

ORDINANCE 23-

AN ORDINANCE AMENDING TITLE VI – PUBLIC UTILITIES, CHAPTER 61, “WATER, WASTEWATER AND RECLAIMED WATER RATES” OF THE CODE OF ORDINANCES OF THE CITY OF PORT ST. LUCIE, FLORIDA BY AMENDING SECTION 61.05, “WATER METER INSTALLATION CHARGE;” AMENDING SECTION 61.10, “WASTEWATER INSTALLATION CHARGE;” AMENDING SECTION 61.11, “WATER AND WASTEWATER TREATMENT CAPITAL CHARGES; ADOPTION; APPLICABILITY; TIME OF PAYMENT; DETERMINATION OF EQUIVALENT RESIDENTIAL UNIT FACTORS;” AMENDING SECTION 61.16, “RECLAIMED WATER CONNECTIONS;” AMENDING SECTION 61.24, “WATER LINE AND WASTEWATER LINE CAPITAL CHARGES; ADOPTION; APPLICABILITY; TIME OF PAYMENT;” AMENDING SECTION 61.25, “TEMPORARY METER PERMITS;” AMENDING TITLE VI – PUBLIC UTILITIES, CHAPTER 62, “WATER, WASTEWATER AND RECLAIMED WATER UTILITY SERVICE RATE SCHEDULE” OF THE CODE OF ORDINANCES OF THE CITY OF PORT ST. LUCIE, FLORIDA BY AMENDING SECTION 62.12, “WATER, WASTEWATER AND RECLAIMED WATER RATE SCHEDULE;” PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

Section 1. That Section 61.05, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.05. - Water meter installation charge.

(a) Each applicant for water service shall be charged for the meter, meter service box and for installation of the water meter as follows:

Meter Size	Service Fee
5/8" × 3/4"	\$660.00 <u>\$670.00</u>
1"	-\$717.00 <u>\$728.00</u>
1½"	-\$939.00 <u>\$953.00</u>
2"	-\$1,555.00 <u>\$1,578.00</u>
2" Compound	-\$2,603.00 <u>\$2,642.00</u>
Above 2"	Applicant is responsible for purchase and installation
2" Ultrasonic	\$1,815.00 <u>\$1,842.00</u>

(b) Backflow preventer - Installation and certification charges. When the Department determines that a backflow preventer is required to be installed on a domestic water service, the City will install and certify the required backflow preventer and charge the customer a fee based on the following:

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Domestic Meter Backflow Prevention Assembly Size	Charge per Assembly
¾" RPZ Backflow	\$471.00 <u>\$478.00</u>
1" RPZ Backflow	\$483.00 <u>\$490.00</u>
1½" RPZ Backflow	\$850.00 <u>\$863.00</u>
2" RPZ Backflow	\$891.00 <u>\$904.00</u>
Above 2"	Applicant is responsible for purchase and installation of the required backflow prevention assembly. The City will test and certify newly installed backflow assemblies.
Additionally, applicants will be charged \$50.00 per assembly test/certification for all newly installed backflow assemblies.	
Fire Line Service Backflow Prevention	Applicant is responsible for purchase, installation, and certification of all fire system backflow assemblies. The City will not test, certify or maintain any fire systems or related backflow assemblies.

(c) Backflow preventer — Annual Inspection, Testing and Certification. The Utility Systems Director shall administer a program for the inspection, testing and certification of all backflow preventers installed for domestic water meters connected to the City’s system. A \$50.00 fee shall be charged annually for these services when the associated water meter is not related to a single-family residential account. Such fees shall be added to customer of record’s next monthly usage bill following completion of the annual service. Backflow preventers shall be repaired, overhauled, or replaced at the expense of the Utility whenever they are found to be defective. Records of such tests, repairs, and overhaul shall be kept by the Utility.

(d) Irrigation meters. Potable water meters connected solely to landscape irrigation systems are not allowed, provided however that the utility director may, at his/her sole discretion, authorize exceptions to this section.

(e) Radio read water meter technology is the city's adopted standard.

(1) Exception. The customer of record for a single family residential account can request that their property be served by a direct read meter upon agreement of the following terms and conditions:

a. The customer of record shall execute a direct read water meter agreement.

