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3 **ORDINANCE NO. 100164**

4 AN ORDINANCE OF THE CITY OF GAINESVILLE, FLORIDA, AMENDING
5 APPENDIX A, SECTION UTILITIES (4) SEWERAGE OF THE GAINESVILLE
6 CODE OF ORDINANCES BY INCREASING WASTEWATER BASE RATES;
7 INCREASING CONNECTION AND INSPECTION CHARGES; ADDING
8 CLARIFYING LANGUAGE FOR METERED WASTEWATER SERVICE;
9 REMOVING TACACHALE-SPECIFIC RATES; PROVIDING A REPEALING
10 CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A
11 SEVERABILITY CLAUSE; AND, PROVIDING AN IMMEDIATE EFFECTIVE DATE
12 IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

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

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

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

20 **Section 1.** Appendix A, Section Utilities (4) Sewerage of the Gainesville Code of Ordinances is
21 hereby amended to read as follows:

22 (4) Sewerage:

23 a. Reserved.

24 b. Reserved.

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

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

28 (i) Charges for winter months (January and February billing periods):

29 Customer service charge per bill rendered, per month ~~\$6.00~~\$6.50

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

31 water usage), per 1,000 gallons ~~\$5.07~~\$5.29

32 (ii) Charges for March through December billing periods:

33 Customer service charge per bill rendered, per month ~~\$6.00~~\$6.50

34 Rate per 1,000 gallons of wastewater, (wastewater equals

35 (i) city water usage or (ii) the individual customer's winter
36 maximum), per 1,000 gallons ~~\$5.07~~\$5.29

1 Calculation of the individual customer's winter maximum shall be 30.4
 2 days times the maximum of average daily water usage for the immediately
 3 preceding January or February billing periods. A customer that has not
 4 established an individual winter maximum shall use the wastewater
 5 system average residential winter maximum, provided, however, that the
 6 winter maximum shall never be less than 1,000 gallons. The general
 7 manager for utilities or his/her designee may adjust the customer's winter
 8 average in extraordinary circumstances.

9	2. Current residential customers who are not connected to the wastewater system,	
10	but are subject to rates and charges under section 27-169(c), per month.....	\$31.35 <u>\$32.95</u>
11	3. Single-family dwellings on private wells discharging unmetered water to the	
12	wastewater system, per month.....	\$31.35 <u>\$32.95</u>
13	4. Multiple-family dwellings (including apartments, and mobile homes in approved	
14	mobile home parks) on private wells discharging unmetered water to the wastewater	
15	system (does not include the customer service charge):	
16	Per month, per unit	\$25.35 <u>\$26.45</u>
17	Customer service charge per bill rendered.....	\$6.00 <u>\$6.50</u>
18	5. Nonresidential rate (wastewater is calculated as 95% of city water usage in	
19	such month):	
20	No maximum, per 1,000 gallons.....	\$5.07 <u>\$5.29</u>
21	Customer service charge per bill rendered.....	\$6.00 <u>\$6.50</u>
22	6. Tacachale:	
23	Fixed monthly charge	\$5,378.03
24	Variable monthly charge, per 1,000 gallons	\$1.47

25 6.7. Where monthly wastewater service charges for nonresidential customers are based on the
 26 amount of the monthly water billed from the city, separate meters may be allowed at the
 27 expense of the customer and an allowance may be made for measured water not entering
 28 the city's wastewater system.

29 7.8. Where wastewater meters are required by the city or requested by the customer, the
 30 customer shall pay to the city a monthly charge based on the cost to the city of all operation
 31 and maintenance costs of the meter or meter installation plus depreciation. The initial cost of
 32 any and all such installations shall be paid for by the user. Customers with a wastewater
 33 meter will be billed for 100% of the wastewater flow measured by the wastewater meter.

34 8.9. The general manager for utilities or his/her designee is authorized to adjust residential
 35 monthly wastewater service charges to reflect reduced wastewater discharges from approved individual

1 graywater disposal systems, as determined by procedures and engineering calculations contained in
2 policies approved by the city commission.

3 d. Rates for excess strength wastewater (§ 27-169):

4 1. A customer discharging excess strength wastewater into the city's wastewater system shall
5 be assessed a laboratory charge based on the cost of collecting and analyzing samples used
6 to determine the strength and characteristics of the waste.

