

ORDINANCE NO. 9725-23

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, AMENDING CODE OF ORDINANCES, APPENDIX A – SCHEDULE OF FEES, RATES AND CHARGES, ARTICLE XXIV PUBLIC WORKS – FEES, RATES AND CHARGES; AMENDING SECTION 1 IMPACT FEES; AMENDING SECTION 3 RATES FOR STANDBY FIRE PROTECTION SYSTEMS; AMENDING SECTION 4 MISCELLANEOUS ADDITIONAL CHARGES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Appendix A, Article XXIV sets forth the schedule of fees, rates, and charges to be paid by customers of the City's water, wastewater collection, and reclaimed water systems;

WHEREAS, in September 2023, Stantec Consulting Services, Inc. completed a Miscellaneous Fee Analysis ("Study"), which evaluated the sufficiency of the revenues provided by existing water, wastewater collection, and reclaimed water rates;

WHEREAS, the Study recommends adjustments to temporary service deposits and increases to impact fees and miscellaneous user fees, such as special meter readings, turn-on services, meter changes, and other special services that benefit a specific customer.

WHEREAS, the Study further recommends increases to these fees since they have not been updated in several years, and recovering the actual cost of specific services directly from the customer benefiting from those services will promote positive behavior and prevent the utility from spreading the costs across to all users of the system;

WHEREAS, the Public Utilities Department conducted an internal review and recommends increases to these fees in order to bring the fees in accordance with the actual costs of providing these services;

WHEREAS, after a properly noticed public hearing, the City Council determines that the adoption of this Ordinance is in the best interest of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA:

SECTION 1: Appendix A, Article XXIV, Section 1 of the City of Clearwater Code of Ordinances, is amended with the following underlined language to be added and the strikethrough language to be deleted as written below:

APPENDIX A – SCHEDULE OF FEES, RATES AND CHARGES

XXIV. PUBLIC WORKS—FEES, RATES AND CHARGES

(1) *Impact fees:*

- (a) Water. There is hereby imposed a water impact fee, based on the capital portion of the cost of financing the extension of the city's water system, on the single-family residential unit or equivalent single-family residential unit, or equivalent living unit, which is responsible for creating the need for additional water system financing. The obligation for payment of the fee shall occur at the time the first building or plumbing permit is issued. The water impact fee shall be payable at the building division at the time the first building or plumbing permit is issued, as follows:

1. Residential accounts.

Single-family, duplex, and multifamily residential, regardless of the form of ownership, and mobile homes ~~fee~~, per unit, ~~480.00~~

<u>October 1,</u> <u>2023</u>	<u>October 1,</u> <u>2024</u>	<u>October 1,</u> <u>2025</u>	<u>October 1,</u> <u>2026</u>
<u>\$540.00</u>	<u>\$600.00</u>	<u>\$660.00</u>	<u>\$720.00</u>

2. Each nonresidential account will, for the purpose of establishing the water impact fee, be considered to comprise a number of equivalent living units based upon the size of water meter required to serve the account. ~~The water impact fee shall be \$480.00 for each equivalent living unit.~~ Equivalent living units and fees shall be determined according to the following table:

Meter Size (inches)	Equivalent Living Unit	Water Impact Fee
Less than 1	1	\$ 480.00
1	2.5	1,200.00
1½	5	2,400.00
2	8	3,840.00
3 Compound	15	7,200.00
4 Compound	25	12,000.00
6 Compound	50	24,000.00
3 Turbo	17.5	\$8,400.00

