

BCC Mtg. Date: January 24, 2023

EFFECTIVE DATE: January 31, 2023

ORDINANCE NO. 2023-05

AN ORDINANCE AMENDING CHAPTER 37, ARTICLE XX OF ORANGE COUNTY CODE KNOWN AS THE “SEWER USE ORDINANCE” REGULATING THE PRETREATMENT OF WASTEWATER; AMENDING DIVISION 3, SECTION 37-755, SURCHARGE PROGRAM, TO CLARIFY THE OBJECTIVES OF THE SURCHARGE PROGRAM AND THE DIRECTOR’S DISCRETION TO REMOVE A SIGNIFICANT COMMERCIAL OR INDUSTRIAL USER FROM THE SURCHARGE PROGRAM; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Amendments; In General. Article XX, Chapter 37, Division 3 of the Orange County Code is hereby amended as set forth in Section 2 below, with additions being shown as underlined and deletions being shown as ~~strike-throughs~~.

Section 2. Amendment to Division 3, Section 37-755. Section 37-755 (“Surcharge program.”) is amended to read as follows:

Sec. 37-755. Surcharge program.

The primary objective of the surcharge program is the protection of the sanitary sewer system and treatment facilities and the environment. The secondary objective is the equitable recovery of costs for receiving and treating abnormally high strength wastes, such as CBOD, TSS, TN, total phosphorus, and total oil and grease, from nonresidential users. Program requirements are outlined under separate cover of the Wastewater Discharge and Industrial Pretreatment Standards Technical Manual.

* * *

(4) A user has the right to appeal a surcharge in writing to the director within thirty (30) days of the date of the monthly bill. The decision of the director shall be final. Additionally, the director has the discretion to remove a significant commercial user or significant industrial user from the surcharge program upon a finding that the user’s discharge poses no excessive loading or other potential contamination to the sanitary sewer system and does not

create any environmental concerns. The director may also remove a user from the program upon a finding that equitable recovery costs for receiving and treating abnormally high strength wastes has been achieved or that the waste is primarily residential in nature and poses no additional demand on the sanitary sewer system and treatment facilities.

Section 3. Effective Date. This ordinance shall become effective as provided by general law.

ADOPTED THIS 24th DAY OF January, 2023.



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

By: Katie Smith
Deputy Clerk

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: Bruno B. Bwoko
for Jerry L. Demings
Orange County Mayor