

ORDINANCE 26-86

AN ORDINANCE AMENDING TITLE VI – PUBLIC UTILITIES, OF THE CODE OF ORDINANCES OF THE CITY OF PORT ST. LUCIE, FLORIDA, AMENDING CHAPTER 61 - WATER, WASTEWATER AND RECLAIMED WATER RATES, BY AMENDING SECTION 61.04 - GENERAL TERMS AND CONDITIONS REGARDING WATER, WASTEWATER, AND RECLAIMED WATER; AMENDING SECTION 61.05 - WATER INSTALLATION CHARGES; AMENDING SECTION 61.09 - CHARGES FOR CANCELLATION OF A WATER AND/OR WASTEWATER SERVICE APPLICATION OR UTILITY SERVICE AGREEMENT; AMENDING SECTION 61.10 - WASTEWATER INSTALLATION CHARGE; AND AMENDING SECTION 61.25 - TEMPORARY METER PERMITS; AMENDING CHAPTER 62 - WATER, WASTEWATER AND RECLAIMED WATER UTILITY SERVICE RATE SCHEDULE, BY AMENDING SECTION 62.12 - WATER, WASTEWATER AND RECLAIMED WATER RATE SCHEDULE; AMENDING CHAPTER 63 - UTILITY SERVICE AVAILABILITY AND EXTENSION RULES, BY AMENDING SECTION 63.11 - SYSTEM DESIGN; INDEPENDENT ENGINEERS; AND INSPECTION OF APPLICANT'S INSTALLATION; AMENDING SECTION 63.14 - RESERVED; AND AMENDING SECTION 63.17 - LIFT STATION REDUNDANCY EQUIPMENT CHARGES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

Section 1. That Section 61.04 Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.04. – General Terms and conditions regarding water, wastewater, and reclaimed water.

- (a) *Access to premises.* The duly authorized agents of the city shall have access to the premises of the customer for the purpose of installing, maintaining, inspecting, or removing the city's utility facilities or the performance under or termination of the subject property's utility service agreement and under such performance shall not be liable for trespass. In some cases, access to the interior of the premises may be required and shall not be unreasonably denied.
- (b) *Billing periods.* Bills for water, wastewater and/or reclaimed water service will be rendered monthly as stated in the rate schedule and shall become due when rendered and be considered as received by the customer when delivered or mailed to the service address or some other place mutually agreed upon. Non-receipt of bills by the customer shall not release or diminish the obligation of the customer with respect to payment thereof.
 - (1) *Adjustment of bills.* When a customer has been overcharged or undercharged as a result of incorrect application of the rate schedule, incorrect reading of a water, wastewater or reclaimed water meter, or other similar reasons, the amount may be credited or billed to the customer in accordance with the policies of the city.

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(2) *Delinquent bills.* Bills are due and payable when rendered and become delinquent if not paid within 20 days after the bill has been mailed or presented to the customer for payment. Water, wastewater, and reclaimed water service may then be discontinued only after a written notice has been mailed or presented within five working days to the customer of the delinquency in payment. Water, wastewater, and reclaimed water service shall be restored only after the city has received payment for all past due bills and reconnect charges from the customer. There shall be no liability of any kind against the city for the discontinuance of water, wastewater, and reclaimed water service to a customer for that customer's failure to pay the bills on time. Partial payment of a bill of the water, wastewater, and reclaimed water service rendered will not be accepted by the city, except by the city's written agreement thereof.

(3) Payment of water and wastewater service bills concurrently. When both water and wastewater service are provided by the city, payment of any wastewater service bill rendered by the city to a customer shall not be accepted by the city without the simultaneous or concurrent payment of any water service bill rendered by the city. The city may discontinue both water service and wastewater service to the customer's premises for nonpayment of the wastewater service bill or water service bill or if payment is not made concurrently. The city shall not reestablish or reconnect wastewater service and/or water service until such time as all wastewater and water service bills and all charges are paid.

(d) *Change of customer's installation.* No changes or increases in the customer's installation, which will materially affect the proper operation of the city's utility facilities shall be made without written consent of the city. The customer shall be liable for any change resulting from a violation of this rule.

(e) *Change of occupancy.* When a change of occupancy takes place on any premises supplied by the city with water and wastewater service, written notice thereof shall be given at the office of the city not less than three days prior to the date of change by the outgoing customer. The outgoing customer shall be held responsible for all water and wastewater service rendered on such premises until such written notice is so received by the city and the city has had reasonable time to discontinue the water and wastewater service. However, if such written notice has not been received, the application of such a succeeding occupant for water and wastewater service will automatically terminate the prior account. The customer's deposit may be transferred from one service location to another, if both locations are supplied water and wastewater service by the city. The customer's deposit may not be transferred from one person's or entity's name to another. Notwithstanding the above, the city will accept telephone orders, for the convenience of its customers, to discontinue or transfer water and wastewater service from one service address to another and will use all reasonable diligence in the execution thereof. However, oral orders or advice shall not be deemed binding or be considered formal notification to the city. In all cases, the responsibility for accounts for unoccupied premises shall default to the owner of record and base facility charges shall be due and payable each month.

