

BCC Mtg. Date: September 22, 2020

RESOLUTION NO. 2020-M-46

A RESOLUTION ADOPTING A REVISED WASTEWATER AND POLLUTION CONTROL CHARGE SCHEDULE; PROVIDING FOR AN AUTOMATIC ANNUAL RATE INCREASE; PROVIDING FOR PERIODIC RATE REVIEW; PROVIDING FOR ANNUAL NOTICE TO CUSTOMERS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Orange County (the "Board") establishes and collects rates, fees and charges for its Wastewater System pursuant to its home rule powers granted to the County by the Florida Constitution, the Orange County Charter, and Chapter 125 and 153 of Florida Statutes; and

WHEREAS, the Board previously adopted specific service charges for supervisory control and data acquisition ("SCADA") system implementations for new wastewater pump stations on February 13, 2007 pursuant to Resolution No. 2007-M-07 and last adopted a revised Wastewater and Pollution Control Charge Schedule on July 23, 2009 pursuant to resolution 2009-M-28, which resolution did not include the SCADA charges; and

WHEREAS, wastewater fixed monthly charges are normally based on the size of the corresponding water meter installed to provide water service to the customer; and

WHEREAS, compound meters are used in the Water System to accurately measure both high water flows and low water flows for certain commercial customers; and

WHEREAS, the Board wishes to include the pre-existing SCADA charges and the method by which compound meters shall be billed into the Wastewater and Pollution Control Charge Schedule; and

WHEREAS, on September 1, 2020, the Board, in compliance with Chapter 153 Florida Statutes, adopted Resolution 2020-M-31 setting forth a preliminary rate schedule prior to a duly noticed public hearing; and

WHEREAS, the Board, having duly advertised and held such public hearing on this date, now desires to adopt this resolution setting forth such rate schedules;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Premises. The foregoing premises are true and correct and incorporated herein by reference.

Section 2. Revised Wastewater and Pollution Control Charge Schedule. The Board hereby adopts the revised Wastewater and Pollution Control Charge Schedule attached to and incorporated herein as Exhibit "A". The attached Schedule shall supersede the presently existing Wastewater and Pollution Control Charge Schedule adopted July 23, 2009, and upon its effective date this Resolution shall repeal Resolution No. 2009-M-28 in its entirety.

Section 3. Automatic Annual Rate Increase. The Board previously adopted by Resolution and hereby re-confirms and re-adopts annually, effective on October 1st each year hereafter, an automatic annual increase of three percent (3%) of the monthly rates, fees and charges set forth in the Wastewater and Pollution Control Charge Schedule in effect on the day immediately prior to the effective date of such annual increase. The Board further directs that on the effective date of each annual increase, the Wastewater and Pollution Control Charge Schedule in effect immediately prior to the effective date of such increase shall be revised to include the three percent (3%) increase, and that a copy of such revised Schedule of Wastewater and Pollution Control Charges shall be maintained for public inspection by the Clerk of the Board of County Commissioners. The automatic annual rate increase shall not apply to the Wastewater Capital Charge nor to the category of services on Exhibit "A" entitled "Specific Service Charges".

Section 4. Periodic Rate Review. The Board shall periodically conduct a review of the rates, fees and charges set forth in the Orange County Wastewater and Pollution Control Charge Schedule.

Section 5. Annual Notice to Customers. Each year, the Orange County Utilities Department shall send annual written notification to all customers of the Orange County Wastewater System of the County's monthly user rates, fees and charges as set forth in the then current Orange County Wastewater and Pollution Control Charge Schedule.

Section 6. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this resolution which can be given effect without the invalid provisions or applications, and to this end the provisions of this Resolution are declared severable.

Section 8. Effective Date. This Resolution shall become effective on October 1, 2020.

ADOPTED THIS _____ DAY OF **SEP 22 2020**, 2020.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: *Jerry L. Demings*
for Jerry L. Demings, Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

BY: *Phil Diamond*
Deputy Clerk

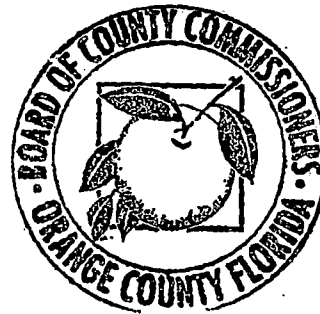


EXHIBIT "A"

