

RESOLUTION NO. R-04-206

RATES, FEES, AND CHARGES FOR POTABLE WATER, RECLAIMED WATER, AND WASTEWATER FACILITIES AND SERVICES OF MANATEE COUNTY, FLORIDA

A RESOLUTION OF MANATEE COUNTY, FLORIDA, ESTABLISHING REVISED POTABLE WATER, RECLAIMED WATER, AND WASTEWATER RATES, FEES, AND OTHER CHARGES FOR FACILITIES AND SERVICES FURNISHED OR TO BE FURNISHED BY THE MANATEE COUNTY PUBLIC UTILITIES SYSTEM; PROVIDING DEFINITIONS; PROVIDING CUSTOMER AND SERVICE CLASSIFICATIONS; PROVIDING GENERAL PROVISIONS; PROVIDING FOR RETAIL FACILITY INVESTMENT FEES (FIF'S), CONNECTION FEES, WET TAP FEES, AND LINE FEES; PROVIDING FOR MONTHLY RETAIL CUSTOMER BASE CHARGES AND QUANTITY RATES; PROVIDING FOR WHOLESALE POTABLE WATER AND WASTEWATER RATES, FEES, AND CHARGES, INCLUDING WHOLESALE FACILITY INVESTMENT FEES (FIF'S); PROVIDING FOR FIRE SERVICE FEES AND CHARGES; PROVIDING FOR TESTING SERVICE CHARGES; PROVIDING FOR WASTEWATER PRETREATMENT PROGRAM FEES AND CHARGES; PROVIDING FOR MAINTENANCE OF PRIVATE SYSTEMS; PROVIDING FOR SECURITY DEPOSITS, SPECIAL SERVICE CHARGES, AND MISCELLANEOUS CHARGES; PROVIDING FOR ENFORCEMENT; PROVIDING FOR RULES AND REGULATIONS; PROVIDING FOR ANNUAL REVIEW AND INCREASE; REPEALING AND SUPERSEDING PRIOR AND CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Manatee County, a political subdivision of the State of Florida, owns and operates the Manatee County public utilities system pursuant to Section 125.01, Florida Statutes, Chapter 153, Florida Statutes, Chapter 63-1598, Laws of Florida, as amended, Chapter 2-31, Article IV, Manatee County Code of Ordinances, and other applicable provisions of law, together with resolutions adopted by the Board of County Commissioners of Manatee County; and

WHEREAS, Section 2-31-103, Manatee County Code of Ordinances, authorizes the county to prescribe, fix, establish and collect fees, rentals or other charges for the facilities and services furnished by the public utilities system on an equitable basis; and

WHEREAS, on August 5, 2003, the Board of County Commissioners adopted Resolution No. R-03-128, which established revised rates, fees, and charges for potable water, reclaimed water, and wastewater facilities and services of the public utilities system; and

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WHEREAS, on September 23, 2003, the Board of County Commissioners adopted Resolution No. R-03-242, which amended Resolution No. R-03-128; and

WHEREAS, Section 14.01 of Resolution No. R-03-128 provides for annual review of the rates, fees, and charges established in said resolution and recommendations for changes to such rates, fees, and charges; and

WHEREAS, Section 14.02 of Resolution No. R-03-128 requires monthly customer base charges and quantity rates to be increased at least three (3) percent each year for five (5) years after the effective date of said resolution; and

WHEREAS, Section 14.03 of Resolution No. R-03-128 requires all rates, fees, and charges revised or increased to be established by resolution adopted by the Board of County Commissioners at a public hearing following publication of notice as provided by Section 2-31-103, Manatee County Code of Ordinances; and

WHEREAS, county staff has recommended changes to certain rates, fees, and other charges for the facilities and services furnished by the public utilities system, including potable water, reclaimed water, and wastewater; and

WHEREAS, county staff has calculated revised monthly customer base charges and quantity rates in accordance with the minimum increase required by Section 14.02 of Resolution No. R-03-128; and

WHEREAS, the Board of County Commissioners has reviewed the recommended changes and has determined that the revised rates, fees, and charges set forth in this resolution are fair and equitable and necessary to fund the proper operation of the public utilities system; and

WHEREAS, pursuant to Section 2-31-103, Manatee County Code of Ordinances, revision of the fees, rentals or other charges for the facilities and services of the public utilities system requires adoption of a resolution by the Board of County Commissioners at a public hearing; and

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WHEREAS, Section 2-31-103, Manatee County Code of Ordinances, requires notice of public hearing for such resolution to be published at least once not less than ten (10) days prior to such public hearing in a newspaper of general circulation in the county; and