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(f) *Continuity of service.* The city will at all times use reasonable diligence to provide continuous water, wastewater, and reclaimed water service and, having used reasonable diligence, shall not be liable to the customer for failure or interruption of continuous water, wastewater, and reclaimed water service. The city shall not be liable for any act or omission caused directly or indirectly by strikes, labor trouble, accidents, litigation, breakdowns, shutdowns for emergency repairs or adjustments, acts of sabotage, enemies of the United States, wars, United States, state, municipal or other governmental interferences, acts of God or other causes beyond its control.

(g) *Limitation of use.* Water, wastewater, and reclaimed water service purchased from the city shall be used by the customer only for the purposes specified in the application for water, wastewater, and reclaimed water service.

(h) *Obtaining Service.* Water, wastewater, and reclaimed water service capacity may be furnished only after an original signed application and/or agreement and payment of the applicable water, wastewater, and reclaimed water capital charges are accepted by the city. The applicant shall furnish to the city the correct name and street address, and/or property legal description at which water, wastewater, or reclaimed water service is to be rendered.

(i) *Protection of utility facilities.* The customer shall exercise reasonable diligence to protect the city's property on the customer's premises. No one, but the city's agent or persons authorized by law, shall knowingly have access to the city's utility facilities. In the event of any loss or damage to the city's property caused by or arising out of carelessness, neglect, or misuse by the customer, the cost of making good such loss or repairing such damage shall be paid by the customer.

(j) *Tax clause.* Any tax which may be levied upon the city's water, wastewater or reclaimed water system shall not be incorporated into the rate for water, wastewater or reclaimed water service but shall be shown as a separate item on the city's bills to its customers receiving such service.

(k) *Type and maintenance.* The customer's pipes, apparatus and equipment shall be selected, installed, used and maintained in accordance with standard practice and shall conform with the rules and regulations of the city. The city shall not be responsible for the maintenance and operation of the customer's pipes and facilities. The customer expressly agrees not to utilize any appliance or device which is not properly constructed, controlled and protected, or which may adversely affect water, wastewater or reclaimed water service provided by the city. The city reserves the right to discontinue or withhold water, wastewater, and reclaimed water service to such apparatus or device.

(l) *Unauthorized connections.* Connections to the city's water, wastewater, or reclaimed water system for any purpose whatsoever are made only by employees of the city. Any unauthorized connections to the customer's water, wastewater or reclaimed water service shall be subject to immediate discontinuance without notice. Water wastewater, or reclaimed water service shall not be restored until such

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unauthorized connections have been removed and until settlement is made in full to the city for all water, wastewater or reclaimed water service estimated by the city to have been used by reason of such unauthorized connection.

(m) *Withholding service.* The city may withhold or discontinue water, wastewater and/or reclaimed water service rendered under application made by any member or agent of a household, organization, or business unless all prior indebtedness to the city of such household, organization, or business for water, wastewater, and reclaimed water service has been settled in full in accordance with city policy. Service may also be discontinued for any violation of any rule or regulation governing the city's utility systems.

(n) Expiration of Single-Family Residential Applications for Conversion of Well and/or Septic System to the City's Water and/or Wastewater System. A Single-Family Residential well and/or septic conversion Application is considered open and active for a period of 12 months after the Application has been accepted and approved by the City. If the related system connection is not completed and in service within 12 months through no fault of the City's, the Application will be considered to have expired. If an Application expires, a new Application will be required before a system connection can be made and all applicable rates, fees and charges then in effect shall apply.

Section 2. That Section 61.05, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.05. - Water Installation Charges.

(a) Each applicant for water service shall be charged as follows:

Meter Size	Service Fee
5/8" × 3/4"	~~\$1,320.00~~ <u>\$1,366.00</u> New Construction
5/8" × 3/4"	~~\$1,320.00~~ <u>\$1,366.00</u> Residential Well Conversion plus
	~~\$941.00~~ <u>\$974.00</u> for retrofit and conversion of existing on-site systems to City water system in addition to above charges
1"	~~\$1,425.00~~ <u>\$1,475.00</u>
1½" Ultrasonic	~~\$1,794.00~~ <u>\$1,857.00</u>
2" Ultrasonic	~~\$1,920.00~~ <u>\$1,987.00</u>
Above 2"	Applicant is responsible for purchase and installation

(b) Backflow preventer - Installation and certification charges. When the Department determines that a backflow preventer is required to be installed on a domestic water service, the City-Department will install and certify the required backflow preventer and charge ~~the customer a fee~~ based on the following:

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Domestic Meter Backflow Prevention Assembly Size	Charge per Assembly
¾" RPZ Backflow	~~\$394.00~~ <u>\$408.00</u>
1" RPZ Backflow	~~\$405.00~~ <u>\$419.00</u>
1½" RPZ Backflow	~~\$688.00~~ <u>\$712.00</u>
2" RPZ Backflow	~~\$726.00~~ <u>\$751.00</u>
Above 2"	Applicant is responsible for purchase and installation of the required backflow prevention assembly. The Department will test and certify newly installed backflow assemblies.
Additionally, Applicants are charged \$85.00 per assembly test/certification for all newly installed backflow assemblies.	
Fire Line Service Backflow Prevention	Applicant is responsible for purchase, installation, and certification of all fire system backflow assemblies. The Department will not test, certify or maintain any fire systems or related backflow assemblies.

