CITY UTILITY TAX CHARGED TO CONSUMERS INSIDE THE CITY LIMITS; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

WHEREAS, at least ten (10) days notice has been given of the public hearings once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of the public hearings in the City Commission meeting room, first floor, City Hall, City of Gainesville; and

WHEREAS, the public hearings were held pursuant to the published notices described above at which hearings in the parties in interest and all others had an opportunity to be and were, in fact, heard.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:

Section 1. Section 27-272.1 of Chapter 27, Article VI. "Natural Gas" of the Gainesville Code of Ordinances is created to read as follows:

Sec. 27-272.1. Surcharge for consumers outside city limits.

The rates to be charged and collected by the city for natural gas furnished by the city to consumers of natural gas service outside of the corporate limits of the City of Gainesville shall be the base rates as set forth above, plus a surcharge equal the amount of the city

1 utility tax charged consumers inside the city limits; provided, however, that the United
2 States of America, the State of Florida, and all political subdivisions, agencies, boards,
3 commissions, and instrumentalities thereof and all recognized places of religious assembly
4 of the State of Florida are exempt from the payment of the surcharge imposed and levied
5 thereby.

6 Section 2. All ordinances in conflict herewith are to the extent of such conflict
7 hereby repealed.

8 Section 3. It is the intention of the City Commission that the provisions of Section
9 1 of this Ordinance shall become and be made a part of the Code of Ordinances of the
10 City of Gainesville, Florida, and that the Sections and Paragraphs of this Ordinance may
11 be renumbered or relettered in order to accomplish such intentions.

12 Section 3. If any portion of this ordinance is declared invalid by a court of
13 competent jurisdiction, such invalidity shall not affect the remaining portions of this
14 ordinance.

15 Section 4. This ordinance shall take effect immediately upon its adoption;
16 provided however, the rates and charges as provided for herein shall be applicable to all
17 monthly bills which are for the first time rendered and postmarked after 12:01 A.M.,
18 October 1, 2005.

19

1 PASSED and ADOPTED this ____ day _____, 2005.

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4 _____
5 Pegeen Hanrahan
6 Mayor

7 ATTEST:

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9 _____
10 Kurt M. Lannon, Jr.
11 Clerk of the Commission

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13
14 Approved as to form and legality

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17 _____
18 Marion J. Radson
19 City Attorney

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22 This ordinance passed on first reading this ____ day of _____, 2005.

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25 This ordinance passed on second reading this ____ day of _____, 2005.
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