

ORDINANCE NO. 2025-427

AN ORDINANCE OF THE CITY OF PARKER, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PARKER (ORDINANCE NO. 2010-349, AS AMENDED); AMENDING CERTAIN PROVISIONS OF CHAPTER 82 OF THE CODE OF ORDINANCES RELATING TO UTILITY SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING A MECHANISM FOR THE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR THE LIBERAL CONSTRUCTION OF THIS ORDINANCE; PROVIDING FOR CODIFICATION AND REPEALER CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER AS FOLLOWS:

Section 1. Section 82-68 of the Code of Ordinances, City of Parker, Florida, is hereby amended to read as follows:

Sec. 82-68. Monthly water rate and impact fee.

(a) *Water rates.* The charges for water service, with no minimum water consumption included, are currently set forth below but shall be adjusted as set forth herein and altered by action of the council. The charges shall be subject to the applicable taxes. In the first and final month of service during which a customer will be initiating or terminating service, the regular monthly base rate shall be pro-rated for the number of days that the city's water service is available. Meters are read in thousands only for billing purposes.

Base monthly charge for Residential

Single-family units \$ 13.00

Multifamily units (also includes bulk customers) on a per-unit basis \$13.00

Consumption Volumetric charge

Per 1,000 gallons for all water consumed \$6.50

10% utility surcharge on water only customers.

25% utility surcharge on water customers outside of the City limits.

The base rate is prorated depending on when the 1st day of the month falls and how many days are in the utility billing cycle.

Commercial or industrial.

Base monthly charge

Charge for each individual unit \$13.00

Volumetric charge

Per 1,000 gallons for all water consumed \$6.50

Hydrants.

Base monthly charge

Charge for each individual hydrant . . . \$9.59

Volumetric charge

Per 1,000 gallons for all water consumed \$6.50

(b) *Basis for rates.* The water rates set forth in this section are determined in accordance with the current rates charged by the county to the city. If the county increases the rates charged to the city from those currently charged, the rates set forth herein shall be automatically increased by the same amount on a per-thousand-gallon basis as implemented by the county in its wholesale water rate in order to recover the total cost incurred by the city of the rate increase implemented by the county's wholesale rate.

All rates including base rates shall be subject to an inflationary adjustment of three percent effective on October 1 of each year hereafter and shall be applied to each customer's water bill beginning with the first bill issued after October 1 of each year. Such inflationary adjustment shall be in addition to any other rate adjustment which may be approved by the city. The city council may change, alter or amend any or all fees and charges relating to water use, including but not limited to fees, deposits, base rates and impact fees by subsequent ordinance, resolution or action.

(c) *Fire sprinkler system rate charge:*

- (1) The rate charge for establishments relating to a fire sprinkler system connected to a four-inch city water line shall be \$6.25 per month.
- (2) The rate charge for establishments relating to a fire sprinkler system connected to a six-inch city water line shall be \$10.50 per month.
- (3) In addition to the amounts set forth in subparagraphs (1) and (2) above, each customer shall pay the amount of \$1.00 per month for each sprinkler head permitted or installed.

- (4) The monthly rate charge for establishments connected to the county water system shall be equal to whatever charge the county levies upon the city for such service.
- (5) The monthly rate charge set forth in this subsection (c) shall be payable to the department upon billing as reflected on the customer's monthly water bill from the city.

(d) *Impact fees.*

- (1) It shall be unlawful for any person to connect or permit any other person to connect any fixture or piping to the water system of the city, or to any private water system which is already connected to the water system of the city, without first paying the applicable impact fee to the city. An impact fee shall not be required solely in connection with an irrigation meter.
- (2) The current impact fee for one equivalent residential connection (including irrigation) shall be \$1,000.00. The impact fee for one equivalent residential connection (including irrigation) may be altered or amended by subsequent ordinance or resolution.
- (3) The current impact fee for nonresidential customers shall be a multiplier factor of the number of equivalent residential connections based upon the table set forth below multiplied by the then existing impact fee.

Diameter of Pipe	Equivalent Residential Connection
5/8" or 3/4"	1.0
1"	2.5
1 1/2"	5.0
2"	8.0
3"	16.0
4"	100.0

- (4) Impact fees shall be payable at such time as a permit from the city for water connection is obtained. No water connection permit shall be issued until such fees are paid in full. In the event a building is located outside the boundaries of the city, such fee shall be due at the time water tap and sewer connection fees are paid. No service shall be provided until such fees are paid.
- (5) The foregoing impact fee may be changed in the future by the city by subsequent ordinance, resolution, or motion of the council.

(e) *Water reserve fund.* All monies received from water impact fees imposed hereunder shall be deposited and held together with interest thereon in a separate reserve fund hereby created

and shall be expended from that fund only for the purpose of extending or oversizing, separating or constructing additions to the production or holding facilities, treatment plant, or distribution system, including new taps and meters, or for any other lawful purpose.

Section 2. Section 82-346 of the Code of Ordinances, City of Parker, Florida, is hereby amended to read as follows:

Sec. 82-347. Charges and fees.