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- b. An agreement/installation fee of \$145.00 shall be paid to the city in full prior to the installation of the direct read meter.
 - c. A \$15.00 per month charge shall be applied to the bills of affected accounts to cover costs associated with the city having to manually capture monthly usage data from the direct read meter.
- (2) A customer's desire to receive single family residential service with a direct read meter shall not dictate whether surrounding properties are served by a direct read or radio read water meter.
 - (3) Service via a direct read water meter is not automatically portable.
 - a. Customers relocating from an address served by a direct read meter to another single family residential address within the city's utility service area shall be required to execute an agreement for the new location and pay a \$145.00 fee prior to the direct read meter being installed at the new location.
 - (4) Upon receiving notice that a location served by a direct read water meter sells, transfers ownership, conveys, or otherwise vacates the property, or the property changes use to something other than a single family residence, the city shall automatically convert the meter serving that location to radio read technology.
 - (5) Direct read water meter agreement/installation processing fees and the monthly meter reading charges are subject to change in accordance with city utility rate increases/decreases.

Section 2. That Section 61.10, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.10. - Wastewater installation charge.

- (1) When more than one grinder system is required to provide wastewater service to any single-family residence, all of the required grinder systems shall be provided by and installed by the city.
- (2) Customers utilizing step or grinder systems for single-family residences shall be charged as follows:

	Per System
Step tank	\$3,215.00 <u>\$3,263.00</u>
Grinder system	\$3,215.00 <u>\$3,263.00</u>
Retrofit existing on-site systems to step or grinder systems, in addition to the above charges	\$568.00 <u>\$577.00</u>

- (3) If a low-pressure main must be extended in order to permit a residential customer to connect to the system, all costs and expenses associated with such exten-

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sion shall be borne by the customer and shall be paid to the city in full prior to the city's construction of the main extension.

- (4) If a service installation is required in order to provide the customer a connection to the city's gravity sanitary sewer system, the cost of such installation will be based on the actual cost of installation.
- (5) If a single-family residential customer requests that the existing step or grinder systems be relocated by the city to a different place on the customer's property, then all costs and expenses associated with the relocation shall be borne by the customer and shall be paid to the city in full prior to said requested relocation. The initial charge to the customer shall be based on a cost estimate prepared by the utility systems department, and any actual costs incurred by the city on behalf of the customer for said relocation which exceeds the estimate shall be added to the customer's next monthly service bill as an additional charge that will be due and owing at the same time as the service bill.
- (6) Charges for single-phase duplex grinder systems that may be used for non-residential locations shall be as follows:

Tank Depth	Per System	
6'	\$4,602.28 <u>\$4,671.00</u>	System prices do not include valve vaults or pedestals that may be required for mounting electrical panels
8'	\$4,998.57 <u>\$5,074.00</u>	
10'	\$5,469.15 <u>\$5,551.00</u>	

Section 3. That Section 61.11, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.11. - Water and wastewater treatment capital charges; adoption; applicability; time of payment; determination of equivalent residential unit factors.

- (a) *Adoption.* The city hereby adopts and establishes pursuant to general law, water and wastewater capital charges, each of which shall consist of a plant capacity charge, the purpose of which will be to finance capital expenditures and the payment of city indebtedness associated with the expansion of the city's water supply, water treatment, wastewater treatment, and effluent disposal systems. The water and wastewater capital charges imposed per ERC by the city shall be as follows:

Plant Capacity Capital Charges	Amount per ERC
Water	\$1,466.00 <u>\$1,488.00</u>
Wastewater	\$2,243.00 <u>\$2,277.00</u>

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- (b) *Applicability.* The city may exempt any customer from the payment of all or a portion of the water and wastewater capital charges to the extent that the city accepts a permanent contribution in aid of construction related to the water supply, water treatment, wastewater treatment, or effluent disposal facilities having a value of not less than the portion of the water or wastewater capital charges being exempted.
- (c) *Time of payment.* All water and wastewater capital charges shall be paid prior to connection of a structure or structures to be served by the city, or such other time as may be specifically provided by city resolution, ordinance, agreement, or permit; provided, however, that the city may allow the payment of any water or wastewater capital charges in monthly installments and upon any such terms and conditions that the city deems appropriate.
- (d) *Capacity reserved to real property.* All water and wastewater plant capacity purchased for a real property in accordance with this section shall be reserved only to that specific real property.
- (e) *Non-refundable reserved capacity.* Any water or wastewater capacities purchased or reserved in accordance with this section shall be nonrefundable; provided however that the utility director may, at his/her sole discretion, authorize exceptions to this section to allow for the refunding of capacities on a case-by-case basis. The manner and timeframe by which the city refunds such capacities shall be at the utility director's sole discretion.
- (f) *Determination of equivalent residential unit factors for water and wastewater services.*
 - (1) For purposes of calculating and imposing the water and/or wastewater capital charges provided for in this section, the ERC factor for any particular connection may be calculated and imposed in the manner provided as follows:

Establishment ERC Factor

Residential:

Single family per meter1.000

Multi-family master metered:

a. Up to 750 square feet0.5000

b. More than 750 square feet0.9000

Multi-family non-master metered (same as single family)

Commercial:

Airports, bus terminals, train stations, port and dock facilities:

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- a. Per passenger0.0188
- b. Add per employee per eight hour shift0.0706

Barber and beauty shops per service chair0.3529

Bowling alley per lane0.2353

Country club:

- a. Per resident0.4706
- b. Add per member or patron0.1176
- c. Add per employee per eight hour shift0.0706

Doctor and dentist offices:

- a. Per practitioner1.1765
- b. Add per employee per eight hour shift0.0706

Factories, exclusive of industrial wastes (gallons per employee per eight hour shift):

- a. No showers provided0.0706
- b. Showers provided0.1176

Flea market open more than three days per week (estimated flows shall be doubled)

Flea market open three or less days per week:

- a. Per nonfood service vendor space0.0706
- b. Add per food service establishment using single service articles only per 100 square feet0.2353
- c. Per limited food service establishment0.1176

Food operations:

- a. Restaurant operating 16 hours or less per day per seat0.1882
- b. Restaurant operating more than 16 hours per day per seat0.2824
- c. Restaurant using single service articles only and operating 16 hours or less per day per seat0.0941
- d. Restaurant using single service articles only and operating more than 16 hours per day per seat0.1647
- e. Bar and cocktail lounge:
 - 1. Per seat0.0941
 - 2. Add per pool table or video game0.0706

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- f. Drive-in restaurant per car space0.2353
- g. Carry out only, including caterers:
 - 1. Per 100 square feet of floor space0.2353
 - 2. Add per employee per eight hour shift0.0706
- h. Institutions per meal0.0235
- i. Food outlets excluding delis, bakery or meat department per 100 square feet of floor space0.0471
 - 1. Add for deli per 100 square feet of deli floor space0.1882
 - 2. Add for bakery per 100 square feet of bakery floor space0.1882
 - 3. Add for meat department per 100 square feet of meat department floor space0.3529
 - 4. Add per water closet0.9412

Hotels and motels:

- a. Regular per room0.4706
- b. Resort hotels, camps, cottages, per room0.9412
- c. Add for establishments with self service laundry facilities per machine3.5294

Laundromat per washing machine1.0000

Mobile home park:

- a. Per single wide mobile home space, less than four single wide spaces connected to a shared onsite system1.1765
- b. Per single wide mobile home space four or more single wide spaces are connected to a shared onsite system1.0588
- c. Per double wide mobile home space, less than four double wide mobile home spaces connected to a shared onsite system1.4118
- d. Per double wide mobile home space, four or more double wide mobile home spaces connected to a shared onsite system1.2941

Office building:

Per employee per eight hour shift or per 100 square feet of floor space, whichever is greater0.0706

Transient recreational vehicle park:

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- a. Recreational vehicle space for overnight stay, without water and sewer hookup per vehicle space0.2353
- b. Recreational vehicle space for overnight stay, with water and sewer hookup per vehicle space0.3529

Service stations per water closet:

- a. Open 16 hours per day or less1.1765
- b. Open more than 16 hours per day1.5294

Shopping centers without food or laundry per square foot of floor space0.0005

Stadiums, racetracks, ballparks per seat0.0188

Stores, per bathroom0.4706

Swimming and bathing facilities, public per person.....0.0471

Theaters and auditoriums, per seat0.0188

Veterinary clinic:

- a. Per practitioner1.1765
- b. Add per employee per eight hour shift0.0706
- c. Add per kennel, stall or cage0.0941

Warehouse:

- a. Add per employee per eight hour shift0.0706
- b. Add per loading bay0.4706
- c. Self-storage, per unit0.0047

Institutional:

Churches:

- a. Per seat which includes kitchen flows unless meals prepared on a routine basis0.0141
- b. If meals served on a regular basis, add per meal prepared0.0235

Hospitals:

- a. Per bed which does not include kitchen flows0.9412
- b. Add per meal prepared0.0235

Nursing, rest homes, adult congregate living facilities:

- a. Per bed which does not include kitchen flows0.4706

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- b. Add per meal prepared0.0235

Parks, public picnic:

- a. With toilets only, per person0.0188
- b. With bathhouse, showers and toilets, per person0.0471

Public institutions other than schools and hospitals:

- a. Per person which does not include kitchen flows0.4706
- b. Add per meal prepared0.0235

Schools, day cares, or other child care centers, per student:

- a. Day-type0.0471
- b. Add for showers0.0188
- c. Add for cafeteria0.0188
- d. Add for day school workers0.0706
- e. Boarding type0.3529

Work/construction camps, semi-permanent per worker.....0.2353

- (2) One equivalent residential unit (ERC) shall, for purposes of this section, have an assigned value of 1.00.
- (3) For wastewater service capacity, one ERC is hereby established and determined to be equal to a flow of 250 gallons of water per day, average annual basis (250 GPD).
- (4) For water service capacity, one ERC is hereby established and determined to be equal to a flow of 250 gallons per day, average annual basis (250 GPD).
- (5) The "total equivalent residential unit value" for an establishment may be calculated by multiplying the ERC factor listed above by the number of units, and shall be rounded up to the nearest 0.1 ERC factor.
- (6) There shall not be less than one ERC reserved for any and all establishments, users or customers that will use metered water or wastewater services of the city.
- (7) For all establishments not listed above, the total equivalent residential unit (ERC) value for service capacity shall be determined by using the following formula:

$$\text{Total ERC Value} = \text{Number of Fixed Units} / 20$$

- (8) Historical flows. The city may accept, for other than single-family residences, metered water use data from similar establishments in lieu of flow estimates based on the ERC factors set forth in subsections (d)(1), (5), or (6). Historical water use data from the city's own billing records will supersede

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any data submitted from another water or wastewater utility provider. The use of this flow calculation method shall require:

- a. Submittal of copies of the most recent 12 consecutive months of water bills from comparable servicing utilities for a minimum of six separate similar establishments.
 - i. Similar establishments shall be considered those that are alike or similar in size, located in a similar geographic environment, and that operate a similar number of days per week and hours per day.
 - ii. Similar establishment metered flow values may not be considered reliable indicators of typical water use where one or more of the establishments utilized in the sample has exceeded the monthly flow average for all six establishments by more than 25 percent or where the different establishments demonstrate wide variations in monthly flow totals.
 - b. Food operations electing to utilize this method shall require submittal of copies of the most recent 24 months of water bills from comparable servicing utilities for a minimum of six separate similar establishments.
 - c. When metered water use data is accepted by the city in lieu of flow estimates based on the ERC factors set forth in subsections (f) (1), (5), or (6), the highest flow that occurred in any month for any of the six similar establishments shall be used for system sizing and plant capacity reservation and line charges if line charges are applicable to the subject property.
- (9) The above ERC schedule applies to establishments being connected to the city water and wastewater.
- (10) Notwithstanding the foregoing, the city reserves the right to review and monitor actual flows, as compared to flows expected to be generated by the calculated ERC value, and upon which capital charges were calculated and paid to the city. For purposes of an accurate review, such monitoring will cover flows generated during three consecutive peak months occurring during the previous six-month period. If actual flows exceed expected flows by ten percent or more, the customer shall promptly pay such additional capital charges for such excess flow as shall be required by the city.
- (g) *Capital improvement funds; establishment; expenditure guidelines; application and pledge to revenue bonds.*
- (1) The water capital charges collected pursuant to this chapter shall be deposited into a fund called the Port St. Lucie Water System Capital Improvement Fund and the wastewater capital charges shall likewise be deposited into a fund called the Port St. Lucie Wastewater System Capital Improvement Fund. The water capital charges so deposited shall be used only for capital expenditures and the payment of city indebtedness associated with the expansion of the city's water supply, and water treatment systems and all components thereof and additions thereto, in order to provide additional water

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treatment capacity or water service capacity to those new customers who connect to the city's water system. The wastewater capital charges so deposited in the above-mentioned fund shall be used only for capital expenditures and the payment of city indebtedness associated with the expansion of the city's wastewater treatment systems, wastewater pumping facilities, effluent disposal facilities, and all components thereof and additions thereto, in order to provide additional sewage treatment capacity, effluent disposal capacity, or wastewater service capacity to those new customers who connect to the city's wastewater system.

