

ORDINANCE NO. 2024-_____

AN ORDINANCE AMENDING ORANGE COUNTY CODE CHAPTER 37, ARTICLE I, ENTITLED “ORANGE COUNTY WATER, WASTEWATER AND RECLAIMED WATER SERVICE RULES”; AMENDING SECTION 37-5 TO UPDATE THE LEVEL OF SERVICE STANDARDS FOR WATER AND WASTEWATER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Orange County Board of County Commissioners (“BCC”) establishes the necessary regulations and Level of Service standards for water and wastewater in Orange County, Florida, pursuant to its home rule powers granted to the County by the Florida Constitution, the Orange County Charter, and Chapter 125 of Florida Statutes; and

WHEREAS, the county has authority to provide water, wastewater and reclaimed water services to its customers pursuant to Section 37-3 of the Orange County Code; and

WHEREAS, the current Level of Service Standards for water and wastewater in the county have not been updated since 2013; and

WHEREAS, the current Level of Service Standard for water service in the County is 275 gallons per day (average daily flow) per Equivalent Residential Connection (ERC); and

WHEREAS, the current Level of Service Standard for wastewater service in the County is 225 gallons per day (average daily flow) per Equivalent Residential Unit (ERU); and

WHEREAS, the Orange County Utilities Department conducted a study of the average water and wastewater flow data throughout the county to determine the optimal Level of Service Standards for water and wastewater services provided by the county to its customers; and

WHEREAS, the study has identified a decrease in average flows due to water conservation efforts, water saving fixture regulations, smaller single family residential lots for new development, and increased use of reclaimed water instead of potable water for the irrigation of new homes; and

WHEREAS, the Board of County Commissioners now seeks to modify the current Level of Service Standards to reflect the current flow data: 225 gallons per day per ERC for water and 200 gallons per day per ERU for wastewater.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

46 *Section 1. Amendment to Section 37-5.* Section 37-5 (“Application for water,
wastewater and reclaimed water services”), Article I, is hereby amended to read as follows with
48 underlines showing additions and strikethroughs indicating deletions:

50 **Sec. 37-5. Application for water, wastewater and reclaimed
52 water services.**

* * *

54 (4) *Water capital charge.* Determination of water capital
charges for development.

56 * * *

58 b. Determination of water capital charges.

60 1. The total water capital charges for a
property shall be determined by using the following formula:

62
$$\text{Total Water Capital Charges Due} = \text{Total ERC Value} \times \text{Applicable}$$
$$\text{Water Capital Charge per ERC}$$

66 2. For the purpose of calculating and
applying the water capital charges for a specific property use, the
68 total ERC value for a property shall be calculated by adding the
applicable ERC factors set forth in the following “ERC Factors for
70 Specific Property Uses” chart multiplied by the number of units for
each factor:

72 * * *

74 3. One (1) equivalent residential
76 connection (ERC), for the purposes of this section, shall have an
assigned value of 1.000. One (1) ERC is hereby established and
78 determined to be equal to a flow of ~~two hundred seventy five (275)~~
two hundred twenty-five (225) GPD, on an average annual basis.
80 Nonresidential parcels shall have a maximum of one (1) meter per
detached building and a minimum of one (1) ERC per meter.

82 * * *

84

86 (5) *Wastewater capital charge.* Determination of
wastewater capital charges for development.

88 * * *

90 b. Determination of wastewater capital charges.

92 1. The total wastewater capital charges
for a property shall be determined by using the following formula:

94 Total Wastewater Capital Charges Due = Total ERU Value x
96 Applicable Wastewater Capital Charge per ERU

98 2. For the purpose of calculating and
100 applying the wastewater capital charge for a specific property, the
total ERU value for a property shall be calculated by adding the
102 relevant ERU factors listed in the following “ERU Factors for
Specific Property Uses” chart multiplied by the number of units for
each factor.

104 * * *

106 3. One (1) ERU, for the purposes of this
108 section, shall have an assigned value of 1.000. One (1) ERU is
hereby established and determined to be equal to a flow of ~~two~~
110 ~~hundred twenty five (225)~~ two hundred (200) GPD, on an average
annual basis. Nonresidential parcels shall be assessed a minimum of
112 one (1) ERU per billing meter.

114 * * *

116 In all other respects, Section 37-5 shall remain unchanged.

118 *[THE REMAINDER OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK.]*