(c) Backflow preventer — Annual Inspection, Testing and Certification. The Director shall administer a program for the inspection, testing and certification of all backflow preventers installed for domestic water meters connected to the City's system. A \$85.00 fee shall be charged annually for these services when the associated water meter is not related to a single-family residential account. Such fees shall be added to customer of record's next monthly usage bill following completion of the annual service. Backflow preventers shall be repaired, overhauled, or replaced at the expense of the Department whenever they are found to be defective. Records of such tests, repairs, and overhaul shall be kept by the Department.

(d) Irrigation meters. Potable water meters connected solely to irrigation systems are not allowed, provided however that the Director may, at his/her sole discretion, authorize exceptions to this section.

(e) Radio read water meter technology is the City's adopted standard.

(1) Exception. The customer of record for a single family residential account can request that their property be served by a direct read meter upon agreement of the following terms and conditions:

a. The customer of record shall execute a direct read water meter agreement.

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- b. An agreement/installation fee of \$145.00 shall be paid to the City in full prior to the installation of the direct read meter.
 - c. A \$15.00 per month charge shall be applied to the bills of affected accounts to cover costs associated with the City having to manually capture monthly usage data from the direct read meter.
- (2) A customer's desire to receive single family residential service with a direct read meter shall not dictate whether surrounding properties are served by a direct read or radio read water meter.
- (3) Service via a direct read water meter is not automatically portable.
- a. Customers relocating from an address served by a direct read meter to another single family residential address within the City's utility service area shall be required to execute an agreement for the new location and pay a \$145.00 fee prior to the direct read meter being installed at the new location.
- (4) Upon receiving notice that a location served by a direct read water meter sells, transfers ownership, conveys, or otherwise vacates the property, or the property changes use to something other than a single family residence, the City shall automatically convert the meter serving that location to radio read technology.
- (5) Direct read water meter agreement/installation processing fees and the monthly meter reading charges are subject to change in accordance with City utility rate increases/decreases.

Section 3. That Section 61.09, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.09. - Charges for cancellation of a water, ~~and/or wastewater, and/or reclaimed water~~ service application or utility service agreement.

- (a) [*Generally:*] Cancellations of water ~~and/or, wastewater, and /or reclaimed water~~ service Applications ~~applications~~ or utility service agreements shall be requested in writing and they are subject to the following:

- (1) So long as no active building permit shall exist for a subject property; and
- (2) When circumstances beyond the city's control have prevented the installation and connection process from commencing, the city shall have the right to cancel the associated water, ~~and/or wastewater, and/or reclaimed water~~ service Applica-tion application or Utility Service Agreement; or
- (3) In those cases where the city has made multiple attempts to schedule the ~~in-~~stallation conversion of a well and/or septic system to City water and/or wastewater service and the customer or property owner has ~~have~~ refused or un-reasonably delayed ~~for~~ the installation and connection to the system ~~to be~~

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completed for more than 12 months after the Application was submitted, the city shall have the right to cancel the associated water and/or wastewater service application. Fees and charges outlined in (b) of this Section shall apply.

(b) *Single family residential:*

- (1) The fee to cancel a single-family residential water and/or wastewater service application shall be \$300.00 payable up front if a capital charge agreement (CCA) exists for the property, or withheld from any refund in those cases where the charges were paid in full.
- (2) Any refund that is due as the result of a service application cancellation shall only be payable to the applicant.
- (3) In cases where the city may have already provided services, including, but not limited to, septic tank pump outs, the costs for those services shall be due in addition to the cancellation fee. The cancellation fee and the costs of any services provided shall be withheld from any monies due and payable to the applicant.
- (4) If the property owner previously executed a (CCA), the charges for any services already provided by the city, including, but not limited to, septic tank pump outs, shall be paid in addition to the cancellation fee before the application can be cancelled.

(c) *Multi-family and nonresidential (commercial):*

- (1) If a customer or property owner requests to cancel or amend a utility service agreement, the fee shall be \$300.00 in addition to all other fees that are usual and customary to this type of transaction.
- (2) If a refund is due as the result of a utility service agreement cancellation shall only be payable to the record owner on the date of cancellation.
- (3) The \$300.00 fee shall be withheld by the city from any monies due and payable to the record owner.
- (4) All guaranteed revenue that is due to the city as of the date of cancellation shall be withheld by the city from any monies due and payable to the record owner.