- (2) The city may by resolution provide for the application of some or all of the water and/or wastewater capital charges to the payment or security for the payment of revenue bonds issued in whole or in part for the purpose set out in subsection (e)(1), provided that the amount of water and/or wastewater capital charges applied to the payment of such bonds shall not exceed the amount of bond proceeds actually expended for such purpose with interest at the average rate borne by said bonds. Such application or pledge may be made directly in the proceedings authorizing such bonds or in an agreement with an insurer of bonds to assure such insurer of additional security therefore.
- (h) *Application; allocation of water and/or wastewater service capacity.* No water and/or wastewater service capacity shall be sold pursuant to the water and/or wastewater agreement, nor shall any such agreement be issued until application therefore is received by the city. The city may require any information on said application that it deems reasonable and necessary, and may reject applications it determines are incomplete. Any application for water and/or wastewater service or an agreement shall contain a legal description of the land constituting the service area for which said service is to be provided. The legal description shall include only those lands owned by the applicant for which the water and/or wastewater shall serve. If any such person described hereinabove fails to apply for and purchase water and/or wastewater service capacity under these rules, the city may consider said failure in determining whether or not to grant or deny any development or construction permit or approval or rezoning application filed by said person. The city may by resolution establish a fee for application review payable by applicants.

Section 4. That Section 61.16, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.16. - Reclaimed water connections.

- (a) *Reserved capacity.* Reclaimed water capacity shall be reserved in increments of 1,000 gallons per day.
- (b) *Reclaimed system capital charges.* The city hereby adopts and establishes pursuant to general law, a reclaimed system capital charge, the purpose of which is to defray the cost of the reclaimed water system. The reclaimed system capital charges by the city shall be calculated as set forth as follows:

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~~\$604.00~~ \$613.00 per 1,000 gallons

- (c) *Industrial reclaimed water customer.* An industrial reclaimed water customer shall reserve not less than 1.0 million gallons of water per day and shall commit to a continuous usage 24-hours per day, 365-days per year, equal to the customer's plant capacity reservation.
- (d) *Reclaimed capacity reserved to real property.* All reclaimed capacity purchased for a real property in accordance with this section shall be reserved only to that specific real property.
- (e) *Non-refundable reserved capacity.* Any reclaimed water capacities purchased or reserved in accordance with this section shall be nonrefundable;

Section 5. That Section 61.24, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.24. - Water line and wastewater line capital charges; adoption; applicability; time of payment.

- (a) *Adoption.* The city hereby adopts and establishes pursuant to general law, a water line capital charge and a wastewater line capital charge, the purpose of which shall be to finance capital expenditures and the payment of city indebtedness associated with the expansion of the city's water transmission and wastewater collection systems. Unless otherwise designated below, the water line and wastewater line capital charge per ERC imposed by the city shall be:

Line Capital Charges	Amount per ERC
Water	\$756.00 <u>\$767.00</u>
Wastewater	\$377.00 <u>\$383.00</u>

- (b) *Applicability.* Water line and wastewater line capital charges shall not apply to any property located within the boundaries of the following special assessment districts or utility service areas:

Special Assessment Districts (SAD) and Utility Service Areas (USA)	
SAD 1-Phase 1	East Lake Village SAD
SAD 1-Phase 2	Glassman SAD / aka Portofino Isles
USA 3 & 4	River Point SAD / aka Tesoro Preserve
USA 5, 6, & 7-A	Tesoro SAD
USA 9 Units 4, 6, and 8 (exempt from wastewater only)	USA 9 Viking's Lookout and Bay St. Lucie (exempt from water only)

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St. Lucie Land Holdings SAD (only the first 5,300 ERCs are exempt)
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City Center Redevelopment Agreement (1,391 ERCs are exempt)

With the approval of the city's council, the city may add to or delete SADs or USAs from the above table.

