

**ORDINANCE NO. 2020-17**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, REPEALING AND REPLACING SECTION 58-98(a), MONTHLY POTABLE WATER RATES; 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 potable water rates, and desires to approve the recommended rates.

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

**Section 1.** Subsection (a) of Section 58-98 of the Code of Ordinances of the City of West Melbourne, Florida is hereby repealed and replaced to read as follows:

(a) Charges to users of potable water from the city 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 potable water charge to each user, whether inside-the-city or outside-the-city, is the sum of two distinct parts – a service charge and a consumption charge.

(1) *Potable Water Service Charge.* As a function of water meter size, the ~~monthly~~ service charge per month or any portion of a month shall be:

<b>Potable Water Meter Size</b>	<b>Inside-the-City Customers <u>Effective March 1, 2021</u></b>	<b>Outside-the-City Customers <u>Effective March 1, 2021</u></b>
0.75 Inches	<del>\$13.88</del> <u>\$14.35</u>	<del>\$15.27</del> <u>\$15.78</u>
1.00 Inches	<del>\$32.45</del> <u>\$34.50</u>	<del>\$35.70</del> <u>\$37.95</u>
1.50 Inches	<del>\$63.00</del> <u>\$65.10</u>	<del>\$69.30</del> <u>\$71.61</u>
2.00 Inches	<del>\$100.80</del> <u>\$104.00</u>	<del>\$110.88</del> <u>\$114.40</u>
3.00 Inches	<del>\$189.00</del> <u>\$195.00</u>	<del>\$207.90</del> <u>\$214.50</u>
4.00 Inches	<del>\$315.00</del> <u>\$325.00</u>	<del>\$346.50</del> <u>\$357.50</u>
6.00 Inches	<del>\$630.00</del> <u>\$650.00</u>	<del>\$693.00</del> <u>\$715.00</u>
Master Metered Multi-family Residential (per Individual Residential Unit)	<del>\$13.88</del> <u>\$14.35</u>	<del>\$15.27</del> <u>\$15.78</u>

<u>Potable Water Meter Size</u>	<u>Inside-the-City Customers Effective March 1, 2022</u>	<u>Outside-the-City Customers Effective March 1, 2022</u>
<u>0.75 Inches</u>	<u>\$14.95</u>	<u>\$16.44</u>
<u>1.00 Inches</u>	<u>\$36.50</u>	<u>\$40.15</u>
<u>1.50 Inches</u>	<u>\$68.00</u>	<u>\$74.80</u>
<u>2.00 Inches</u>	<u>\$108.00</u>	<u>\$118.80</u>
<u>3.00 Inches</u>	<u>\$200.00</u>	<u>\$220.00</u>
<u>4.00 Inches</u>	<u>\$335.00</u>	<u>\$368.50</u>
<u>6.00 Inches</u>	<u>\$675.00</u>	<u>\$742.50</u>
<u>Master Metered Multi-family Residential (per Individual Residential Unit)</u>	<u>\$14.95</u>	<u>\$16.44</u>

<u>Potable Water Meter Size</u>	<u>Inside-the-City Customers Effective March 1, 2023</u>	<u>Outside-the-City Customers Effective March 1, 2023</u>
<u>0.75 Inches</u>	<u>\$15.75</u>	<u>\$17.32</u>
<u>1.00 Inches</u>	<u>\$39.50</u>	<u>\$43.45</u>
<u>1.50 Inches</u>	<u>\$72.00</u>	<u>\$79.20</u>
<u>2.00 Inches</u>	<u>\$114.00</u>	<u>\$125.40</u>
<u>3.00 Inches</u>	<u>\$210.00</u>	<u>\$231.00</u>
<u>4.00 Inches</u>	<u>\$350.00</u>	<u>\$385.00</u>
<u>6.00 Inches</u>	<u>\$700.00</u>	<u>\$770.00</u>
<u>Master Metered Multi-family Residential (per Individual Residential Unit)</u>	<u>\$15.75</u>	<u>\$17.32</u>

(2) *Potable Water Consumption Charge.* The potable water consumption charge is determined by actual monthly usage of potable water and is equal to the sum of two distinct parts – a threshold charge and a marginal consumption charge. The threshold charge is expressed in units of dollars while, strictly for convenience, the marginal consumption charge is expressed as a dollar rate per 1,000 gallons of potable water used in excess of a particular threshold value. The marginal consumption charge is proportionally assessed in increments of 100 gallons of potable water consumed, either in whole or in part, beyond the tier’s threshold value.

(3) *Monthly consumption charge for inside-the-city customers.*

<b>Actual Monthly Gallons Consumed</b>	<b>Minimum Usage Threshold in Gallons</b>	<b>Threshold Charge</b>	<b>Marginal Charge</b>
Exactly Zero	0	\$0.00 for the first Zero Gallons Used	\$0.00 per 1,000 Gallons Used beyond Zero Gallons
More than Zero but not more than 3,000	1,000	\$0.00 for the first Zero Gallons Used	<del>\$6.25</del> <u>\$6.20</u> per 1,000 Gallons Used beyond the first Zero Gallons
More than 3,000 but not more than 7,000	3,000	<del>\$18.75</del> <u>\$18.60</u> for the first 3,000 Gallons Used	<del>\$6.50</del> <u>\$6.45</u> per 1,000 Gallons Used beyond the first 3,000 Gallons
More than 7,000 but not more than 11,000	7,000	<del>\$44.75</del> <u>\$44.40</u> for the first 7,000 Gallons Used	\$6.80 per 1,000 Gallons Used beyond the first 7,000 Gallons
More than 11,000	11,000	<del>\$71.95</del> <u>\$71.60</u> for the first 11,000 Gallons Used	\$7.15 per 1,000 Gallons Used beyond the first 11,000 Gallons

(4) *Monthly consumption charge for outside-the-city customers.*

<b>Actual Monthly Gallons Used</b>	<b>Minimum Usage Threshold in Gallons</b>	<b>Threshold Charge</b>	<b>Marginal Charge</b>
Exactly Zero	0	\$0.00 for the first Zero Gallons Used	\$0.00 per 1,000 Gallons Used beyond Zero Gallons
More than <del>1,000</del> <u>Zero</u> but not more than 3,000	1,000	\$0.00 for the first Zero Gallons Used	<del>\$6.87</del> <u>\$6.82</u> per 1,000 Gallons Used beyond the first Zero Gallons
More than 3,000 but not more than 7,000	3,000	<del>\$20.61</del> <u>\$20.46</u> for the first 3,000 Gallons Used	<del>\$7.15</del> <u>\$7.09</u> per 1,000 Gallons Used beyond the first 3,000 Gallons
More than 7,000 but not more than 11,000	7,000	<del>\$49.21</del> <u>\$48.82</u> for the first 7,000 Gallons Used	\$7.48 per 1,000 Gallons Used beyond the first 7,000 Gallons
More than 11,000	11,000	<del>\$79.13</del> <u>\$78.74</u> for the first 11,000 Gallons Used	\$7.86 per 1,000 Gallons Used beyond the first 11,000 Gallons

**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 March 1, 2021.

PASSED AND ADOPTED by the City Council of the City of West Melbourne, Brevard County, Florida, this 19th day of January, 2021.

1st Reading: December 15, 2020

2nd Reading: January 19, 2021