ORDINANCE 2012-17

AN ORDINANCE OF THE TOWN OF LONGBOAT KEY, FLORIDA, AMENDING CHAPTER 51, CHARGES, RATES, AND BILLING, APPLYING THE PURCHASE WATER PASS-THROUGH ADJUSTMENT PURSUANT TO SECTION 51.11(B) OF THE CODE OF ORDINANCES FOR THE TOWN OF LONGBOAT KEY, FLORIDA; TO RECOVER FROM THE UTILITY CUSTOMERS OF THE TOWN THE INCREASED COSTS FOR POTABLE WATER IMPOSED BY MANATEE COUNTY, APPLYING THE WASTEWATER PASS-THROUGH ADJUSTMENT PURSUANT TO SECTION 51.21(B) OF THE CODE OF ORDINANCES FOR THE TOWN OF LONGBOAT KEY, FLORIDA; TO RECOVER FROM THE UTILITY CUSTOMERS OF THE TOWN THE INCREASED COSTS FOR WASTEWATER TREATMENT IMPOSED BY MANATEE COUNTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Longboat Key receives water and wastewater treatment services from Manatee County; and

WHEREAS, Manatee County enacted two consecutive annual wholesale water and wastewater rate increases through Resolution R-11-208 effective November 1,2011; and,

WHEREAS, the Town Commission wishes to maintain the financial condition of the Utility Fund; and,

WHEREAS, the Town's rate consultant has prepared calculations to change the rate structure charged by the Town in order to pass-through the increased costs from the rate increases enacted by Manatee County; and,

WHEREAS, the Town of Longboat Key, Town Code, Chapter 51, Sections 51.11 and 51.21provides for such action.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF LONGBOAT KEY, FLORIDA, THAT:

SECTION 1. The above Whereas clauses are true and correct and are hereby ratified and confirmed.

SECTION 2. Chapter 51, Charges, Rates, and Billing, Section 51.11, Water: Rates and Charges, subsection (A) is amended to read as follows:

51.11 Rates and charges.

Monthly user charges shall include for each potable water account: a) a service charge per equivalent living unit; b) a meter / billing charge per meter; c) a usage charge per metered water use; and d) a purchased water pass-through adjustment usage

charge. The rates for all water used through water meters installed shall be due and payable on a monthly basis, commencing the first day of the month, as follows:

(A) Classes of Service.

(1) Residences, apartments, condominiums, mobile homes, hotel/motel, and seasonal furnished rental apartments.

	~~Effective 2/01/12~~	Effective 11/01/12
(a) Service charge per month per equivalent living unit	~~$11.58~~	$11.65
(b) Meter/billing charge per month per meter	~~$2.49~~	$2.49
(c) Usage charge per 1,000 gallons per month per equivalent living unit:		
0 to 5,000 gallons of usage	~~$2.19~~	$2.23
5,001 to 10,000 gallons of usage	~~$3.12~~	$3.16
10,001 to 15,000 gallons of usage	~~$4.05~~	$4.09
15,001 to 25,000 gallons of usage	~~$5.90~~	$5.94
25,001 to 50,000 gallons of usage	~~$7.75~~	$7.79
Over 50,000 gallons of usage	~~$9.60~~	$9.64

(2) Commercial.

	~~Effective 2/01/12~~	Effective 11/01/12
(a) Service charge per month per equivalent living unit	~~$11.58~~	$11.65
(b) Meter/billing charge per month per meter	~~$2.49~~	$2.49
(c) Usage charge per 1,000 gallons per month per equivalent living unit:		
0 to 5,000 gallons of usage	~~$2.19~~	$2.23
5,001 to 10,000 gallons of usage	~~$3.12~~	$3.16
10,001 to 15,000 gallons of usage	~~$4.05~~	$4.09
15,001 to 25,000 gallons of usage	~~$5.90~~	$5.94
25,001 to 50,000 gallons of usage	~~$7.75~~	$7.79
Over 50,000 gallons of usage	~~$9.60~~	$9.64

Commercial users shall be classified as to equivalent living units using one unit per 7,000 gallons per month average annual consumption. Combination users, such as a hotel with restaurant, shall be classified by adding to the number of living units the equivalent living units of the restaurant and shops.

(3) Irrigation or Construction Meters.

	~~Effective 2/01/12~~	Effective 11/01/12
(a) Service charge per month per equivalent living unit	~~$11.58~~	$11.65
(b) Meter/billing charge per month per meter	~~$2.49~~	$2.49
(c) Usage charge per 1,000 gallons per month per equivalent living unit:		
0 to 5,000 gallons of usage	~~$2.19~~	$2.23
5,001 to 10,000 gallons of usage	~~$3.12~~	$3.16
10,001 to 15,000 gallons of usage	~~$4.05~~	$4.09

15,001 to 25,000 gallons of usage	~~$5.90~~	$5.94
25,001 to 50,000 gallons of usage	~~$7.75~~	$7.79
Over 50,000 gallons of usage	~~$9.60~~	$9.64

SECTION 3. Chapter 51, Charges, Rates, and Billing, Section 51.21, Sewers: Rates and Charges, subsection (A) is amended to read as follows:

51.21 Rates and charges.

Monthly user charges shall include for each wastewater account: a) a service charge per equivalent living unit; and b) a usage charge based on metered water use. The monthly rates and charges for the services and facilities of the Town's wastewater system shall be as follows:

(A) Classes of Service.

(1) Single Family Residences.

	~~Effective 02/01/12~~	Effective 11/01/12
(a) Service charge per month per living unit	~~$15.60~~	$15.70
(b) Usage charge per 1,000 gallons per living unit of water consumption up to a maximum of 7,000 gallons per living unit per month	~~$5.48~~	$5.57

(2) All Other Classes.

(a) Service charge per month per equivalent living unit	~~$15.60~~	$15.70
(b) Usage charge per 1,000 gallons per equivalent living unit of water consumption per month	~~$5.48~~	$5.57
(c) Commercial wastewater users will be classified in the same manner as for water classification.		

SECTION 4. If any section, subsection, sentence, clause or provision of this Ordinance is held invalid, the remainder of the Ordinance shall not be affected.

SECTION 5. All Ordinances, parts of Ordinances, or Rates in conflict herewith shall be and the same are hereby repealed.

SECTION 6. The rates adopted by this Ordinance shall be reflected on the utility bills issued on or after December 1, 2012.

Passed on first reading the _____ day of _____, 2012.

Adopted on second reading and public hearing this ____ day of _____, 2012.

_____
James L. Brown, Mayor

ATTEST:

_____
Trish Granger, Town Clerk

End of Agenda Item