- (c) *Exemptions.* The city may exempt any customer from the payment of all or a portion of the water line capital charges and wastewater line capital charges to the extent that the city accepts a permanent contribution in aid of construction related to the water transmission facilities or the wastewater transmission facilities having a value of not less than the portion of the water line or wastewater line capital charges being exempted.
- (d) *Time of payment.* All water line and wastewater line capital charges shall be paid prior to connection of a structure or structures to be served by the city, or such other time as may be specifically provided by city resolution, ordinance, agreement, or permit.
- (e) *Line capacity reserved to real property.* All water and wastewater line capacity purchased for a real property in accordance with this section shall be reserved only to that specific real property
- (f) *Non-refundable reserved line capacity.* Any water or wastewater line capacities purchased or reserved in accordance with this section shall be non-refundable; provided however that the utility director may, at his/her sole discretion, authorize exceptions to this section to allow for the refunding of water and/or wastewater line charges on a case-by-case basis. The manner and timeframe by which the city refunds such line charges shall be at the utility director's sole discretion.

Section 6. That Section 61.25, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.25. Temporary Meter Permits.

- (a) *Signed application and agreement required.* Before rendering temporary water service, the City shall require a signed permit application and agreement for service. Said application shall be made on forms furnished by the City and shall constitute an agreement by the customers to abide by the utility's rules and policies for such service, and shall be tendered only by the duly authorized agents of the firm, partnership, association or corporation requesting service.
- (b) *Permit period.* Each permit shall allow for temporary metered water usage for up to 180 consecutive days. Permits may be extended in 180-day increments at the sole discretion of the City.
- (c) *Permit fees.* Any applicant requesting temporary water service for up to 180 days shall be required to pay fees based on the size of the meter as follows:

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Meter Size	Refundable Deposit	Installation Fees	Collected at Time of Application for Service
5/8" × 3/4"	\$422.00 <u>\$428.00</u>	\$255.00 <u>\$259.00</u>	\$677.00 <u>\$687.00</u>
1"	\$561.00 <u>\$569.00</u>	\$261.00 <u>\$265.00</u>	\$822.00 <u>\$834.00</u>
2"	\$1,231.00 <u>\$1,249.00</u>	\$308.00 <u>\$313.00</u>	\$1,539.00 <u>\$1,562.00</u>
3"	\$3,166.00 <u>\$3,213.00</u>	\$696.00 <u>\$706.00</u>	\$3,862.00 <u>\$3,919.00</u>
4"	\$5,468.00 <u>\$5,550.00</u>	\$696.00 <u>\$706.00</u>	\$6,164.00 <u>\$6,256.00</u>
6"	\$9,737.00 <u>\$9,883.00</u>	\$755.00 <u>\$766.00</u>	\$10,492.00 <u>\$10,649.00</u>
8"	\$16,871.00 <u>\$17,124.00</u>	\$1,156.00 <u>\$1,173.00</u>	\$18,027.00 <u>\$18,297.00</u>
10"	\$13,288.00 <u>\$13,487.00</u>	\$1,553.00 <u>\$1,576.00</u>	\$14,841.00 <u>\$15,063.00</u>
Rates for meters above 10" are to be determined at time of application for service.			

(d) *Temporary Meter Relocation Fees.* Permittees may request the relocation of a specific permitted temporary meter if it is to be relocated within the boundaries of the property for which it originally provided service. A \$60.00 fee shall be charged for the relocation of each temporary meter.

(e) *Permit Time Extensions.* Permittees are responsible for monitoring their permit's expiration date. A permittee may request permit time extension in 180-day increments. If a time extension is not requested, the City will remove the permitted temporary meter assemblies on the 181st day after the original date of installation (the permit date).

A \$60.00 fee shall be charged for each 180-day permit time extension.

(f) *Termination of Service.* Temporary meter permittees who no longer need service from a permitted temporary meter are responsible for contacting City to request that the assembly be removed. Upon termination of the temporary meter assembly's use, the City will evaluate the assembly's condition. Damage resulting from a permittee's negligent use or misuse of any assembly will result in the City retaining the full amount of the permittee's deposit.

(g) *Monthly billings required.* The City shall perform monthly temporary meter readings. The following rates and fees shall apply to the monthly usage billings for temporary meters.

