

ORDINANCE NO. 10-2021

AN ORDINANCE OF THE CITY OF SAN ANTONIO, FLORIDA, PROVIDING FOR AMENDMENT OF SECTION 80-45 "CAPACITY FEE AMOUNT AND METER SIZING" TO INCREASE THE CAPACITY FEES; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Section 1. Findings and Intent. The City Commission finds that:

- (a) The Florida Rural Water Association performed a capacity fee rate analysis in 2019 and gave the City Commission a range of acceptable capacity fee amounts based on meter sizes.
- (b) Seeking to reduce the impact of a drastic increase all at one time, the Commission chose the lowest rate as an initial rate, reserving the right to increase that fee on a later date.
- (c) The City staff has evaluated the income from the capacity fees and has recommends to the City Commission that the funds generated by the capacity fee is insufficient to replace the capacity used, and thus, the fee should be increased to meet the future demand for additional water facilities.

Section II. The Capacity Fee Chart in Section 80-45 of the City Code is amended as follows:

Sec. 80-45. - Capacity fee amount and meter sizing.

(a) Rate studies to establish the rates to be used in calculations of future developer capacity fees shall be performed by qualified engineers and/or utility rate analysts and be based on the most recent and localized data reasonably available and applicable. Such capacity fee modifications shall be by ordinance and shall provide notice to the public as required by law. Once the effective date of the ordinance has passed, the rate shall be effective as applied to any new structure not yet issued a certificate of occupancy (CO).

(b) The following are the current rates and charges to be paid by all new connections to the city's water system based on the flows projected by meter size, and all other connections where such fees are authorized to be charged:

(c) Water Facility Capacity Fee Table (attached).

(d) The city retains the right to deviate from the above tables in circumstances where, in the sound engineering opinion of the city's consultant, any commercial or industrial projects are reasonably anticipated to have water usage demand that substantially exceed or are substantially less than the above calculations.

Section III. Severability.

If any section, sentence, clause, part, or provision of this Ordinance is held to be invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

Section IV. Inclusion in the Code.

It is the intention of the City Commission that the provisions of this Ordinance shall become and be made part of the San Antonio City Code; and that the sections of the Ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section", "article" or such other phrase, or make other codification modifications necessary or prudent in order to accomplish the City Commission's intentions.

Section V. Effective Date.

This Ordinance shall take effect immediately upon passage.

This Ordinance was read for the first time at the Regular Meeting of the City Commission held on the 20 day of July, 2021. The vote was as follows:

	Yes	No	Abstain	Absent
Commissioner/Mayor Anderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Bassinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>


Commissioner Schrader	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Commissioner Vogel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner D'Water	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The final reading was held on 17 day of August, 2021, at a regular ☒ special ☐ session of the City Commission, and this Ordinance was adopted ☒ rejected ☐.

The vote was as follows:

	Yes	No	Abstain	Absent
Commissioner/Mayor Anderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Bassinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Schrader	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Commissioner Vogel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner D'Water	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ATTEST:


Rick Alley, City Clerk

CITY OF SAN ANTONIO, FLORIDA


Mark Anderson, Mayor

APPROVED AS TO FORM:


Gerald T. Buhr, City Attorney

WATER FACILITY CAPACITY FEE TABLE

Effective date: 08/17/2021

Meter Size	Ratio of Fee to Meter Sizing	Previous Fee	New Fee
5/8 x 3/4 inch	1.00	\$1,000	\$1,580
1 inch	2.00	\$2,000	\$3,160
1.5 inch	5.00	\$5,000	\$7,900
2 inch	8.00	\$8,000	\$12,640
3 inch	16.00	\$16,000	\$25,280
4 inch	25.00	\$25,000	\$39,500
6 inch	50.00	\$50,000	\$79,000