4 Turbo	50	24,000.00
6 Turbo	100	48,000.00

<u>Water Impact Fees:</u>	<u>Equivalent Living Units</u>	<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
<u>5/8"</u>	<u>1.00</u>	<u>\$540.00</u>	<u>\$600.00</u>	<u>\$660.00</u>	<u>\$720.00</u>
<u>3/4"</u>	<u>1.50</u>	<u>540.00</u>	<u>600.00</u>	<u>660.00</u>	<u>720.00</u>
<u>1"</u>	<u>2.50</u>	<u>1,350.00</u>	<u>1,500.00</u>	<u>1,650.00</u>	<u>1,800.00</u>
<u>1.5"</u>	<u>5.00</u>	<u>2,700.00</u>	<u>3,000.00</u>	<u>3,300.00</u>	<u>3,600.00</u>
<u>2" Compound</u>	<u>8.00</u>	<u>4,320.00</u>	<u>4,800.00</u>	<u>5,280.00</u>	<u>5,760.00</u>
<u>3" Compound</u>	<u>17.50</u>	<u>8,100.00</u>	<u>9,000.00</u>	<u>9,900.00</u>	<u>10,800.00</u>
<u>4" Compound</u>	<u>30.00</u>	<u>13,500.00</u>	<u>15,000.00</u>	<u>16,500.00</u>	<u>18,000.00</u>
<u>6" Compound</u>	<u>67.50</u>	<u>27,000.00</u>	<u>30,000.00</u>	<u>33,000.00</u>	<u>36,000.00</u>
<u>3" Turbo</u>	<u>21.75</u>	<u>9,450.00</u>	<u>10,500.00</u>	<u>11,550.00</u>	<u>12,600.00</u>
<u>4" Turbo</u>	<u>37.50</u>	<u>26,249.00</u>	<u>28,498.00</u>	<u>30,747.00</u>	<u>32,996.00</u>
<u>6" Turbo</u>	<u>80.00</u>	<u>53,598.00</u>	<u>59,196.00</u>	<u>64,794.00</u>	<u>70,392.00</u>

3. Each additional unit or equivalent living unit occasioned by changes in property usage subsequent to April 1, 1990, shall be subject to a water impact fee computed in accordance with subsection ~~(3)(1)(a)1.~~ or ~~(3)(1)(a)2.~~, above, whichever is applicable. If a building permit is issued for an existing connection which will increase water demand, the total number of units or equivalent living units for the old and new parts of the structure shall be computed in accordance with subsection ~~(3)(1)(a)1.~~ or ~~(3)(1)(a)2.~~ above. The number of new units or equivalent living units shall be determined by subtracting the number of old units or equivalent living units in the entire structure from the total number of units or equivalent living

units. The water impact fee will be assessed on the remaining number of new units or equivalent living units.

- 4. Whenever any work for which an impact fee required by this subsection has been commenced without first paying such fee, then such fee shall be tripled.
- 5. New lawn meters shall be assessed by meter size as follows:

	Meter Size (inches)	Water Impact Fee
Less than 1		\$ 70.00
1		175.00
2 1 in manifold		350.00
1½		350.00
2		560.00
3 compound		1,050.00
4 compound		1,750.00
6 compound		3,500.00
3 turbo		1,225.00
4 turbo		3,500.00
6 turbo		7,000.00

Lawn Impact Fees:	Equivalent Living Units	October 1, 2023	October 1, 2024	October 1, 2025	October 1, 2026
5/8"	1.00	79.00	88.00	96.00	105.00
3/4"	2.50	197.00	219.00	241.00	263.00
1" Manifold	5.00	394.00	438.00	481.00	525.00
1.5"	5.00	394.00	438.00	481.00	525.00
2" Compound	8.00	630.00	700.00	770.00	840.00
3" Compound	17.50	1,181.00	1,313.00	1,444.00	1,575.00
4" Compound	30.00	1,969.00	2,188.00	2,406.00	2,625.00

<u>6" Compound</u>	<u>67.50</u>	<u>3,938.00</u>	<u>4,375.00</u>	<u>4,813.00</u>	<u>5,250.00</u>
<u>3" Turbo</u>	<u>21.75</u>	<u>1,378.00</u>	<u>1,531.00</u>	<u>1,684.00</u>	<u>1,838.00</u>
<u>4" Turbo</u>	<u>37.50</u>	<u>3,938.00</u>	<u>4,375.00</u>	<u>4,813.00</u>	<u>5,250.00</u>
<u>6" Turbo</u>	<u>80.00</u>	<u>7,875.00</u>	<u>8,750.00</u>	<u>9,625.00</u>	<u>10,500.00</u>

- (b) Storm drainage. See the building code adopted in chapter 47.
- (c) Wastewater impact fees. Payable at the building division at the time the first building or plumbing permit is issued or prior to connection where conversion of a septic system to sewer service occurs:
 - 1. Residential accounts.

Single-family, duplex, and multifamily residential (regardless of the form of ownership), and mobile homes, fee, per unit, 900.00

<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
<u>\$939.00</u>	<u>\$978.00</u>	<u>\$978.00</u>	<u>\$978.00</u>

2. Each nonresidential account will, for the purpose of establishing the wastewater impact fee, be considered to comprise a number of equivalent single-family residential units or equivalent living units based upon the size of the water meter or meters required to serve the account. ~~The wastewater impact fee shall be \$900.00 for each equivalent living unit.~~ Equivalent living units and fees shall be determined according to the following table:

Meter Size (inches)	Equivalent Living Units	Wastewater Impact Fee
Less than 1	1	\$ 900.00
1	2.5	2,250.00
1½	5	4,500.00
2	8	7,200.00
3 Compound	15	13,500.00
4 Compound	25	22,500.00
6 Compound	50	45,000.00
3 Turbo	17.5	15,750.00

4 Turbo	50	45,000.00
6 Turbo	100	90,000.00

<u>Sewer Impact Fees:</u>	<u>Equivalent Living Units</u>	<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
<u>5/8"</u>	<u>1.00</u>	<u>\$939.00</u>	<u>\$978.00</u>	<u>\$978.00</u>	<u>\$978.00</u>
<u>3/4"</u>	<u>2.50</u>	<u>1,013.00</u>	<u>1,125.00</u>	<u>1,238.00</u>	<u>1,350.00</u>
<u>1"</u>	<u>5.00</u>	<u>2,347.00</u>	<u>2,444.00</u>	<u>2,444.00</u>	<u>2,444.00</u>
<u>1.5"</u>	<u>5.00</u>	<u>4,694.00</u>	<u>4,888.00</u>	<u>4,888.00</u>	<u>4,888.00</u>
<u>2" Compound</u>	<u>8.00</u>	<u>7,510.00</u>	<u>7,820.00</u>	<u>7,820.00</u>	<u>7,820.00</u>
<u>3" Compound</u>	<u>17.50</u>	<u>14,402.00</u>	<u>15,304.00</u>	<u>16,205.00</u>	<u>17,107.00</u>
<u>4" Compound</u>	<u>30.00</u>	<u>24,207.00</u>	<u>25,913.00</u>	<u>27,620.00</u>	<u>29,327.00</u>
<u>6" Compound</u>	<u>67.50</u>	<u>50,246.00</u>	<u>55,492.00</u>	<u>60,738.00</u>	<u>65,985.00</u>
<u>3" Turbo</u>	<u>21.75</u>	<u>17,128.00</u>	<u>18,506.00</u>	<u>19,884.00</u>	<u>21,262.00</u>
<u>4" Turbo</u>	<u>37.50</u>	<u>40,829.00</u>	<u>36,658.00</u>	<u>36,658.00</u>	<u>36,658.00</u>
<u>6" Turbo</u>	<u>80.00</u>	<u>84,102.00</u>	<u>78,204.00</u>	<u>78,204.00</u>	<u>78,204.00</u>

- Each additional unit or equivalent living unit or part thereof, occasioned by changes in property usage subsequent to April 1, 1990, shall be subject to a wastewater impact fee computed in accordance with the rates set forth in subsection ~~(3)(1)(c)1.~~ or ~~(3)(1)(c)2.~~ above, whichever is applicable. If a building permit is issued for an existing connection which will increase wastewater collection demand, the total number of units or equivalent living units for the old and new parts of the facility shall be computed according to subsection ~~(3)(1)(c)1.~~ or ~~(3)(1)(c)2.~~ above. The number of new units or equivalent living units shall be determined by subtracting the number of old units or equivalent living units in the entire facility from the total number of units or equivalent living units. The wastewater impact fee will be assessed on the remaining number of new units or equivalent living units.

(d) Reclaimed water system connection fee:

1. Standard connection assembly (tap, service lines, valve, and hose bib when required, installed at the point of connection), to be furnished and installed by the city: No charge.
2. Nonstandard connection assembly: Actual cost of materials, equipment, labor and overhead.
3. When backflow prevention device on potable water supply is required: As established in Appendix A to this Code.

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SECTION 2: Appendix A, Article XXIV, Section (3)(a)3, “Standby and other charges for fire protection systems,” of the City of Clearwater Code of Ordinances, is amended with the following underlined language to be added and the strikethrough language to be deleted as written below:

APPENDIX A – SCHEDULE OF FEES, RATES AND CHARGES

XXIV. PUBLIC WORKS—FEES, RATES AND CHARGES

(3) *Rates:*

- (a) *Water rates.* Water rates for all water furnished by the city shall be as follows:

3. *Standby and other charges for fire protection systems.* For fire hydrants and fire protection systems on private property connected to the city water system, the customer shall pay a monthly standby charge as set forth in the following table:

Facility	Monthly Charge
Fire hydrants, per hydrant	\$5.00
Fire protection systems, based on fire line size, per building:	
—6 inches or less	5.00
—8 inches	9.00
—10 inches	14.00

— 12 inches or larger	20.00
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<u>Fire protection systems, based on fire line size, per building:</u>	<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
<u>Fire hydrant, per hydrant</u>	<u>\$14.00</u>	<u>\$24.00</u>	<u>\$33.00</u>	<u>\$42.00</u>
<u>6" and smaller</u>	<u>14.00</u>	<u>24.00</u>	<u>33.00</u>	<u>42.00</u>
<u>8"</u>	<u>29.00</u>	<u>49.00</u>	<u>70.00</u>	<u>90.00</u>
<u>10"</u>	<u>51.00</u>	<u>88.00</u>	<u>124.00</u>	<u>161.00</u>
<u>12"</u>	<u>80.00</u>	<u>140.00</u>	<u>200.00</u>	<u>260.00</u>

Water drawn from a fire line and used for purposes other than firefighting will be charged at the lawn meter rate if the water does not enter the sewer system, or the domestic rate if the water enters the sewer system. Such charges shall be in addition to the monthly standby charges.

4. *Service out of municipal limits.* Accounts outside of the corporate limits of the city shall be subject to a surcharge equal to 25 percent of the monthly charges.
5. A charge of the monthly minimum for a 1½-inch water meter is required for a deduct meter for air conditioning cooling water and similar purposes, but not for lawn irrigation purposes. This charge shall be required only where a separate irrigation meter cannot be set in the right-of-way or easement and the meter reader must physically read and deduct consumption for billing purposes.
6. The water rates shall be adjusted periodically to recover any increased cost to supply water due to changes in the wholesale rate the city pays for water. Any such adjustment shall be a proportionate increase based upon the ratio of water the city buys wholesale to total system water. Such rate adjustment shall be recommended by the public works administrator and approved by the city manager, and a copy shall be filed with the city clerk following approval.
7. *Annual indexing of water rates and lawn water rates.* Water and lawn water rates may be adjusted annually on October 1 based on the Price Index for Water and Wastewater Utilities established each year by the Florida Public Service Commission (FPSC). The maximum rate adjustment based on the Price Index for Water and Wastewater Utilities is 3.5 percent. Such rate

adjustment shall be recommended by the city manager for approval by the city council by ordinance.

8. *Dormant accounts.* The monthly charge for a dormant lawn water account shall be at the applicable water lawn base charge for the size of meter at the premises.

SECTION 3: Appendix A, Article XXIV, Section (4)(a), "Miscellaneous additional Charges," of the City of Clearwater Code of Ordinances, is amended with the following underlined language to be added and the strikethrough language to be deleted as written below:

APPENDIX A – SCHEDULE OF FEES, RATES AND CHARGES

XXIV. PUBLIC WORKS—FEES, RATES AND CHARGES

(4) *Miscellaneous additional charges.*

(a) *Applicable during normal working hours:*

- ~~1. Turn on: Water meter/reclaimed water connection, per meter/connection~~ \$
20.00
- ~~2. Special reading~~ 15.00
- ~~3. Collector fee (for each collection attempt)~~ 5.00
- ~~4. Check reading (if correct reading has been made)~~ 15.00
- ~~5. Read for change of account~~ 15.00
- ~~6. Reset meter: Water~~ 50.00
- ~~7. Water meter test if meter is correct:~~
 - ~~a. Less than or equal to 2 inch size~~ 50.00
 - ~~b. Greater than 2 inch size~~ 100.00
- ~~8.1.~~ Dishonored check service fee. See section 2.528
- ~~9. Turn off: Water~~ N/C
- ~~10. Lawn meter removed~~ 70.00
- ~~11.2.~~ Duplicate bill preparation for payments (mailed in or customer walk in)
N/C
- ~~12. Water meter downsize or upsize (no new tap needed):~~
 - ~~a. From 1 inch meter or to 1 inch meter~~ 60.00
 - ~~b. From 1½ inch meter or to 1½ inch meter~~ 110.00

- c. ~~From 2 inch meter or to 2 inch meter~~160.00
- d. ~~From 3 inch meter or to 3 inch meter~~330.00
- e. ~~From 4 inch meter or to 4 inch meter~~385.00
- f. ~~From 6 inch meter or to 6 inch meter~~400.00

	<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
<u>Turn on: Water meter / reclaimed water connection, per meter / connections</u>	<u>\$30.00</u>	<u>\$40.00</u>	<u>\$50.00</u>	<u>\$60.00</u>
<u>Special Reading</u>	<u>30.00</u>	<u>45.00</u>	<u>60.00</u>	<u>75.00</u>
<u>Collector Fee (for each collection attempt)</u>	<u>8.75</u>	<u>12.50</u>	<u>16.25</u>	<u>20.00</u>
<u>Check Reading (if correct reading has been made)</u>	<u>30.00</u>	<u>45.00</u>	<u>60.00</u>	<u>75.00</u>
<u>Read for change of account</u>	<u>30.00</u>	<u>45.00</u>	<u>60.00</u>	<u>75.00</u>
<u>Reset meter: Water</u>	<u>68.75</u>	<u>87.50</u>	<u>106.25</u>	<u>125.00</u>
<u>Water meter test, if meter is correct:</u>				
<u>Less than or equal to 2-inch size</u>	<u>87.50</u>	<u>125.00</u>	<u>162.50</u>	<u>200.00</u>
<u>Greater than 2-inch size</u>	<u>132.50</u>	<u>165.00</u>	<u>197.50</u>	<u>230.00</u>
<u>Turn-off: Water</u>	<u>30.00</u>	<u>40.00</u>	<u>50.00</u>	<u>60.00</u>
<u>Lawn meter removed</u>	<u>156.25</u>	<u>242.50</u>	<u>328.75</u>	<u>415.00</u>

	<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
<u>Water meter downsize or upsize (no new tap needed):</u>				
<u>From 1-inch meter or to 1-inch meter</u>	<u>\$157.50</u>	<u>\$255.00</u>	<u>\$352.50</u>	<u>\$450.00</u>
<u>From 1 ½ -inch meter or to 1 ½ -inch meter</u>	<u>257.50</u>	<u>405.00</u>	<u>552.50</u>	<u>700.00</u>

From 2-inch meter or to 2-inch meter	478.75	797.50	1,116.25	1,435.00
From 3-inch meter or to 3-inch meter	At Cost	At Cost	At Cost	At Cost
From 4-inch meter or to 4-inch meter	At Cost	At Cost	At Cost	At Cost
From 6-inch meter or to 6-inch meter	At Cost	At Cost	At Cost	At Cost

Any combination of downsizing and subsequent upsizing or upsizing and subsequent downsizing for the same service, per meter, will not be allowed more than once every three years.