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Temporary Meter Size	BFC
$\frac{5}{8}$ " × $\frac{3}{4}$ "	\$11.83 <u>\$12.01</u>
1"	\$24.32 <u>\$24.68</u>
2"	\$70.11 <u>\$71.16</u>
3"	\$126.77 <u>\$128.67</u>
4"	\$196.20 <u>\$199.14</u>
6"	-\$389.04 <u>\$394.88</u>
8"	-\$620.56 <u>\$629.87</u>
10"	\$1252.00 <u>\$1,270.78</u>

Plus gallonage rate per 1,000 gallons according to the Block 1 rates then in effect.

- (h) *Refundable Deposit.* In the event of loss, theft or vandalism, the refundable deposit is forfeited.

Section 7. That Chapter 62, Port St. Lucie City Code, WATER, WASTEWATER AND RECLAIMED WATER UTILITY SERVICE RATE SCHEDULE, is hereby amended to read as follows:

Sec. 62.12.-WATER, WASTEWATER AND RECLAIMED WATER RATE SCHEDULE.

- (a) *Base Facility Charges.* “Readiness to serve” fee: A monthly Base Facility Charge (BFC) or “readiness to serve” fee, shall be applied to all water, wastewater or reclaimed water bill regardless of whether there is any usage recorded for that billing period.
- (b) *Lien of service charges.* The City of Port St. Lucie has issued revenue bonds for the acquisition, construction, and expansion of the City’s water, wastewater, and reclaimed water facilities pursuant to Chapter 159, Florida Statutes. The City shall have a lien against all lands or premises served by any water (potable and reclaimed), or sewer system for all service charges for such facilities until paid. Such liens shall be prior to all other liens on such lands or premises except the lien of state, county and municipal taxes and shall be on a parity with the lien of such state, county and municipal taxes pursuant to section 159.17, Florida Statutes.
- (c) *Rates.* Monthly water, wastewater and reclaimed water gallonage charges and rates are based on metered use.

ORDINANCE 23-

(1) Residential single-family base facility charge (BFC) for customers receiving both water and wastewater service:

Meter size	Water BFC	Wastewater BFC
$\frac{5}{8}$ " x $\frac{3}{4}$ "	\$10.07 <u>\$10.22</u>	\$17.39 <u>\$17.65</u>
1"	\$22.67 <u>\$23.01</u>	\$40.83 <u>\$41.44</u>
1 $\frac{1}{2}$ "	\$43.38 <u>\$44.03</u>	\$79.93 <u>\$81.13</u>
2"	\$68.36 <u>\$69.39</u>	\$126.84 <u>\$128.74</u>

Residential single-family base facility charge (BFC) for customers receiving only water service:

<u>Meter size</u>	Water BFC
$\frac{5}{8}$ " x $\frac{3}{4}$ "	\$11.83 <u>\$12.01</u>
1"	\$24.32 <u>\$24.68</u>
1 $\frac{1}{2}$ "	\$45.15 <u>\$45.83</u>
2"	\$70.11 <u>\$71.16</u>

Plus gallonage rate per 1,000 gallons as follows:

	Water rate	Wastewater rate	Water gallons	Wastewater cap (gal)
Block 1	\$4.72 <u>\$4.79</u>	\$8.15 <u>\$8.27</u>	0—5000	8,000
Block 2	\$6.15 <u>\$6.24</u>	n/a	5,001—12,000	n/a
Block 3	\$7.57 <u>\$7.68</u>	n/a	12,001 and above	n/a

(2) Residential multi-family BFC individually metered (includes condominiums and townhomes):

	Water BFC	Wastewater BFC
Per dwelling unit: (when master metered) plus \$3.50 <u>\$3.55</u>	\$5.93 <u>\$6.02</u> per unit	\$14.71 <u>\$14.93</u> per unit

Plus gallonage rate per 1,000 gallons as follows:

	Water rate	Wastewater rate	Water gallons	Wastewater cap (gal)
Block 1	\$4.72 <u>\$4.79</u>	\$8.15 <u>\$8.27</u>	0—3,600	Up to 6,000 gal/mo/unit
Block 2	\$6.15 <u>\$6.24</u>	n/a	3,601—8,500	n/a

Additions to text are indicated by underline; deletions by ~~strikeout~~.