WHEREAS, notice of public hearing to consider Resolution No. R-04-206 was duly published in a newspaper of general circulation in Manatee County; and

WHEREAS, on August 17, 2004, the Board of County Commissioners held a public hearing to consider Resolution No. R-04-206; and

WHEREAS, the Board of County Commissioners finds that it is in the best interest of the county and the customers of the public utilities system, and the owners and holders of bonds issued to finance the construction of the public utilities facilities, to establish revised rates, fees, and other charges for the facilities and services furnished or to be furnished by the public utilities system, including potable water, reclaimed water, and wastewater.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

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ARTICLE I

DEFINITIONS

- 1.01 **BACKFLOW PREVENTION DEVICE**. A device installed to prevent the flow of any contaminated fluids into the potable water system or other water supply.
- 1.02 **BOARD**. The board of county commissioners of Manatee County, Florida.
- 1.03 **CONNECTION FEES**. The fees established for connection of the county's distribution/collection/metering system to the customer's property line.
- 1.04 **CONSUMPTION, QUANTITY, OR FLOW CHARGE**. The cost of treating and distributing potable water or reclaimed water or the cost of collecting and treating wastewater for reuse and/or disposal of wastewater residuals.
- 1.05 **CONTRACT**. A written legally executed agreement binding two (2) or more parties to certain terms and conditions.
- 1.06 **COUNTY**. Manatee County, Florida.
- 1.07 **COUNTY ADMINISTRATOR**. The administrator of the county or the county administrator's designee.
- 1.08 **CROSS CONNECTION**. Any physical arrangement whereby a potable, well, or reclaimed water supply is interconnected or connected, directly or indirectly, with any other water supply system, sewer, drain, conduit, pool, storage reservoir, plumbing fixture, or other device which contains or may contain contaminated water, wastewater, or other waste, or liquid of unknown or unsafe quality which may be capable of imparting contamination to the potable, well, or reclaimed water supply as the result of backflow. Bypass arrangements, jumper connections, removable sections, swivel or changeable devices, and other temporary or permanent devices through which or because of which backflow could occur are considered to be cross connections.

1.09 CUSTOMER.

- a. Retail: The property owner, the owner as recorded on the county ad valorem tax rolls, renter, or lessee, and as such, is responsible for all fees and charges for potable water, reclaimed water, and wastewater service.
- b. Wholesale: The municipal or county government purchasing potable water for resale or supplying wastewater for treatment.

1.10 CUSTOMER BASE CHARGE. A service charge made up of debt service associated with the system capacity required to supply service on demand and other fixed costs such as billing, metering, and payment in lieu of taxes.

1.11 DEDUCT METER. A meter downstream of a master meter or other meter in which usage is subtracted from the master meter for billing purposes.

1.12 DWELLING UNIT. One (1) or more rooms in a residential or commercial building which are used or intended for use as a living facility for no more than one (1) family and generally including provisions for living, sleeping, eating, cooking, and/or sanitation. A hotel or motel room is considered a dwelling unit.

1.13 EXISTING STRUCTURE. Any structure for which a certificate of occupancy or temporary certificate of occupancy has been issued.

1.14 FACILITY INVESTMENT FEE (FIF). The dollar investment or the capital cost of the facilities necessary to collect or distribute and treat the volume purchased by a typical customer in each class of customer. The FIF approximates the customer's proportional share of the total capital costs of facilities serving all customers. It is not transferable from one (1) property to another.

1.15 HISTORICAL USE. Shall have the same meaning as defined in SWFWMD rules.

1.16 LINE FEE. The fee established as the customer's share of the capital cost for providing

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local distribution/collection lines between the treatment/transmission system and the customer's point of connection where such distribution/collection was not provided and paid for by a private developer.

- 1.17 MASTER METER. A single meter serving two (2) or more units within a facility such as but not limited to a multifamily residential or a multiunit commercial facility. This includes, without limitation, condominiums, apartments, mobile home parks, hotels, motels, travel trailer parks, shopping centers, and office buildings.
- 1.18 MASTER METER UNITS. The number of units served by a master meter, including, in addition to individual dwelling or commercial units, common recreation or service units, such as swimming pools with sanitary facilities, laundry rooms, recreational halls, and offices with or without sanitary facilities. Units which are individually metered by the county are not included in the unit count for a master meter.
- 1.19 MCFMD. The Manatee County Financial Management Department.
- 1.20 MCUCS. The Manatee County Utilities Customer Service Division of the MCFMD.
- 1.21 MCUOD. The Manatee County Utility Operations Department.
- 1.22 MGD. Million gallons per day.
- 1.23 PRIVATE SYSTEMS. Those water or wastewater systems not owned or maintained by the county. This definition does not apply to wholesale customers.
- 1.24 PROPERTY. Improved or unimproved real property.
- 1.25 RADIO FREQUENCY METER. A meter read by means of radio frequency.
- 1.26 RAW WATER. Untreated water.
- 1.27 RECLAIMED WATER. Water that has received at least advanced secondary treatment and is reused after flowing out of a wastewater treatment facility.
- 1.28 RESERVE CAPACITY. A portion of the total capacity of the system which, through payment

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of an appropriate fee, has been set aside for the exclusive use of the applicant.