The city does hereby levy and assess the charges and fees set forth below, which are to be collected by and payable to the city, for services to users of the public sewer lines, mains and laterals for the disposal of sewage provided by the city to those establishments which are connected with the said sewer system, which charges are hereinafter designated, and the said users shall pay for said services the sums so designated at the same time as the payment for water services shall be made as provided by the ordinances for the city and which charges shall be assessed upon the water bill of all users, and the said user shall pay charges as hereinafter set forth. Sewer charges shall commence upon issuance of the development order by the city. Further, in the event the operator of the POTW treatment plant changes the wholesale rates charged to the city from those charged on the effective date of Ordinance No. 96-217, then, and in that event, the rates charged to users shall be automatically adjusted by the same amount on a per 1,000 gallon basis implemented by the operator of the POTW treatment plant in its wholesale sewer rate in order to recover the total cost incurred by the city of the rate increase implemented by said operators wholesale rate. In addition, in the event the city is requested to or provides sewer services outside of its city limits, then, a surcharge of 25 percent shall be charged for each connection outside the boundaries of the city, not to exceed a total of 50 percent in excess for all fees and charges combined. This surcharge shall be imposed on all rates, charges, deposits, administrative fees, connection fees and impact fees determined to be due. Finally, in the first and final month of service during which a customer will be initiating or terminating service, the regular monthly base rate shall be pro-rated for the number of days that the city's sewer service is available.

- (1) *Residential sewer rates.* The rates of the city for residential customers for each unit concerning wastewater disposal shall be as follows:
 - a. The monthly base rate charge called for therein shall be \$36.50. This base charge shall be independent of the volume of water consumed and shall be in addition to any additive charge based on the metered volume of water consumed.
 - b. The additive charge of the city shall be at the rate of \$11.56 per 1,000 gallons of metered volume for all water consumed.
 - c. In lieu of subparagraphs 1. and 2. above, for those users being provided sewer only (without city water service or a meter), the flat monthly rate equivalent to the then-existing charge for 4,000 gallons of city water usage.

(2) *Commercial and industrial sewer rates.*

- a. The following rates of the city for commercial and industrial customers concerning wastewater disposal shall be \$36.50 for each individual unit (inclusive of the initial unit), independent of water consumed and shall be in addition to any additive charge based on the metered volume of water consumed.
- b. The additive charge of the city shall be \$11.56 per 1,000 gallons based on a metered volume of water consumed.

(3) *Bulk customer sewer rates.* The rates of the city for bulk customers concerning wastewater disposal shall be as follows:

- a. There shall be a base charge, independent of sewage and wastewater flow, applied to each unit connected to the bulk customer's private collection system in an amount of \$36.50 per unit. For example, if a ten-unit apartment complex is connected to the city wastewater collection system, and each unit is connected to the apartment complex's private collection system, the apartment complex must pay the city a base charge each month of \$36.50 for each apartment unit in the complex, whether or not each unit is occupied. The monthly base charge for the complex is \$365.00.
- b. That additive rate charge shall be at the rate of \$11.56 per 1,000 gallons or any portion thereof.

(4) *Excess discharges.*

- a. Each commercial and industrial user and bulk customer that is determined to discharge wastewater having pollutants in excess of normal wastewater shall pay a charge dependent on water volume consumed or wastewater discharged and measured by a wastewater flow meter.
- b. For purposes of determining commercial and industrial sewer charges, each user's water consumption or wastewater discharged and measured by a wastewater flow meter shall be taken as that metered water volume consumed during the current month.
- c. If any user can prove to the satisfaction of the city that substantial amounts of metered water do not enter the wastewater collection system, the sewer bill will be reduced accordingly.
- d. Notwithstanding any other provision of this article, if the city determines that wastewater services provided to any commercial or industrial user or bulk customer significantly differ from that upon which the rate structure

set forth in subsections 82-347(2) and (3), the city may enter into a separate agreement with any such user to discharge sewage into the public sewer under such rates, terms and conditions as may be reasonable under the circumstances.

- (5) *Calculation of water consumption.* Water consumption for each user shall be calculated by one of the following methods determined at the city's discretion:
 - a. The water meter used for each establishment shall be the measuring instrument unless it shall be found to be faulty or inaccurate by the city. If any such meter is found to be faulty or inaccurate, or in the event that there is no meter, then the city, at the city's option, shall estimate the wastewater rates in accordance with the foregoing rate schedules; or the city may install a meter at the city's option and at the expense of the user; or the user may install a meter acceptable to the city to which the user grants to the city a perpetual easement and right of unobstructed access to the city.
 - b. A flat rate, regardless of flow or consumption, charged pursuant to section 82-347.
- (6) *Discharge of toxic pollutants.* Each user that discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge treatment works shall pay for any such increased cost.
- (7) *Adjustment of rates.* Rates are to be reviewed annually, based on the adopted budget for the wastewater system, and adjusted as appropriate. This annual review and adjustment shall be the result of studies that reflect any change in the proportionate contribution of wastewater flow or pollutant by any class of user. The adjusted rate or rates, whether by increase or decrease, shall be reflected in each subsequent billing period by the amount of such change. This annual review will ensure a proportional distribution of operation and maintenance and renewal and replacement, and other costs to each user including major and minor industrial, commercial and residential users.

Section 3. Severability.

If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision,

and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. Scrivener's Errors.

The City Attorney may correct any scrivener's errors found in this Ordinance, without public hearing, by filing a corrected copy of the Ordinance with the Clerk. A scrivener's error may not include an amendment that changes the intent or meaning of the Ordinance.

Section 5. Ordinance to be Liberally Construed.

This ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

Section 6. Codification.

The provisions of this Ordinance shall become and be made part of the Code of the City. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 7. Repeal of Conflicting Codes, Ordinances, and Resolutions.

All codes, ordinances and resolutions or parts of codes, ordinances and resolutions or portions thereof of the City of

Parker, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 8. Effective Date.

This Ordinance shall take effect on today immediately following when Ordinance No. 2025-425 becomes effective.

PASSED, APPROVED AND ADOPTED at a Meeting of the City Council of the City of Parker, Florida as of the 2nd day of September, 2025.

CITY OF PARKER

Andrew Kelly, Mayor

ATTEST:

Ingrid Bundy, City Clerk

Examined and approved by me, this _____ day of September 2, 2025.

Andrew Kelly, Mayor