ORDINANCE 23-

Block 3	\$7.57 <u>\$7.68</u>	n/a	8,501 and above	n/a
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Monthly water and wastewater block gallonage shall be based upon the number of units. The block thresholds for each residential multi-family water or wastewater meter shall be calculated by multiplying the number of units reserved for that meter times the number of gallons shown in the following table:

Block 1 Threshold	Block 2 Threshold	Block 3 Threshold
Usage up to 3,600 gallons multiplied by the number of units reserved shall be billed at the Block 1 rate	Usage greater than 3,600 up to 8,500 gallons multiplied by the number of units reserved shall be billed at the Block 2 rate	Usage greater than 8,500 gallons multiplied by the number of units reserved and above shall be billed at the Block 3 rate

(3) *Nonresidential BFC (includes, but is not limited to, commercially leased residential properties such as apartment complexes):*

ERCs	Water BFC rate per ERCs Reserved	Wastewater BFC Rate per ERCs Reserved
Calculations shall be based upon the number of ERCs reserved plus \$3.50 <u>\$3.55</u>	\$8.32 <u>\$8.44</u>	\$15.64 <u>\$15.87</u>

Plus gallonage rate per 1,000 gallons as follows:

	Water Rate	Wastewater Rate
Block 1	\$4.72 <u>\$4.79</u>	\$8.15 <u>\$8.27</u>
Block 2	\$6.15 <u>\$6.24</u>	n/a
Block 3	\$7.57 <u>\$7.68</u>	n/a

There shall be no wastewater cap for this class of users and customers.

Monthly water and wastewater block gallonage shall be based upon the number of ERCs reserved. The block thresholds for each nonresidential water or wastewater meter shall be calculated by multiplying the number of ERCs reserved for that meter times the number of gallons shown in the following table:

Block 1 Threshold	Block 2 Threshold	Block 3 Threshold
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ORDINANCE 23-

Usage up to 5,000 gallons multiplied by the number of ERCs reserved shall be billed at the Block 1 rate	Usage greater than 5,000 up to 12,000 gallons multiplied by the number of ERCs reserved shall be billed at the Block 2 rate	Usage greater than 12,000 gallons multiplied by the number of ERCs reserved and above shall be billed at the Block 3 rate
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(4) *Wastewater only:*

- a. Single family flat rate: ~~\$68.04~~ \$69.05 (based on ~~\$19.14~~ \$19.43 BFC + ~~\$8.15~~ \$8.27 per gallon x 6,000 gallons)
- b. Multi-family flat rate: ~~\$67.12~~ \$68.11 per unit (based on ~~\$18.22~~ \$18.49 BFC + ~~\$8.15~~ \$8.27 per gallon x 6,000 gallons)
- c. Non-residential: ~~\$15.64~~ \$15.87 BFC x ERCs reserved
 Plus ~~\$3.50~~ \$3.55
 Plus ~~\$65.20~~ \$66.16 (based on ~~\$8.15~~ \$8.27 per gallon x 8,000 gallons)

(5) *Reclaimed Water Usage Rates:*

Monthly Consumption Rates:

Monthly billings shall be handled as provided in Section 61.04.

	<u>Rate</u>
<i>Base Facility Charge (BFC):</i>	\$3.33 <u>\$3.38</u> per 1,000 gallons of capacity reserved plus \$3.50 <u>\$3.55</u>
Plus	
Per 1,000 gallons of metered use	19¢

Industrial reclaimed water customer rates:

Per 1,000 gallons of metered use	27¢
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(d) Guaranteed revenue fee. The rate per ERC shall be equal to the BFC for nonresidential as set forth above, and the calculation shall be based upon the number of ERC's reserved in a service agreement.

ORDINANCE 23-

Section 8. Conflict. If any ordinances, or parts of ordinances, are in conflict herewith, this Ordinance shall control to the extent of the conflicting provisions.

Section 9. Severability. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 10. Codification. The provisions of this Ordinance shall be made a part of the Code of Ordinances of the City of Port St. Lucie, Florida. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intent; the word “ordinance” may be changed to “section” or other appropriate word as may be necessary.

Section 11. Effective Date. This Ordinance shall become effective ten (10) days after final adoption on second reading.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this ____ day of _____, 2023.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney