

RESOLUTION 2023-17

A RESOLUTION OF THE TOWN OF PONCE INLET, FLORIDA AMENDING RATES IN APPENDIX A OF THE TOWN CODE OF ORDINANCES, PART XI (SEWER SERVICE) AND PART XII (DEVELOPMENT FEE SCHEDULE FOR WATER AND SEWER SERVICE); PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Port Orange owns and operates the sewer system within the municipal limits of the Town of Ponce Inlet; and

WHEREAS, per the 1993 Sewer Services Interlocal Agreement between the Town of Ponce Inlet and City of Port Orange, as amended, the Town of Ponce Inlet is required to bill Ponce Inlet property owners for sewer services on behalf of the City of Port Orange under the rates established by the City of Port Orange; and

WHEREAS, the Town of Ponce Inlet last updated its sewer service fees via Resolution 2015-13 and its development fees for water and sewer service via Resolution 2009-02; and

WHEREAS, on November 14, 2023, the City of Port Orange increased its sewer service, water impact, sewer impact, and sewer connection fees per City Resolution No. 23-26; and

WHEREAS, given the recent rate increases for sewer service and related fees adopted by the City of Port Orange, the Town Council must also revise and update the applicable rates it charges to Ponce Inlet property owners pursuant to the 1993 Interlocal Agreement; and

WHEREAS, the sewer service rate increases have been noticed to utility customers as required pursuant to F.S. 180.136.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PONCE INLET, FLORIDA AS FOLLOWS:

NOTE: Underlined words constitute additions to Appendix A of the Town Code of Ordinances, Part XI (Sewer Service) and Part XII (Development Fee Schedule for Water and Sewer Service); ~~striketrough~~ constitutes deletions; and asterisks (***) indicate an omission from the existing text of said Appendix A, which is intended to remain unchanged.

SECTION 1. AMENDING SEWER SERVICE RATES

Part XI of Appendix A of the Town of Ponce Inlet Code of Ordinances is hereby amended as follows:

PART XI – SEWER SERVICE

(1) Schedule of monthly sewer charges: The following monthly charges, rounded to the nearest 1,000-gallon increment, shall apply for the use, or availability for use, of the sanitary sewage facilities of the City of Port Orange based on water consumption as shown by monthly meter readings to have been delivered:

- A. *Single-family residential*: The minimum monthly base rate shall be \$15.46 for each unit plus usage billed at \$5.75 per 1,000 gallons for 0—12,000 gallons. Usage over 12,000 gallons will not be billed. A sewer availability charge for non-connected customers shall be billed at the minimum monthly base rate.
- B. *Multi-family residential*: The minimum monthly base rate shall be \$15.46 for each unit plus usage billed at \$5.75 per 1,000 gallons. A sewer availability charge for non-connected customers shall be billed at the minimum monthly base rate.
- C. *Commercial*: The minimum monthly charge shall be determined by the meter size as set forth on the following schedule, plus usage billed at \$5.75 per 1,000 gallons:

Non-Connected	\$15.46
¾-inch meter	\$15.46
1-inch meter	\$25.78
1½-inch meter	\$51.55
2-inch meter	\$82.49
3-inch meter	\$154.66
4-inch meter	\$257.76
6-inch meter	\$515.54
8-inch meter	\$824.85
10-inch meter	\$1,185.73

All percentage adjustments shall be rounded down to the nearest whole cent.

(2) In accordance with section 78-95 of the town code, a customer is entitled to one pool fill sewer charge abatement per calendar year. Service charge for inspection and special meter reading for abatement of sewer service charges shall be \$40.00. This charge will not be assessed if the service visit is not required because the customer provides a letter from the pool contractor documenting pool water volume or if pool capacity can be determined using an alternate reasonable process.

SECTION 2. AMENDING DEVELOPMENT FEE SCHEDULE FOR WATER AND SEWER SERVICE

Part XII of Appendix A of the Town of Ponce Inlet Code of Ordinances is hereby amended as follows:

PART XII – DEVELOPMENT FEE SCHEDULE FOR WATER AND SEWER SERVICE

- (1) For each equivalent living unit connected to the system:
 Water service development fee: \$1,931.25 plus \$1,018.00
 Sewer service development fee: \$2,092.50
- (2) For each commercial use connected to the system:
 Water service development fee, \$1,931.25 per equivalent living unit plus \$1,018.00 and the following amount:

Number of Fixture Units	Amount per Fixture Unit: Port Orange	Amount per Fixture Unit: Ponce Inlet	Total Amount per Fixture Unit	Each Fixture Unit Over
0—15	\$0.00	\$0.00	\$0.00	0
16—30	\$129.59	\$67.85	\$197.44	15
31 and above	\$97.19	\$50.88	\$148.07	30

Sewer service development fee, \$2,092.50 per equivalent unit plus the following amount:

Number of Fixture Units	Amount per Fixture Unit	Each Fixture Unit over
0—15	\$0.00	0
16—30	\$139.50	15
31 and above	\$104.63	30

- (3) *Connection charges for sewer service for new construction.* There shall be no charge for a service connection made to the sewer system if such service connection is made at the same time as construction of sewer mains and is installed by the developer. However, if a service connection is required after construction of the sewer main, or the City of Port Orange pays for a service connection concurrent with sewer line extensions, then the City of Port Orange will provide materials and labor to bring the service main to the property line of the lot or parcel to be connected and a minimum charge of \$1,775 per service connection shall apply. The actual connection charge may be greater than the minimum charge if the actual cost to the City of Port Orange is greater than the minimum charge set forth above.
- (4) *Fire hydrant meter assembly deposit.* A deposit of \$1,500 is required on all fire hydrant meter assembly units. A refund is issued upon valid inspection by town staff as to the condition of the unit when returned. Any deductions for damages will be taken from the deposit along with a \$200.00 wear-and-tear charge. The remaining balance of the deposit will then be refunded to the customer.

SECTION 3. PROVIDING FOR CODIFICATION

It is the intent of the Town Council of the Town of Ponce Inlet that the provisions of this Resolution shall be codified. The codifier is granted broad and liberal authority in codifying the provisions of this Resolution.

SECTION 4. CONFLICTING RESOLUTIONS

All resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. SEVERABILITY

If any section, sentence, clause, or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, that holding in no way affects the remaining portion(s) of this Resolution.

SECTION 6. EFFECTIVE DATE

This resolution shall take effect immediately upon adoption. The sewer service rates described in Section 1 above shall become effective for all bills rendered after January 1, 2024. The development fees and connection fees set forth in Section 2 above shall become effective on April 1, 2024.

It was moved by Councilmember Villanella and seconded by Councilmember Milano that said Resolution be adopted. A roll call vote of the Town Council on said motion resulted as follows:

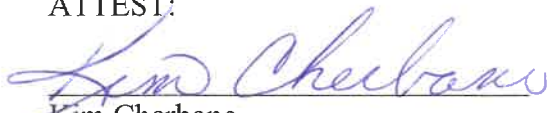
Mayor Paritsky, Seat #1	Yes
Councilmember Milano, Seat #2	Yes
Councilmember White, Seat #3	Yes
Councilmember Villanella, Seat #4	Yes
Vice-Mayor Smith, Seat #5	Yes

Passed this 18th day of December 2023.

Town of Ponce Inlet, Florida


Lois A. Paritsky, Mayor

ATTEST:


Kim Cherbano
Town Clerk

