

ORDINANCE NO.: O-24-09

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF EAGLE LAKE, FLORIDA, AMENDING CHAPTER 16, ARTICLE II, SECTION 16-27, WATER RATES, OF THE CODE OF ORDINANCES OF THE CITY OF EAGLE LAKE, FLORIDA, PROVIDING AN INCREASE IN RESIDENTIAL AND COMMERCIAL WATER RATES INSIDE AND OUTSIDE THE CITY; AND AMENDING CHAPTER 16, ARTICLE III, SECTION 16-59, SEWERS, RATES, OF THE CODE OF ORDINANCES, PROVIDING AN INCREASE IN RESIDENTIAL AND COMMERCIAL SEWER RATES INSIDE AND OUTSIDE THE CITY; PROVIDING FOR CONFLICT AND SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, Article VIII of the State Constitution and Chapter 166 of the Florida Statutes provide that municipalities shall have the government, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal services, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, following due and proper notice as required by Florida Statute Section 180.136, the City Commission held a public hearing to consider a water and sewer rate increase at the City Commission meeting on September 4, 2024; and

WHEREAS, at said hearing, the City Commission considered testimony of all interested persons and the documents in the file; and

WHEREAS, pursuant to Section 180.13(2), Florida Statutes, the City Commission is authorized to establish just and equitable rates and charges to be paid for the use of the municipal utility by each person, firm, or corporation whose premises are served thereby.

NOW, THEREFORE, be it ordained and enacted by the people of the City of Eagle Lake, Florida:

1. Chapter 16, Utilities, Article II, Water, Section 16-27, Water Rates, of the Code of Ordinances of the City of Eagle Lake, Florida is hereby amended to provide an increase in residential and commercial water rates inside and outside the City as shown on Exhibit “A” attached hereto and made a part hereof. (Strikethrough language deleted and underlined language added.) The rates adopted herein shall be implemented on the first day of the October 2024 billing cycle, and will begin to be reflected on the billing statements scheduled to be received by customers during the first week of November 2024.

2. Chapter 16, Utilities, Article III, Sewers, Section 16-59, Rates, of the Code of Ordinances of the City of Eagle Lake is hereby amended as shown on Exhibit “B” attached hereto and made a part hereof. (Strikethrough language deleted and underlined language added.) The rates adopted herein shall be implemented on the first day of the October 2024 billing cycle, and will begin to be reflected on the billing statements scheduled to be received by customers during the first week of November 2024.

2. All ordinances in conflict herewith are hereby repealed to the extent necessary to give this ordinance full force and effect.

3. Should any section, paragraph, clause, sentence, item, word or provision of this Ordinance be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part hereof, not so declared to be invalid.

4. This ordinance shall take effect immediately upon its adoption by the City Commission of the City of Eagle Lake, Florida.

INTRODUCED on first reading this 5th day of August 2024.

PASSED on second reading this 4th day of September 2024.

CITY OF EAGLE LAKE, FLORIDA

SUZY WILSON, MAYOR
COMMISSIONER

ATTEST:

CITY CLERK DAWN WRIGHT

Approved as to form:

CITY ATTORNEY HEATHER R. MAXWELL

Sec. 16-27. Water Rates.

The rates and the charges for the use and service of the water system for the city shall be based on the minimum charges or the amount of water supplied to the user by the city waterworks system as shown on the meter readings for each month. The rates are as follows: (~~strikethrough~~ language deleted, underline language added)

WATER RATE STRUCTURE

Based on Gallons

	<i>Residential</i>	<i>Residential</i>	<i>Commercial</i>	<i>Commercial</i>
	<i>Inside City</i>	<i>Outside City</i>	<i>Inside City</i>	<i>Outside City</i>
0-4,000	\$16.51 <u>\$17.34</u>	\$20.63 <u>\$21.66</u>	\$18.60 <u>\$19.53</u>	\$23.24 <u>\$24.40</u>
4,001-8,000	\$2.80/1,000 <u>\$2.94/1,000</u>	\$3.51/1,000 <u>\$3.69/1,000</u>	\$2.80/1,000 <u>\$2.94/1,000</u>	\$3.51/1,000 <u>\$3.69/1,000</u>
8,001-12,000	\$3.51/1,000 <u>\$3.69/1,000</u>	\$4.37/1,000 <u>\$4.59/1,000</u>	\$3.51/1,000 <u>\$3.69/1,000</u>	\$4.37/1,000 <u>\$4.59/1,000</u>
12,001-18,000	\$4.54/1,000 <u>\$4.77/1,000</u>	\$5.69/1,000 <u>\$5.97/1,000</u>	\$4.54/1,000 <u>\$4.77/1,000</u>	\$5.69/1,000 <u>\$5.97/1,000</u>
18,001-over	\$5.60/1,000 <u>\$5.88/1,000</u>	\$6.99/1,000 <u>\$7.34/1,000</u>	\$5.60/1,000 <u>\$5.88/1,000</u>	\$6.99/1,000 <u>\$7.34/1,000</u>