Section 4. That Section 61.10, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.10. - Wastewater Installation Charge.

- (1) When more than one grinder system is required to provide wastewater service to any single-family residence, all of the required grinder systems shall be provided by and installed by the City. The Director may, at his/her sole discretion, authorize exceptions to this section.
- (2) Customers utilizing step or grinder systems for single-family residences shall be

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charged as follows:

	Per System
Step Tank New Construction	~~\$4,844.00~~ <u>\$4,977.00</u>
Grinder ~~S~~ system New Construction	~~\$4,844.00~~ <u>\$4,977.00</u>
Septic Conversion: Grinder ~~S~~ system or Step Tank	~~\$4,289.00~~ <u>\$5,459.00</u>
Retrofit existing on-site systems to step or grinder systems, in addition to the above charges	~~\$609.00~~ <u>\$626.00</u>

- (3) If a low-pressure main must be extended to permit a residential customer to connect to the system, all costs and expenses associated with such extension shall be borne by the customer and shall be paid to the City in full prior to the City's construction of the main extension.
- (4) If a service installation is required to provide the customer a connection to the City's gravity sanitary sewer system, the cost of such installation will be based on the actual cost of installation.
- (5) If a single-family residential customer requests that the existing step or grinder systems be relocated by the City to a different place on the customer's property, then all costs and expenses associated with the relocation shall be borne by the customer and shall be paid to the City in full prior to said requested relocation. The initial charge to the customer shall be based on a cost estimate prepared by the utility systems department, and any actual costs incurred by the City on behalf of the customer for said relocation which exceeds the estimate shall be added to the customer's next monthly service bill as an additional charge that will be due and owing at the same time as the service bill.
- (6) All non-single-family residential (duplex) grinder systems shall include monitoring abilities.
- (7) Charges for single-phase duplex grinder tank and related parts systems that may be used for non-residential locations shall be as follows:

E-One System Tank Depth	Per System	This includes tank, pump, and electrical (control) panel. This does <i>not</i> include labor, installation costs, meter cans, or other related components that may be required.
92"	~~\$15,988.00~~	
96"	~~\$16,059.00~~ <u>\$16,653.53</u>	
107"	~~\$16,183.00~~ <u>\$17,017.69</u>	
122"	~~\$15,825.00~~ <u>\$16,643.03</u>	

- (8) Charges for other grinder systems: A one-time ~~\$912.00~~ \$1,039.00 fee shall be charged for all non-single-family grinder systems not identified above in (7) to add a monitoring module.

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- (9) In addition to the above fees and charges, ~~\$4.58 shall~~ \$4.97 may be added monthly to the wastewater billing account when a monitoring module has been installed and activated on the wastewater system.

Section 5. That Section 61.25, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 61.25. - Temporary Meter Permits.

- (a) *Application and agreement required.* Before rendering temporary water service, the City shall require a permit application which includes the terms of agreement for service. Said application shall be made on forms furnished by the City and shall constitute an agreement by the customers to abide by the utility's rules and policies for such service, and shall be tendered only by the duly authorized agents of the firm, partnership, association or corporation requesting service.
- (b) *Permit period.* Each permit shall allow for temporary metered water usage for up to 180 consecutive days. Permits may be extended in 180-day increments at the sole discretion of the City.
- (c) *Permit fees.* Any applicant requesting temporary water service for up to 180 days shall be required to pay fees based on the size of the meter as follows:

Meter Size	Collected at Time of Application for Service		
	Refundable Deposit	Installation Fees	
5/8" x 3/4"	~~\$490.00~~ <u>\$507.00</u>	~~\$262.00~~ <u>\$271.00</u>	~~\$752.00~~ <u>\$778.00</u>
1"	~~\$651.00~~ <u>\$674.00</u>	~~\$302.00~~ <u>\$313.00</u>	~~\$953.00~~ <u>\$987.00</u>
2"	~~\$1,429.00~~ <u>\$1,479.00</u>	~~\$497.00~~ <u>\$514.00</u>	~~\$1,926.00~~ <u>\$1,993.00</u>
3"	~~\$3,676.00~~ <u>\$3,805.00</u>	~~\$552.00~~ <u>\$571.00</u>	~~\$4,228.00~~ <u>\$4,376.00</u>
4"	~~\$6,350.00~~ <u>\$6,572.00</u>	~~\$774.00~~ <u>\$801.00</u>	~~\$7,124.00~~ <u>\$7,373.00</u>
6"	~~\$11,306.00~~ <u>\$11,702.00</u>	~~\$1,187.00~~ <u>\$1,229.00</u>	~~\$12,493.00~~ <u>\$12,931.00</u>
8"	~~\$19,592.00~~ <u>\$20,278.00</u>	~~\$1,877.00~~ <u>\$1,943.00</u>	~~\$21,469.00~~ <u>\$22,221.00</u>
10"	~~\$19,790.00~~ <u>\$20,483.00</u>	~~\$1,894.00~~ <u>\$1,960.00</u>	~~\$21,684.00~~ <u>\$22,443.00</u>
Rates for meters above 10" are to be determined at time of application for service.			

