

ORDINANCE NO. 2019-18

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, AMENDING THE CITY OF WEST MELBOURNE CODE OF ORDINANCES SECTION 58-98(b) MONTHLY WASTEWATER RATES AND CHARGES; PROVIDING FOR SEVERABILITY AND INTERPRETATION; PROVIDING FOR THE REPEAL OF ORDINANCES AND RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR INCORPORATION INTO THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council has considered the recommendation of the City Manager to adjust wastewater rates and charges effective October 1, 2019, and desires to approve the rate structures recommended by the City Manager.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of West Melbourne, Brevard County, Florida, that:

Section 1. Subsection (b) of Section 58-98 of the Code of Ordinances of the City of West Melbourne, Florida is hereby amended to read as follows:

- (a) Charges to users of the city’s sewer system shall fall into one of two mutually exclusive categories -- Those users that are located inside-the-city; and those users that are located outside-the-city. Further, the sewer user charge to each user, whether inside-the-city or outside-the-city, is the sum of two distinct parts -- A service charge; and a use charge. Monthly wastewater rates for users of the city sewer system shall be as follows:

(1) Sewer service charge.

As a function of water meter size, the monthly sewer service charge for any portion of a month shall be:

Potable Water Meter Size	Inside-the-City Customers	Outside-the-City Customers
0.75 Inches	\$ 13.87 - <u>14.45</u>	\$ 15.26 - <u>15.90</u>
1.00 Inches	\$ 48.25 - <u>49.00</u>	\$ 53.07 - <u>53.90</u>
1.50 Inches	\$ 96.50 - <u>98.00</u>	\$ 106.15 - <u>107.80</u>
2.00 Inches	\$ 160.00	\$ 176.00
3.00 Inches	\$ 308.00	\$ 338.80
4.00 Inches	\$ 520.00	\$ 572.00
6.00 Inches	\$ 1,050.00	\$ 1,155.00
Master Metered Multifamily	\$ 12.00 <u>12.50</u> per unit	\$ 13.20 <u>13.75</u> per unit

(2) Sewer use charge.

Users inside-the-city shall pay a sewer use charge of ~~\$4.93~~\$5.00 per one thousand gallons of potable water consumed per month or any portion of a month, assessed in increments of 100 gallons. Users outside-the-city shall pay a sewer use charge of ~~\$6.16~~\$6.25 per one thousand gallons of potable water consumed per month or any portion of a month, assessed in increments of 100 gallons.

(3) Sewer service and use charge for properties not connected to public metered water.

For inside-the-city single family users not connected to a public metered water system, the monthly sewer service and use charge shall be ~~\$33.59~~\$34.45 per month, or any portion of a month. For outside-the-city single family users not connected to a public metered water system, the monthly sewer service and use charge shall be ~~\$39.90~~\$40.90 per month, or any portion of a month. The monthly sewer service and use charge for multifamily, commercial, or industrial users not connected to a public metered water system shall be negotiated with the city manager.

Section 2. Severability/Interpretation Clause. In the event that any term, provision, clause or section of this ordinance shall be held by a court of competent jurisdiction to be partially or wholly unenforceable or invalid for any reason whatsoever, and such invalidity, or illegality, or unenforceability shall not affect any of the other or remaining terms, provisions, clauses, sentences, or sections of this ordinance, and this ordinance shall be read and/or applied as if the invalid, illegal, or unenforceable term, provision, clause, sentence or section did not exist.

Section 3. That all ordinances or resolutions or parts thereof that may be determined to be in conflict herewith are hereby repealed.

Section 4. It is the intention of the City Council of the City of West Melbourne that the provisions of this ordinance shall be made a part of the City of West Melbourne Code of Ordinances and the sections be renumbered to accomplish such intention.

Section 5. That this Ordinance shall become effective October 1, 2019.

PASSED AND ADOPTED by the City Council of the City of West Melbourne, Brevard County, Florida, this 20th day of August, 2019.

1st Reading: July 16, 2019

2nd Reading: August 20, 2019