IRRIGATION RATE STRUCTURE

Based on Gallons

	<i>Residential</i>	<i>Residential</i>	<i>Commercial</i>	<i>Commercial</i>
	<i>Inside City</i>	<i>Outside City</i>	<i>Inside City</i>	<i>Outside City</i>
0-4,000	\$16.51 <u>\$17.34</u>	\$20.63 <u>\$21.66</u>	\$18.33 <u>\$19.53</u>	\$23.24 <u>\$24.40</u>
4,001-8,000	\$2.80/1,000 <u>\$2.94/1,000</u>	\$3.51/1,000 <u>\$3.69/1,000</u>	\$2.80/1,000 <u>\$2.94/1,000</u>	\$3.51/1,000 <u>\$3.69/1,000</u>
8,001-12,000	\$3.51/1,000 <u>\$3.69/1,000</u>	\$4.37/1,000 <u>\$4.59/1,000</u>	\$3.51/1,000 <u>\$3.69/1,000</u>	\$4.37/1,000 <u>\$4.59/1,000</u>
12,001-18,000	\$4.54/1,000 <u>\$4.77/1,000</u>	\$5.69/1,000 <u>\$5.97/1,000</u>	\$4.54/1,000 <u>\$4.77/1,000</u>	\$5.69/1,000 <u>\$5.97/1,000</u>
18,001-over	\$5.60/1,000 <u>\$5.88/1,000</u>	\$6.99/1,000 <u>\$7.34/1,000</u>	\$5.60/1,000 <u>\$5.88/1,000</u>	\$6.99/1,000 <u>\$7.34/1,000</u>

(a) There are hereby established rates and the charges for the use and service of the sewerage system of the city. Such rates shall be based on the minimum charges stated or the amount of water supplied to the user by the city waterworks system as shown on the water meter readings for each month as follows:

(1) For system users who are water customers, the rate shall be:

a. *Residential rates:*

1. *Inside city:*

i. First 1,000 gallons	\$30.27	<u>\$31.78</u>
ii. Over 1,000 gallons, per 1,000 gallons	\$5.34	<u>\$ 5.61</u>

2. *Outside city:*

i. First 1,000 gallons	\$37.06	<u>\$38.92</u>
ii. Over 1,000 gallons, per 1,000 gallons	\$6.69	<u>\$ 7.02</u>

b. *Commercial rates:*

1. *Inside city:*

i. First 1,000 gallons	\$30.27	<u>\$38.92</u>
ii. Over 1,000 gallons, per 1,000 gallons	\$6.77	<u>\$ 7.11</u>

2. *Outside city:*

i. First 1,000 gallons	\$37.06	<u>\$38.92</u>
ii. Over 1,000 gallons, per 1,000 gallons	\$8.47	<u>\$ 8.89</u>

c. Amounts charged for the first 1,000 gallons are minimums regardless of the usage.

(2) For those who use the sewerage system but not water, the rate shall be as follows:

a. <i>Residential rate:</i>		
1. Inside city, per month.....	\$96.66	<u>\$101.49</u>
2. Outside city, per month	\$116.63	<u>\$122.46</u>
b. <i>Commercial rate:</i>		
1. Inside city, per month.....	\$125.56	<u>\$131.84</u>
2. Outside city, per month	\$156.95	<u>\$164.79</u>

(b) All potential users required by this article or by state law or regulation to connect to the system shall be charged the appropriate monthly user charge regardless of whether or not their structure is actually connected to the system.

(c) Exemptions from sewer charges shall be as follows:

- (1) Users that have a separately metered ice machine shall not be subject to sewer charges for water used in this machine.
- (2) Users that have a separately metered irrigation system shall not be subject to sewer charges for water used in this system.