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- (d) *Temporary Meter Relocation Fees.* Permittees may request the relocation of a specific permitted temporary meter if it is to be relocated within the boundaries of the property for which it originally provided service. A \$125.00 fee shall be charged for the relocation of each temporary meter.
- (e) *Permit Time Extensions.* Permittees are responsible for monitoring their permit's expiration date. A permittee may request permit time extension in 180-day increments. If a time extension is not requested, the City will remove the permitted temporary meter assemblies on the 181st day after the original date of installation (the permit date).
- A \$60.00 fee shall be charged for each 180-day permit time extension.
- (f) *Termination of Service.* Temporary meter permittees who no longer need service from a permitted temporary meter are responsible for contacting City to request that the assembly be removed. Upon termination of the temporary meter assembly's use, the City will evaluate the assembly's condition. Damage resulting from a permittee's negligent use or misuse of any assembly will result in the City retaining the full amount of the permittee's deposit.
- (g) *Monthly billings required.* The City shall perform monthly temporary meter readings. The following rates and fees shall apply as a Base Facility Charge ("BFC") to the monthly usage billings for temporary meters.

Temporary Meter Size	BFC
$\frac{5}{8}" \times \frac{3}{4}"$	~~\$13.11~~ <u>\$13.57</u>
1"	~~\$26.95~~ <u>\$27.89</u>
2"	~~\$77.70~~ <u>\$80.42</u>
3"	~~\$140.50~~ <u>\$145.42</u>
4"	~~\$217.44~~ <u>\$225.05</u>
6"	~~\$431.18~~ <u>\$446.27</u>
8"	~~\$687.77~~ <u>\$711.84</u>
10"	~~\$1,387.59~~ <u>\$1,436.16</u>

Plus gallonage rate per 1,000 gallons according to the Block 2 rates then in effect.

- (h) *Refundable Deposit.* In the event of loss, theft or vandalism, the refundable deposit is forfeited.

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Section 6. That Section 62.12, of the Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 62.12.-Water, Wastewater and Reclaimed Water Rate Schedule.

- (a) *Base Facility Charges.* “Readiness to serve” fee: A monthly Base Facility Charge (BFC) or “readiness to serve” fee, shall be applied to all water, wastewater or reclaimed water bill regardless of whether there is any usage recorded for that billing period.
- (b) *Lien of service charges.* The City of Port St. Lucie has issued revenue bonds for the acquisition, construction, and expansion of the City’s water, wastewater, and reclaimed water facilities pursuant to Chapter 159, Florida Statutes. The City shall have a lien against all lands or premises served by any water (potable and reclaimed), or sewer system for all service charges for such facilities until paid. Such liens shall be prior to all other liens on such lands or premises except the lien of state, county and municipal taxes and shall be on a parity with the lien of such state, county and municipal taxes pursuant to section 159.17, Florida Statutes.
- (c) *Rates.* Monthly water, wastewater and reclaimed water gallonage charges and rates are based on metered use.

(1) *Residential single-family base facility charge (BFC) for customers receiving both water and wastewater service:*

Meter size	Water BFC	Wastewater BFC
$\frac{5}{8}$ " x $\frac{3}{4}$ "	~~\$11.16~~ <u>\$11.55</u>	\$17.65
1"	~~\$25.13~~ <u>\$26.01</u>	\$41.44
1 $\frac{1}{2}$ "	~~\$48.08~~ <u>\$49.76</u>	\$81.13
2"	~~\$75.76~~ <u>\$78.41</u>	\$128.74

Residential single-family BFC for customers receiving only water service:

Meter size	Water BFC
$\frac{5}{8}$ " x $\frac{3}{4}$ "	~~\$13.11~~ <u>\$13.57</u>
1"	~~\$26.95~~ <u>\$27.89</u>
1 $\frac{1}{2}$ "	~~\$50.04~~ <u>\$51.79</u>
2"	~~\$77.70~~ <u>\$80.42</u>

Plus gallonage rate per 1,000 gallons as follows:

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	Water rate	Wastewater rate	Water gallons	Wastewater cap (gal)
Block 1	~~\$5.23~~ <u>\$5.41</u>	\$8.27	0—5000	8,000
Block 2	~~\$6.81~~ <u>\$7.05</u>	n/a	5,001—12,000	n/a
Block 3	~~\$8.38~~ <u>\$8.67</u>	n/a	12,001 and above	n/a

(2) *Residential multi-family BFC individually metered (includes condominiums and townhomes):*

	Water BFC	Wastewater BFC
Per dwelling unit: (when master metered) plus ~~\$3.88~~ <u>\$4.02</u>	~~\$6.57~~ <u>\$6.80</u> per dwelling unit	\$14.93 per dwelling unit