**ORANGE COUNTY
WASTEWATER AND POLLUTION CONTROL
CHARGE SCHEDULE**

FIXED MONTHLY CHARGES¹

| <u>Water Meter Size</u> | <u>Monthly Charge</u> |
|--------------------------------|------------------------------|
| 5/8 by 3/4 inch meter | \$18.22 |
| 1 inch meter | \$40.53 |
| 1-1/2 inch meter | \$77.70 |
| 2 inch meter | \$122.32 |
| 3 inch meter | \$241.28 |
| 4 inch meter | \$375.15 |
| 6 inch meter | \$746.95 |
| 8 inch meter | \$1,193.11 |
| 10 inch meter | \$1,862.32 |

VOLUME CHARGE²

\$4.14 per 1,000 gallons

FLAT RATE (SEWER ONLY)

Residential Customers

Monthly Charge

| | |
|-----------------------------------|---------|
| Single Family Home | \$59.65 |
| Duplex (1 or 2 bedrooms) | \$49.62 |
| Duplex (3 or more bedrooms) | \$59.65 |
| Multi-Family (1 or 2 bedrooms) | \$49.62 |
| Multi-Family (3 or more bedrooms) | \$59.65 |
| Mobile Home (1 or 2 bedrooms) | \$39.74 |
| Mobile Home (3 or more bedrooms) | \$49.62 |

Non-Residential Customers

\$3.34 customer charge per account plus volume charge of \$5.74 per 1,000 gallons based upon Equivalent Residential Unit (ERU) factors.

OTHER CHARGES

| | | |
|----------------------------------|---|----------------------------|
| Lockheed-Martin Treatment Charge | | \$4.25 per 1,000 gallons |
| High Strength Surcharges | | \$4.14 per 1,000 gallons |
| BOD (biochemical oxygen demand) | \$61.19/100 lbs (for amounts in excess of 300 mg/L) | |
| SS (suspended solids) | \$65.25/100 lbs (for amounts in excess of 300 mg/L) | |
| Total Nitrogen | \$67.70/100 lbs (for amounts in excess of 40 mg/L) | |
| Phosphorous | \$252.85/100 lbs (for amounts in excess of 10 mg/L) | |
| Septage Disposal Charge | | \$7.33 per hundred gallons |

Oil and Grease Program

| | |
|-------------------------|---------|
| Application Fee | \$29.61 |
| Monthly Maintenance Fee | \$32.62 |

SPECIFIC SERVICE CHARGES

| | |
|---|--------------------------|
| Initiation of Service | |
| Regular Business Hours | \$16.00 |
| Non-Business Hours | \$21.00 |
| Unauthorized Connection | |
| Regular Business Hours | \$350.00 |
| Non-Business Hours | \$361.00 |
| Wastewater Construction/Acceptance for Maintenance Reinspection | |
| Base Charge | \$186.00 |
| Per Line Segment | \$75.00 |
| Dishonored Payment | \$25.00 |
| Dishonored Credit Card Charge | \$18.00 |
| Research Account Information | At Cost |
| Plans and Specifications | At Cost |
| Wastewater Service Restore Charge | At Cost |
| Late Payment Fee | 1.5% on past due balance |

Industrial Waste Charge

Rates and fees to be established upon application, subject to evaluation of quantity, quality character and treatability of wastes.

Wastewater Deposit - All Meters Sizes

2X estimated total monthly bill

Wastewater Pump Station SCADA
Implementation Charge

Duplex Pump Station

\$8,711.00

Triplex Pump Station

\$10,940.00

AUTOMATIC ANNUAL RATE INCREASE

Consistent with and pursuant to Section 153.11 of Florida Statutes, the Board of County Commissioners hereby adopts annually, effective October 1st each year hereafter, an automatic increase of three percent (3%) to all rates, fees and charges contained in this Wastewater Pollution Control Charge Schedule in effect immediately prior to the effective date of such annual increase. The automatic increase shall not apply to the Wastewater Capital Charge or Specific Service Charges.

FOOTNOTES

- (1) The Fixed Monthly Charge for a compound meter set shall be based on the smaller size of the two meters that compose the compound meter set.
- (2) In addition to the Fixed Monthly Charge, all customers (other than those customers who pay flat rates or industrial customers paying other individually established volume charges) shall pay a Volume Charge based on metered water consumption. The following classes of customers shall not be charged a Volume Charge for sewage discharge (as measured by metered water consumption) in excess of the following gallon amounts:

Residential, Single Family

14,000 gallons per month

Multiple Residential, 2-4 Units

25,000 gallons per month

Mobile Home

14,000 gallons per month