

ORDINANCE NO. 2013-34

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2012-25, WHICH AMENDED THE CODE OF ORDINANCES, TITLE XX, UTILITIES CODE, CHAPTER 200, UTILITIES CODE, BY ADJUSTING THE MAIN LINE EXTENSION CHARGES; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA:

SECTION 1. The City of Palm Bay Code of Ordinances, Title XX, Utilities Code, Chapter 200, Utilities Code, Section 200.11, Utilities Extension Policy, is hereby amended and shall henceforth read as follows:

“Section 200.11 UTILITIES EXTENSION POLICY.

* * *

(F) *Main Line Extension Charges.* In order to recover those costs associated with the contributed capital portion of the water or reclaimed water distribution and wastewater collection facilities, the City and Utilities Department hereby adopt Main Line Extension Charges as set forth above. Normally, such capital is contributed by the applicant to the City and Utilities Department upon hook-up to the system. For those occasions where the City and Utilities Department or their predecessor completes or has completed the extension from the respective transmission system to the applicant's property, a fee set as follows for the water, wastewater, and reclaimed water system shall be levied and collected from the owner. The fee will be calculated based on the amount of front footage each specific property occupies upon its respective roadway. ~~The Main Line Extension Fees will be adjusted annually according to the Engineering News Record (ENR) Construction Cost Index for the Atlantic Coast region and will be set at the prevailing rate established by this subsection.~~

Main Line Extension Charges (per linear foot)

Water ~~\$35.92~~ \$27.43

Wastewater ~~\$56.64~~ \$43.25

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SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of Ordinances and the sections may be renumbered to accomplish such intention.

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.


SECTION 5. The provisions within this ordinance shall be retroactive and take effect on May 16, 2013.

Read in title only at Meeting No. 2013-12, held on May 16, 2013; and read in title only and duly passed and enacted at Meeting No. 2013-14, held on June 6, 2013.

ATTEST:



Alice Passmore, CITY CLERK

Reviewed by CAO: 



Kristine Isnardi, DEPUTY MAYOR