Plus gallonage rate per 1,000 gallons as follows:

	Water rate	Wastewater rate	Water gallons	Wastewater cap (gal)
Block 1	~~\$5.23~~ <u>\$5.41</u>	\$8.27	0—3,600	Up to 6,000 gal/mo/unit
Block 2	~~\$6.81~~ <u>\$7.05</u>	n/a	3,601—8,500	n/a
Block 3	~~\$8.38~~ <u>\$8.67</u>	n/a	8,501 and above	n/a

Monthly water and wastewater block gallonage shall be based upon the number of units. The block thresholds for each residential multi-family water or wastewater meter shall be calculated by multiplying the number of units reserved for that meter times the number of gallons shown in the following table:

Block 1 Threshold	Block 2 Threshold	Block 3 Threshold
Usage up to 3,600 gallons multiplied by the number of units reserved shall be billed at the Block 1 rate.	Usage greater than 3,600 up to 8,500 gallons multiplied by the number of units reserved shall be billed at the Block 2 rate.	Usage greater than 8,500 gallons multiplied by the number of units reserved and above shall be billed at the Block 3 rate.

(3) *Nonresidential BFC (includes, but is not limited to, commercially leased residential properties such as apartment complexes):*

ERCs	Water BFC rate per ERCs Reserved	Wastewater BFC Rate per ERCs Reserved
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Calculations shall be based upon the number of ERCs reserved plus ~~\$3.88~~ <u>\$4.02</u>	~~\$9.21~~ <u>\$9.53</u>	\$15.87
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Plus gallonage rate per 1,000 gallons as follows:

	Water Rate	Wastewater Rate
Block 1	~~\$5.23~~ <u>\$5.41</u>	\$8.27
Block 2	~~\$6.81~~ <u>\$7.05</u>	\$8.27
Block 3	~~\$8.38~~ <u>\$8.67</u>	\$8.27

There shall be no wastewater cap for this class of users and customers. Wastewater charges shall be based on total metered water use.

Monthly water block gallonage shall be based upon the number of ERCs reserved. The block thresholds for each nonresidential water meter shall be calculated by multiplying the number of ERCs reserved for that meter times the number of gallons shown in the following table:

Block 1 Threshold	Block 2 Threshold	Block 3 Threshold
Usage up to 5,000 gallons multiplied by the number of ERCs reserved shall be billed at the Block 1 rate.	Usage greater than 5,000 up to 12,000 gallons multiplied by the number of ERCs reserved shall be billed at the Block 2 rate.	Usage greater than 12,000 gallons multiplied by the number of ERCs reserved and above shall be billed at the Block 3 rate.

(4) *Wastewater only:*

- a. Single family flat rate: \$67.27 (based on \$17.65 BFC + \$8.27 per gallon x 6,000 gallons)
- b. Multi-family flat rate: ~~\$68.43~~ \$68.57 per unit (based on \$14.93 BFC + \$8.27 per gallon x 6,000 gallons) plus ~~\$3.88~~ \$4.02
- c. Non-residential: \$15.87 BFC x ERCs reserved

Plus ~~\$3.88~~ \$4.02

Plus \$66.16 (based on \$8.27 per gallon x 8,000 gallons)

Additions to text are indicated by underline; deletions by ~~strikeout~~.

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(5) *Reclaimed Water Usage Rates:*

Monthly Consumption Rates:

Monthly billings shall be handled as provided in Section 61.04.

	<u>Rate</u>
<i>Base Facility Charge (BFC):</i>	~~\$3.69~~ <u>\$3.82</u> per 1,000 gallons of capacity reserved plus ~~\$3.88~~ <u>\$4.02</u>
Plus	
Per 1,000 gallons of metered use	~~21¢~~ <u>22¢</u>

Industrial reclaimed water customer rates:

Per 1,000 gallons of metered use	~~30¢~~ <u>31¢</u>
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(d) Guaranteed revenue fee. The rate per ERC reserved shall be equal to the BFC for nonresidential as set forth above, and the monthly bill calculation shall be based upon the number of ERC's reserved in a service agreement. In addition, a ~~\$3.88~~ \$4.02 charge shall be added to each monthly bill.

Section 7. That Section 63.11 of the Port St. Lucie City Code is hereby amended to read as follows:

Sec. 63.11. - System design; independent engineers; and inspection of applicant's installation.

(a) *Off-site facilities.* Each Applicant, owner or builder (hereinafter referred to as Applicant) is responsible for the extension of all necessary infrastructure to connect the Applicant's property to the City's water distribution, wastewater collection, or reclaimed water transmission facilities. For the purpose of this chapter, the term "off-site" shall be defined as those water distribution and/or transmission facilities, wastewater collection pumping and/or transmission facilities, or reclaimed water pumping and/or transmission facilities necessary to connect the Applicant's property with the City's facilities that are adequate in size to transmit to the Applicant's property an adequate quantity of water under adequate pressure, transmit wastewater collected on the Applicant's

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property to the treatment plant, and/or transmit reclaimed water from the City's facilities to Applicant's property.

(b) *On-site facilities.* Applicant is responsible for the design, installation, inspection and testing of the complete distribution facilities, wastewater collection facilities, and reclaimed water facilities located in the streets, rights-of-way, and/or easements adjoining or within the boundaries of the permittee's property.

(c) The City shall recognize the design of facilities prepared by a professional engineer licensed in the State of Florida; provided, however, that each such design shall conform in all respects to the City's design standards and shall be fully subject to the review and approval of the City. The Applicant shall pay plan review fees in accordance with the fee scheduled contained herein.

(d) The City reserves the right to inspect and approve any installation prior to providing service and from time to time thereafter to ensure compliance with applicable laws, resolutions, and rules and regulations affecting such installation.

(e) Fees shall be paid for reviews and inspections, including, but not limited to those listed in accordance with the fee schedule set forth below:

Service Provided	Fee
Development Review:	
Site Plan	~~\$268.00~~ <u>\$675.00</u>
Annexations	~~\$268.00~~ <u>\$1,250.00</u>
Development of Regional Impact (DRI)	~~\$268.00~~ <u>\$1,150.00</u>
Planned Unit Development (PUD)	~~\$268.00~~ <u>\$1,000.00</u>
Special Exception Use (SEU)	~~\$268.00~~ <u>\$300.00</u>
Plat	~~\$268.00~~ <u>\$600.00</u>
Comp Plan Amendment	~~\$268.00~~ <u>\$600.00</u>
Variance	~~\$268.00~~ <u>\$400.00</u>
Amendments to previously approved submittals	~~\$268.00~~ <u>\$950.00</u>
Wellfield Protection Special Exemption	~~\$268.00~~ <u>\$900.00</u>
<u>Pre-Application Meeting</u>	<u>\$500.00</u>
Applications:	
Application Processing Fee	~~\$268.00~~ <u>\$875.00</u>

Additions to text are indicated by underline; deletions by ~~strikeout~~.

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Tenant Improvement	~~\$134.00~~ <u>\$250.00</u>
Tenant Improvement for use requiring a new interceptor	~~\$400.00~~ <u>\$600.00</u>
Construction plan review and field inspections:	
Base Fee	~~\$743.00~~
~~± Per ERC~~	~~\$69.00~~
Base Fee – Small Project Plan Review < 5 ERCs	<u>\$6,000.00</u>
Base Fee Small Project with Lift Station < 5 ERCs	<u>\$8,000.00</u>
Base Fee – Medium Project Plan Review 5-50 ERCs	<u>\$8,000.00</u>
Base Fee – Large Project Plan Review > 50 ERCs	<u>\$8,000.00</u>
<u>Small Project Inspection Fees</u>	<u>10% of Connection Fees</u>
<u>Medium Project Inspection Fees</u>	<u>9% of Connection Fees</u>
<u>Large Project Inspection Fees</u>	<u>8% of Connection Fees</u>
<u>Priority/Expedited Inspections</u>	<u>\$100.00</u>
Backbone Water, Wastewater, or Reclaimed Main plan review and field inspections (per LF of pipe)	\$1.06
Wastewater Lift Stations (each) associated with backbone wastewater mains (if not included in any above fees)	~~\$1,591.00~~ <u>\$3,000.00</u>
<u>Reclaimed Water Metering Station</u>	<u>\$5,500.00</u>
Re-inspection Fees: (Per scheduled inspection hour)	~~\$32.00~~ <u>\$75.00</u>
Re-inspection fees shall be assessed for the following: no shows, cancellations with less than a 24-hour notice, and inspection failures. All re-inspection fees shall be paid prior to the re-inspection being scheduled.	
Overtime Inspection Rates: (per hour with a 4-hour minimum charge)	~~\$48.00~~ <u>\$100.00</u>
Re-review Fees: (per actual review hour – with a 2-hr minimum)	~~\$53.00~~ <u>\$175.00</u>
Re-review fees shall be assessed for the following conditions: additional reviews after initial approval, or for multiple rejections <u>submittal</u> (more than 2).	
Special Assessment District (SAD) Project Administration/Inspections	~~0.005 x~~ <u>5% of total contract amount</u>

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Capital Improvement Project Administration/Inspections	~~0.01~~ * <u>5% of total</u> contract amount
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(f) Should the Utility Systems Department be required to incur other expenses or hire outside consulting services for assistance in the review, inspection, and approval of any project, the Applicant shall be required to reimburse the Utility Systems Department for all related expenditures as a condition of project approval. The Utility Systems Director or his designee shall determine when outside assistance is required. The Applicant shall reimburse the Utility Systems Department at a rate of one hundred and ten percent (110%) of the cost paid by the City for the outside consulting services. ~~in accordance with the fee schedule set forth as follows.~~

	Amount Reimbursable To City
~~Outside consultant services and/or reimbursable expenses:~~	~~City's Cost + 10%~~

(g) The Applicant shall be responsible for all costs associated with making changes or repairs resulting from any unauthorized alteration, and/or unacceptable construction.

Section 8. That Section 63.14 of Port St. Lucie City Code is hereby amended to read as follows:

Sec. 63.14. – ~~Reserved.~~ Right-of-Way and Road/Lane Closure Permit Fees.

- (a) In accordance with Section 54.20 of Port St. Lucie City Code, a written right-of-way permit must be obtained from the City's Public Works Department before any person, whether operating under contract with the City, under a franchise, indeterminate permit, or otherwise, makes or causes to be made any work in any publicly owned right-of-way or property, including, but not limited to, open areas, streets, sidewalks, or swales in the City.
- (b) The Utility Systems Department is charged with reviewing all related right-of-way permit applications prior to permit issuance to ensure the integrity of City-owned utility facilities will be protected during the permitted work.

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- (c) Fees payable to the Utility Systems Department for right-of-way permit application reviews, inspections and road/lane closure requests may be as follows:

<u>Right-of-Way Permits and Lane Closures</u>	
<u>Right-of-Way Permit Application review for < 1,000 feet</u>	<u>\$250.00</u>
<u>Right-of-Way Permit Application review for 1,000 – 2,500 feet</u>	<u>\$300.00</u>
<u>Right-of-Way Permit Application review for 2,501 – 5,280 feet</u>	<u>\$350.00</u>
<u>Right-of-Way Inspection</u>	<u>\$200.00</u>
<u>Right-of-Way Re-inspection</u>	<u>\$300.00</u>
<u>Road / Lane Closure Request</u>	<u>\$225.00</u>

Section 9. That Section 63.17, Port St. Lucie City Code, is hereby amended to read as follows:

Sec. 63.17 - Lift Station Redundancy Equipment Charges.

- (a) *Adoption.* The City hereby adopts and establishes pursuant to general law, charges associated with providing temporary pumping abilities or emergency/temporary electrical power supplies for wastewater lift stations according to approved plans by the Department.
- (b) Unless specifically approved in a Utility Service Agreement stating otherwise, the Applicant shall be charged the fees as set forth below:

<u>Approved Lift Station Pump Horse Power Horsepower</u>	<u>Cost</u>
10.0	~~\$36,175.00~~ <u>\$40,137.00</u>
15.0	~~\$42,319.00~~ <u>\$50,688.00</u>
20.0	~~\$48,353.00~~ <u>\$55,214.00</u>
25.0	~~\$51,726.00~~ <u>\$57,743.00</u>
30.0	~~\$63,337.00~~ <u>\$74,961.00</u>
47.0	~~\$97,860.00~~ <u>\$111,002.00</u>

Additions to text are indicated by underline; deletions by ~~strikeout~~.

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- (c) Projects approved by the utility to utilize pumps less than 7.5 horsepower ~~horse power~~ are not generally required to provide an emergency electrical power supply except as directed by the Utility Systems Director.

Section 10. Conflict. If any ordinances, or parts of ordinances, are in conflict herewith, this Ordinance shall control to the extent of the conflicting provisions.

Section 11. Severability. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

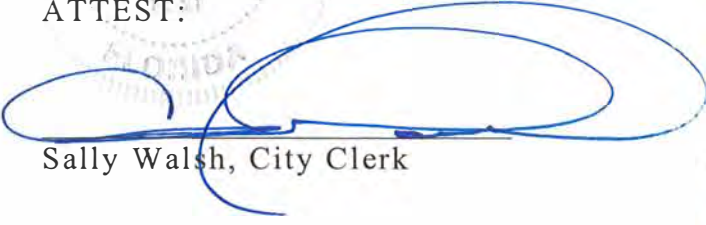
Section 12. Codification. The provisions of this Ordinance shall be made a part of the Code of Ordinances of the City of Port St. Lucie, Florida. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intent; the word "ordinance" may be changed to "section" or other appropriate word as may be necessary.

Section 13. Effective Date. The rates, fees, and charges in this Ordinance shall become effective October 1, 2026.

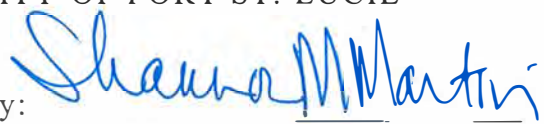
PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this 28th day of ~~September~~ 2026.



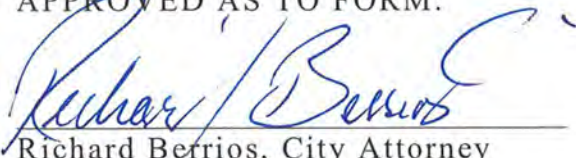
ATTEST:


Sally Walsh, City Clerk

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: 
Shannon M. Martin, Mayor

APPROVED AS TO FORM:


Richard Berrios, City Attorney