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

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

14
$$[Y/X - 1] \times [Z] \times [0.5 \times A]$$

15 Y = Measured concentration of wastewater constituent.

16 X = Concentration of constituent in normal strength wastewater.

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

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

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

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

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

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

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

1 Customer service charge per bill rendered, per month..... \$6.006.50
 2 Rate per 1,000 gallons of reclaimed water metered..... \$0.60

3
 4 i. Wastewater flow-based connection charges (§ 27-171):

5 1. For two (2) inches and smaller water meters. For applicants of wastewater service requiring
 6 water meters up to and including two-inch meter size, the wastewater flow-based connection
 7 charge shall be based on the size(s) of the water meter(s) installed according to the following:
 8

9 WASTEWATER FLOW-BASED CONNECTION CHARGES

10 11 12 13 14	Water Meter Size (inches)	Collection System (Gravity, Lift Station, Force Main)	Treatment Plant	Total
15	5/8	\$ 540.00 <u>560.00</u>	\$1,780.00 <u>2,330.00</u>	\$ 2,320.00 <u>2,890.00</u>
16	3/4	\$1,580.00 <u>1,620.00</u>	\$5,170.00 <u>6,780.00</u>	\$ 6,750.00 <u>8,400.00</u>
17	1	\$1,760.00 <u>1,800.00</u>	\$6,020.00 <u>7,870.00</u>	\$ 7,780.00 <u>9,670.00</u>
18	1 ½	\$4,040.00 <u>4,140.00</u>	\$13,540.00 <u>17,730.00</u>	\$17,580.00 <u>21,870.00</u>
19	2	\$7,750.00 <u>7,950.00</u>	\$28,210.00 <u>36,780.00</u>	\$35,960.00 <u>44,730.00</u>

20
 21 2. For water meters serving multi-family units and water meters larger than two (2) inches, the
 22 wastewater flow-based connection charge shall be based on the estimated demand for
 23 service in accordance with the following:
 24

25 (i) WASTEWATER FLOW-BASED CONNECTION CHARGES

26 27	Collection System	Treatment Plant	Total
28 29 30	\$2.02 <u>52.078</u> /GPD-ADF	\$6.38 <u>78.386</u> /GPD-ADF	\$8.41 <u>210.464</u> /GPD-ADF

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

32 33	Collection System	Treatment Plant	Total
34 35	\$7,750.00 <u>7,950.00</u>	\$28,210.00 <u>36,779.00</u>	\$35,960.00 <u>44,729.00</u>

36 3. Wastewater Flow-Based Connection Charge Installment (§ 27-103)

37 Installment payments for wastewater flow-based connection charges made in accordance
 38 with § 27-103 are as follows:

39	Water meter size (inches)	Monthly Charge
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1	5/8	\$29.39 <u>36.61</u>
2	3/4	\$85.51 <u>106.41</u>
3	1	\$98.55 <u>122.50</u>
4	1 ½	\$222.70 <u>277.04</u>
5	2	\$455.53 <u>566.62</u>
6	> 2	\$0.10660. <u>1326</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) \$ 4,097.00, 1,126.00
 Plus, an amount to be assessed on the amount of developer installed mainline collection piping, per linear foot \$ 4.875.00
- 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

1 unconstitutional provisions or application, and to this end the provisions of this ordinance are declared
2 severable.

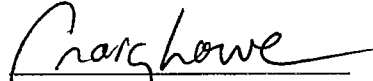
3 **Section 5.** This ordinance shall take effect immediately upon its adoption; provided however,
4 the rates and charges as provided for herein shall be applicable to all monthly bills which are for the first
5 time rendered and postmarked after 12:01 A.M., October 1, 2010.

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7 PASSED and ADOPTED this 16th day September, 2010.

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Craig Lowe
Mayor

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ATTEST

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Kurt M. Lannon, Jr.
Clerk of the Commission

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Approved as to form and legality


Marion J. Radson
City Attorney

SEP 16 2010

This ordinance passed on first reading this 2nd day of September, 2010.

This ordinance passed on second reading this 16th day of September, 2010.