

ORDINANCE NO. 08-38

AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING SECTION 78-57 (1) OF CHAPTER 78, UTILITIES, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER GARDEN BY AMENDING THE PROCEDURES AND FEES OF THE CITY OF WINTER GARDEN WATER AND SEWER ORDINANCE; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of Winter Garden finds that it is essential to the economic success of the community to sustain a safe, reliable water supply; and

WHEREAS, The St. Johns River Water Management District has strongly encouraged the City of Winter Garden to develop an effective water conservation program; and

WHEREAS, The City of Winter Garden City Commission finds that water conservation user rates have been determined to be the most effective means of encouraging water conservation

NOW THEREFORE BE IT INACTED BY THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA as follows:

Section 1. The City of Winter Garden hereby amends the following sections of Chapter 78, Utilities, of the Code of Ordinances:

Section 2. Adoption. Division 1, Article V of Chapter 2 of the City of Winter Garden Code is amended to read as follows (words that are ~~stricken out~~ are deletions; words that are underlined are additions):

Sec. 78-57. Charges for water on separate meter used for irrigation only.

(a) *Application for irrigation system or irrigation meter.* All users of the city water system within the corporate limits of the city shall request a permit for the installation of an irrigation system and irrigation meter. An application must be completed and submitted to the utilities department for the installation of an irrigation system and irrigation meter prior to the issuance of a permit. The utilities department director may deny the issuance of a permit for an irrigation system or irrigation meter when the existing water main does not provide sufficient water volume/pressure to support the demands of an irrigation system without causing unacceptably low water pressure for other customers on the same water main.

(b) *Basic rate for separate meter, used for irrigation only.* The monthly charges for a separate meter, used for irrigation only, shall be as follows:

(1) A minimum monthly service charge per month for those billings where an irrigation meter is the only water meter installed shall apply in addition to the consumption charge indicated below. Outside the city limits, customers will be charged the monthly service charge at 125 percent.

~~Bills rendered on or after April 1, 2000:~~

Irrigation Meter size	Monthly Service Charge	Consumption Charge (Per 1,000 gallons)	
		Range	Amount
—	—	0—10,000	\$ 1.07
5/8" x 3/4"	\$ 5.25	Above 10,000	1.28
1"	13.13		
1 1/2"	26.25		
2"	42.00		

3"	78.75	
4"	131.25	
6"	262.50	
8"	420.00	

Bills rendered on or after April 1, 2001:

Irrigation Meter size	Monthly Service Charge	Consumption Charge (Per 1,000 gallons)	
		Range	Amount
—	—		
5/8" x 3/4"	\$ 5.80	0 – 10,000	\$ 1.20
1"	14.50	Above 10,000	1.44
1 1/2"	29.00		
2"	46.40		
3"	87.00		
4"	145.00		
6"	290.00		
8"	464.00		

Bills rendered on or after October 1, 2008:

Monthly Service Charge by Rate Class and Meter Size

<u>Residential Single Family</u>	<u>5/8" x 3/4" meter</u>	<u>\$ 6.18</u>
<u>Residential Multi-Family</u>	<u>5/8" x 3/4" meter</u>	<u>\$ 6.18</u>
<u>General Service or Commercial</u>	<u>5/8" x 3/4" meter</u>	<u>\$ 6.18</u>
<u>General Service or Commercial</u>	<u>1" meter</u>	<u>\$15.43</u>
<u>General Service or Commercial</u>	<u>2" meter</u>	<u>\$49.39</u>
<u>General Service or Commercial</u>	<u>3" meter</u>	<u>\$92.60</u>

Usage Volume Charges by Meter Size and Consumption

Residential Single Family 5/8" x 3/4" and 1" meters

<u>Usage per 1,000 Gallons</u>	
<u>0 – 5,000</u>	<u>\$ 1.2730</u>
<u>5,001 – 25,000</u>	<u>\$ 1.5339</u>
<u>25,001 and Above</u>	<u>\$ 1.8840</u>

Residential Multi-Family
General Service or Commercial 5/8" x 3/4" meter

<u>Usage per 1,000 Gallons</u>	
<u>0 – 5,000</u>	<u>\$ 1.2730</u>
<u>5,001 – 25,000</u>	<u>\$ 1.5339</u>
<u>25,001 and Above</u>	<u>\$ 1.8840</u>

Residential Multi-Family

General Service or Commercial 1" meter

<u>Usage per 1,000 Gallons</u>	
<u>0 – 12,500</u>	<u>\$ 1.2730</u>
<u>12,501 – 62,500</u>	<u>\$ 1.5339</u>
<u>62,501 and Above</u>	<u>\$ 1.8840</u>

Residential Multi-Family

General Service or Commercial 2" meter

<u>Usage per 1,000 Gallons</u>	
<u>0 – 40,000</u>	<u>\$ 1.2730</u>
<u>40,001 – 200,000</u>	<u>\$ 1.5339</u>
<u>201,000 and Above</u>	<u>\$ 1.8840</u>

Residential Multi-Family
General Service or Commercial 3" meter

<u>Usage per 1,000 Gallons</u>	
<u>0 – 75,000</u>	<u>\$ 1.2730</u>
<u>75,001 – 375,000</u>	<u>\$ 1.5339</u>
<u>375,001 and Above</u>	<u>\$ 1.8840</u>

Effective ~~October 1, 2001~~, October 1, 2008 the rates shall be indexed by the Consumer Price Index, or two percent, whichever is greater, annually for the next three years. ~~All rates shall have a 25 percent surcharge for customers outside of the city limits.~~

Section 3. CODIFICATION. Section 2 of this Ordinance shall be codified and made a part of the City of Winter Garden Code of Ordinances.

Section 4. SEVERABILITY. If any Section or portion of the Section of this Ordinance proves to be invalid, unlawful or unconstitutional, it shall not be held to impair the validity, force, or effect of any other Section or part of a Section of this Ordinance.

Section 5. EFFECTIVE DATE. This Ordinance shall become effective immediately upon its passage and adoption.

READ FIRST TIME: July 24, 2008 and postponed

READ SECOND TIME: September 25, 2008

READ THIRD TIME AND PUBLIC HEARING HELD: October 9, 2008

PASSED AND ORDAINED this 9th day of October, 2008, by the City Commission of the City of Winter Garden, Florida.

CITY OF WINTER GARDEN, FLORIDA, a Florida Municipality

By: /S/
JOHN REES, Mayor/Commissioner

ATTEST:

By: /S/
KATHY GOLDEN, City Clerk