

**LEGISTAR #**

**120169**

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**ORDINANCE NO. 120169**

AN ORDINANCE OF THE CITY OF GAINESVILLE, FLORIDA, AMENDING APPENDIX A, SECTION UTILITIES, SUBSECTION (4), SEWERAGE OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING WASTEWATER BASE RATES; INCREASING CONNECTION AND INSPECTION CHARGES; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN IMMEDIATE EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

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

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

19       **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF**  
20 **GAINESVILLE, FLORIDA:**

21       **Section 1.** Appendix A, Section Utilities, Subsection (4), Sewerage of the Gainesville Code of  
22 Ordinances is hereby amended to read as set forth below. The remaining section, except as provided  
23 below, remains unchanged and in full force and effect.

24       **APPENDIX A – SCHEDULE OF FEES, RATES AND CHARGES**

25       (4) Sewerage:

- 26       a. Reserved.  
27       b. Reserved.

28       c. Rates for normal strength wastewater (§ 27-169):

- 29       1. Residential dwellings, (including single-family dwellings, mobile homes,  
30       apartments, and residential customers on metered private wells):

31       (ii) Charges for winter months (January and February billing periods):

32       Customer service charge per bill rendered, per month ..... \$7.40

33       Rate per 1,000 gallons of wastewater (wastewater equals city

34       water usage), per 1,000 gallons ..... \$5,505.80

35       (ii) Charges for March through December billing periods (§ 27-169.1): :

36       Customer service charge per bill rendered, per month ..... \$7.40

37       Rate per 1,000 gallons of wastewater, (wastewater equals the lesser of

      (i) city water usage or (ii) the individual customer's winter

1	maximum), per 1,000 gallons .....	<del>\$5.50</del> <u>5.80</u>
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3	2. Current residential customers who are not connected to the wastewater system,	
4	but are subject to rates and charges under section 27-169(c), per month .....	<del>\$34.90</del> <u>36.40</u>
5	3. Single-family dwellings on private wells discharging unmetered water to the	
6	wastewater system, per month.....	<del>\$34.90</del> <u>36.40</u>
7	4. Multiple-family dwellings (including apartments, and mobile homes in approved	
8	mobile home parks) on private wells discharging unmetered water to the wastewater	
9	system (does not include the customer service charge):	
10	Per month, per unit .....	<del>\$27.50</del> <u>29.00</u>
11	Customer service charge per bill rendered .....	\$7.40
12	5. Nonresidential rate and residential customers with 5/8 inch meters for irrigation	
13	purposes (wastewater is calculated as 95% of city water usage in such month):	
14	No maximum, per 1,000 gallons.....	<del>\$5.50</del> <u>5.80</u>
15	Customer service charge per bill rendered .....	\$7.40
16	6. Where monthly wastewater service charges for nonresidential customers are based on the	
17	amount of the monthly water billed from the city, separate meters may be allowed at the	
18	expense of the customer and an allowance may be made for measured water not entering	
19	the city's wastewater system.	
20	7. Where wastewater meters are required by the city or requested by the customer, the	
21	customer shall pay to the city a monthly charge based on the cost to the city of all operation	
22	and maintenance costs of the meter or meter installation plus depreciation. The initial cost of	
23	any and all such installations shall be paid for by the user. Customers with a wastewater	
24	meter will be billed for 100 percent of the wastewater flow measured by the wastewater	
25	meter.	
26	8. The general manager for utilities or his/her designee is authorized to adjust residential monthly	
27	wastewater service charges to reflect reduced wastewater discharges from approved	
28	individual graywater disposal systems, as determined by procedures and engineering	
29	calculations contained in policies approved by the city commission.	
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31		
32	d. Rates for excess strength wastewater (§ 27-169):	
33	1. A customer discharging excess strength wastewater into the city's wastewater system shall	
34	be assessed a laboratory charge based on the cost of collecting and analyzing samples used	
35	to determine the strength and characteristics of the waste.	

1 2. Where automatic sampling equipment is required by the city or requested by the customer  
2 and such equipment is owned and/or maintained by the city, a monthly sampling charge shall  
3 be assessed based on the cost to the city of operation and maintenance of the equipment  
4 plus depreciation.

5 3. A customer discharging excess strength waste into the wastewater system shall be assessed  
6 normal strength wastewater charges in addition to excess strength charges calculated  
7 according to the following formula:

8 
$$[Y/X - 1] \times [Z] \times [0.5 \times A]$$

9 Y = Measured concentration of wastewater constituent.

10 X = Concentration of constituent in normal strength wastewater.

11 Z = Thousands of gallons of excess strength wastewater discharge into  
12 the city's wastewater system.

13 A = Normal strength wastewater rate per thousand in c.5(i) above.

14 Note: Excess strength charges shall be applicable only to the following conventional  
15 constituents: COD, BOD, total suspended solids, nitrogen and phosphorus. When COD is  
16 indicative of the excess wastewater strength, it shall be the preferred measurement  
17 parameter. Where the wastewater contains no more than one excess strength constituent,  
18 the charge shall be based on the constituent which results in the greatest charge.

19 e. Rates for septic tank and portable toilet waste (§ 27-169): Septic tank and portable toilet waste  
20 shall not be introduced into the city's wastewater system, except when specifically authorized  
21 and only at the time, place and manner prescribed by the city. This wastewater shall be metered  
22 and excess strength wastewater charges and industrial user charges shall be assessed.

23 f. Rates for industrial charges (§ 27-169): Any industrial user discharging into the  
24 city's wastewater system shall be assessed a permit application fee for each five-year  
25 permit of.....\$ 500.00

26 g. Right to assess other fees (§ 27-173): The city reserves the right to assess consumers  
27 other fees as necessary to carry out the requirements contained within article IV of  
28 Chapter 27. These fees relate solely to the matters covered by such article, and are  
29 separate from all other fees chargeable by the city.

30 h. Rates for reclaimed water service (§ 27-169):

31 Customer service charge per bill rendered, per month..... \$7.40  
32 Rate per 1,000 gallons of reclaimed water metered..... \$0.600.63  
33

34 i. Wastewater flow-based connection charges (§ 27-171):

1. For two (2) inches and smaller water meters. For applicants of wastewater service requiring water meters up to and including two-inch meter size, the wastewater flow-based connection charge shall be based on the size(s) of the water meter(s) installed according to the following:

WASTEWATER FLOW-BASED CONNECTION CHARGES

Water Meter Size (inches)	Collection System (Gravity, Lift Station, Force Main)	Treatment Plant	Total
5/8	\$ <del>570.00</del> <u>640.00</u>	\$ <del>2,640.00</del> <u>2,950.00</u>	\$ <del>3,210.00</del> <u>3,590.00</u>
3/4	\$ <del>1,660.00</del> <u>1,850.00</u>	\$ <del>7,700.00</del> <u>8,590.00</u>	\$ <del>9,360.00</del> <u>10,440.00</u>
1	\$ <del>1,850.00</del> <u>2,060.00</u>	\$ <del>8,940.00</del> <u>9,970.00</u>	\$ <del>10,790.00</del> <u>12,030.00</u>
1 1/2	\$ <del>4,250.00</del> <u>4,740.00</u>	\$ <del>20,130.00</del> <u>22,450.00</u>	\$ <del>24,380.00</del> <u>27,190.00</u>
2	\$ <del>8,160.00</del> <u>9,100.00</u>	\$ <del>41,710.00</del> <u>46,510.00</u>	\$ <del>49,870.00</del> <u>55,610.00</u>

2. For water meters serving multi-family units and water meters larger than two (2) inches, the wastewater flow-based connection charge shall be based on the estimated demand for service in accordance with the following:

(i) WASTEWATER FLOW-BASED CONNECTION CHARGES

Collection System	Treatment Plant	Total
\$ <del>2.13</del> <u>2.377</u> /GPD-ADF	\$ <del>9.53</del> <u>10.632</u> /GPD-ADF	\$ <del>11.66</del> <u>13.009</u> /GPD-ADF

(ii) Minimum charges for meters larger than two inches:

Collection System	Treatment Plant	Total
\$ <del>8,160.00</del> <u>9,100.00</u>	\$ <del>41,710.00</del> <u>46,510.00</u>	\$ <del>49,870.00</del> <u>55,610.00</u>

3. Wastewater Flow-Based Connection Charge Installment (§ 27-103)  
Installment payments for wastewater flow-based connection charges made in accordance with § 27-103 are as follows:

Water meter size (inches)	Monthly Charge
5/8	\$ <del>40.66</del> <u>45.48</u>
3/4	\$ <del>118.57</del> <u>132.25</u>
1	\$ <del>136.68</del> <u>152.39</u>

1		1 ½	\$308.84 <u>344.43</u>
2		2	\$631.73 <u>704.44</u>
3		> 2	\$0.14780. <u>1648</u> /gpd

4. For customers discharging excess strength wastewater. In addition to wastewater flow-based connection charges assessed pursuant to subsection (i) of (ii) above, customers discharging excess strength wastewater into the city's wastewater system shall be assessed excess strength flow-based treatment plant connection charges calculated according to the following formula:

$[Y/X - 1] \times A$

Y = Measured concentration of wastewater constituent.

X = Concentration of constituent in normal strength wastewater.

A = Wastewater flow-based treatment plant connection charge assessed pursuant to subsection 1. or 2. above.

- j. Inspection service fee (§ 27-172) ..... \$ 1,155.001,186.00  
 Plus, an amount to be assessed on the amount of developer installed mainline collection piping, per linear foot ..... \$ 5.13
- k. Off-site force main extension (CIAC) (§ 27-174): To be determined by the city.
- l. Requirement for additional CIAC (§ 27-175): To be determined by the city.
- m. Permit for construction of private sewerage disposal system (§ 27-183.1) ..... \$ 5.00

**Section 2.** It is the intention of the City Commission that the provisions of Section 1 of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Gainesville, Florida, and that the Sections and Paragraphs of this Ordinance may be renumbered or re-lettered in order to accomplish such intentions.

**Section 3.** All ordinances, or parts of ordinances, in conflict herewith are to the extent of such conflict hereby repealed.

**Section 4.** If any word, phrase, clause, paragraph, section or provision of this ordinance or the application hereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

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**Section 5.** This ordinance shall take effect immediately upon its adoption; provided however, the rates and charges as provided for herein shall be applicable to all monthly bills which are for the first time rendered and postmarked after 12:01 A.M., October 1, 2012.

PASSED and ADOPTED this \_\_\_\_\_ day September, 2012.

\_\_\_\_\_  
CRAIG LOWE  
MAYOR

ATTEST:

\_\_\_\_\_  
KURT LANNON  
CLERK OF THE COMMISSION

Approved as to form and legality

\_\_\_\_\_  
MARION J. RADSON  
CITY ATTORNEY

This ordinance passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2012.

This ordinance passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2012.