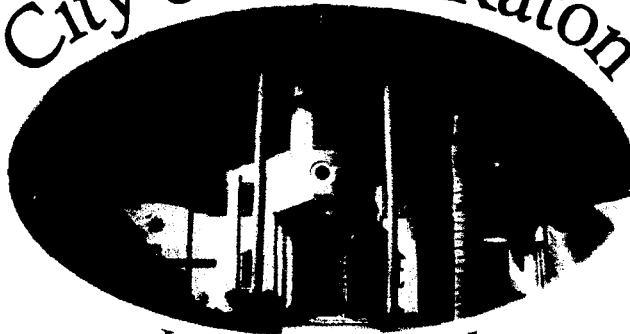


City of Boca Raton



Incorporated 1925

ORDINANCE

5412

1
2 AN ORDINANCE OF THE CITY OF BOCA RATON
3 AMENDING CHAPTER 17, "UTILITIES," ARTICLE II,
4 SECTION 17-43, "GUARANTY DEPOSITS," CODE OF
5 ORDINANCES, RELATING TO WATER UTILITY
6 GUARANTY DEPOSITS; PROVIDING FOR SEVERABILITY;
7 PROVIDING FOR REPEALER; PROVIDING FOR
8 CODIFICATION; PROVIDING AN EFFECTIVE DATE
9

10 WHEREAS, the City Code of Ordinances, in Section 17-43, provides for the payment
11 of guaranty deposits prior to commencement of water service; and

12 WHEREAS, the City of Boca Raton establishes the amounts of the guaranty deposit
13 in the municipal facilities and services user fee schedule; and

14 WHEREAS, the City Council desires to modify Section 17-43 to provide for a waiver
15 of the guaranty deposit for existing City residential property owners with good payment history
16 when such residential property owners move to new residential addresses in the City and
17 establish new water service accounts; now therefore
18
19

1 THE CITY OF BOCA RATON HEREBY ORDAINS:
2

3 Section 1. Chapter 17, "Utilities," Article II, Section 17-43, "Guaranty Deposits," Code
4 of Ordinances, is amended to read:

5 Section 17-43. - Guaranty deposits.

6 (1) Any person making application for water service shall pay a guaranty deposit as
7 specified in the municipal facilities and services user fee schedule prior to commencement of
8 water service, unless a guaranty deposit is transferred or waived pursuant to section 17-43(4).

9 The city may bill the guaranty deposit, transfer charge and turn-on charge to accounts for
10 buildings with an existing installation.

11 (2) The guaranty deposit shall be returned upon discontinuance of water service,
12 minus a deduction for any outstanding utility bill.

13 (3)(a) A guaranty deposit held by the city shall accrue interest, based on the actual
14 number of days held by the city, payable annually each January.

15 (b) The interest rate shall be the actual interest rate earned the previous fiscal year
16 as published in the comprehensive annual financial report of the city minus 25 basis points.

17 (4) Guaranty deposits may be transferred upon application by an existing residential
18 or commercial property owner customer for the same service at a new address within the
19 city's service area and payment of a transfer charge, and turn-on charge which may be billed
20 if required. Alternatively, for existing residential property owners only, the city may waive the
21 guaranty deposit that would be required under section 17-43(1) as long as such a residential
22 property owner has had a water service account within the city's service area for a minimum
23 of twenty four (24) consecutive months immediately preceding the application for water
24 service at a new residential address and has a good water service payment history. For
25 purposes of this section, "good water service payment history," means: (1) no more than one
26 (1) reminder or past due notice was issued by the city during the twenty-four (24) month

1 period immediately preceding the application date for new service; (2) the city was not in
2 receipt of any returned payments for insufficient funds or any late fees during in the previous
3 twenty-four (24) month period immediately preceding the application date for new service; and
4 (3) there were no disconnections of water service in the previous twenty-four (24) month
5 period immediately preceding the application date for new service.

6 Section 2. If any section, subsection, clause or provision of this ordinance is held
7 invalid, the remainder shall not be affected by such invalidity.

8 Section 3. All ordinances and resolutions or parts of ordinances and resolutions and
9 all sections and parts of sections in conflict herewith shall be and hereby are repealed.

10 Section 4. Codification of this ordinance in the City of Code of Ordinances is hereby
11 authorized and directed.

12 Section 5. This ordinance shall take effect immediately upon adoption.

13 PASSED AND ADOPTED by the City Council of the City of Boca Raton this 10th day
14 of October, 2017.

15 CITY OF BOCA RATON, FLORIDA

16 ATTEST:

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20 Susan S. Saxton
21 Susan S Saxton, City Clerk

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Susan Haynie
Susan Haynie, Mayor

Approved as to form:

Cheryl Grub Frieser
For Diana Grub Frieser
City Attorney

COUNCIL VOTE		
	YES	NO ABSTAINED
MAYOR SUSAN HAYNIE	✓	
DEPUTY MAYOR JEREMY RODGERS	✓	
COUNCIL MEMBER ANDREA LEVINE O'ROURKE	✓	
COUNCIL MEMBER SCOTT SINGER	✓	
COUNCIL MEMBER ROBERT S. WEINROTH	✓	

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