~~13.3.~~ Leaks: WaterN/C

~~14. Reclaimed water re-inspection (no charge for initial or first re-inspection)~~35.00

~~15. Fire hydrant flow test~~50.00

~~16.4.~~ Water main offset installation—Time and materials

~~(b) Evenings, weekends and holidays: Overtime surcharge for all work including installation, service and repair, maintenance, and call-out turn-ons (as requested by the customer for evenings, weekends, and holidays)—Double normal charge.~~

	<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
<u>Reclaimed water re-inspection (no charge for initial or first re-inspection)</u>	<u>\$58.75</u>	<u>\$82.50</u>	<u>\$106.25</u>	<u>\$130.00</u>
<u>Fire Hydrant Flow Test</u>	<u>83.75</u>	<u>117.50</u>	<u>151.25</u>	<u>185.00</u>
<u>After Hour Services: Evening, weekends and holidays; Overtime surcharge for all work including installation, service and repair, maintenance, and call-out turn-ons (as requested by the customer for evenings, weekends, and holidays)</u>	<u>Double Normal Charge</u>	<u>Double Normal Charge</u>	<u>Double Normal Charge</u>	<u>Double Normal Charge</u>

(5) *Other miscellaneous charges.*

(a) *Water:*

- ~~1. Unauthorized water system use: For any use of water, unauthorized, per occurrence \$ 500.00~~
- ~~2. Bypass: Ten percent of average monthly bill for each day since last reading.~~
- ~~3. Broken stop locks on water meters 25.00~~
- ~~4. Repair or replace tampered or damaged meter or any other part of the water system: \$25.00 plus labor and materials. To relocate water meter: Time and materials.~~
- ~~5. Unauthorized use of fire hydrants 500.00~~

	<u>October 1, 2023</u>	<u>October 1, 2024</u>	<u>October 1, 2025</u>	<u>October 1, 2026</u>
Unauthorized water system use: For any use of water, unauthorized, per occurrence	\$500.00	\$500.00	\$500.00	\$500.00
Bypass	10% of average monthly bill for each day since last reading	10% of average monthly bill for each day since last reading	10% of average monthly bill for each day since last reading	10% of average monthly bill for each day since last reading
Broken stop locks on water meters	43.75	62.50	81.25	100.00
Repair or replace tempered or damaged meter or any other part of the water system	25 + labor and materials. To relocate water meter: Time and materials	25 + labor and materials. To relocate water meter: Time and materials	25 + labor and materials. To relocate water meter: Time and materials	25 + labor and materials. To relocate water meter: Time and materials
Unauthorized use of fire hydrants	500.00	500.00	500.00	500.00
Install New Lateral Fee (If no tap is available)	2,649.33	2,834.56	3,019.78	3,205.00

SECTION 4: Should any of the clauses, sentences, paragraphs, sections, or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

SECTION 5: This Ordinance shall become effective ninety (90) days after the adoption by City Council.

PASSED ON FIRST READING

November 16, 2023

PASSED ON SECOND AND FINAL
READING AND ADOPTED

December 7, 2023

DocuSigned by:

Brian Aungst

Brian Aungst, Sr.
Mayor

Approved as to form:

DocuSigned by:

Jerrod Simpson

Jerrod Simpson
Senior Assistant City Attorney

Attest:

DocuSigned by:

Rosemarie Call

Rosemarie Call
City Clerk

DS