- 1.29 SPLIT PARCEL. A parcel of land split off from another parcel.
- 1.30 SWFWMD. Southwest Florida Water Management District.
- 1.31 TEMPORARY USE METER. A meter designated for temporary use, most often at different locations. A temporary use meter shall not be installed or used for permanent service.
- 1.32 USER. The owner, lessee, tenant, occupant, or other person, business, or corporation receiving potable water, reclaimed water, and/or wastewater service.
- 1.33 WELL CREDIT. The volume of water permitted by SWFWMD to be pumped from a groundwater well which is transferred to the county under the SWFWMD Water Use Permit Program.
- 1.34 WELL CREDIT TRANSFEROR. Any reclaimed water system customer who has transferred any of his/her/its permitted groundwater withdrawal quantities to the county under the SWFWMD Water Use Permit Program or other contractual agreement which is acceptable to SWFWMD and the board.
- 1.35 WET TAP. The process of cutting an outlet in an existing pressurized or potable water or reclaimed water filled transmission or distribution line for connecting a new distribution line, large service line, fire line, fire hydrant line, potable water line, or reclaimed water line. This process requires the use of specialized tapping equipment and fittings.

ARTICLE II

CUSTOMER AND SERVICE CLASSIFICATIONS

There are two (2) basic classes of customers: (1) retail and (2) wholesale.

2.01 RETAIL SERVICE CLASSIFICATIONS.

- a. Residential, single-family. All residences containing one (1) dwelling unit, including mobile homes not located in a mobile home park, individually metered and not

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connected in any manner to a commercial establishment.

- b. Residential, multifamily. All residential structures containing two (2) or more dwelling units. Included are the following:
 - i. Hotels;
 - ii. Motels;
 - iii. Existing duplexes served by one (1) meter;
 - iv. Condominiums, apartments, mobile home parks, and travel trailer parks served by individual or master meters; and
 - v. Single-family residences in subdivisions served by master meters.
- c. Commercial. Includes, but is not limited to, rooming houses, retail and wholesale sales operations, office buildings, shopping centers, warehouses, bakeries, vending operations, laundries, retirement/rest/nursing homes, restaurants, hospitals, schools, churches, government facilities, and other related service operations.
- d. Metered irrigation service. A class of service which provides a residential or commercial customer with a potable water meter or reclaimed water meter for the sole purpose of watering lawns, shrubbery, and gardens. When an irrigation meter is installed, approved backflow prevention is required. No impact shall be made upon the wastewater system as a result of this service.
- e. Industrial. All manufacturing, agricultural, chemical, and food processing plants.
- f. Industrial bulk service. Manufacturing, agricultural, chemical, and food processing plants whose monthly potable water consumption exceeds an average of one million (1,000,000) gallons per day.
- g. Public fire protection. Public fire hydrants and other devices used to supply potable water or reclaimed water to meet general fire fighting requirements.

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- h. Private fire protection. All customers with separate fire connections, standpipes with hose attachments, tank and automatic sprinkler systems. Potable water use through such systems is limited to emergency fire fighting. Testing or other uses must be authorized by MCUOD.
 - i. Unmetered. All existing customers not receiving potable water service through a potable water meter.
 - j. Wastewater only customer. Any customer, connected to the wastewater system, who uses other than county potable water service.
- 2.02 WHOLESALE SERVICE. Municipalities or governmental units (including political subdivisions) that have their wastewater treated by the county and/or purchase potable water from the county potable water system as a single resale customer for the purpose of reselling to those customers within their jurisdictions.

ARTICLE III

GENERAL PROVISIONS

3.01 INDIVIDUAL METERS REQUIRED.

- a. All facilities are required to have individual meters, unless a master meter installation is approved by the county administrator. Existing duplexes with common plumbing may apply for a master meter; all new duplex construction shall have a separate meter for each dwelling unit. Unless otherwise authorized by the county administrator, one (1) individual meter shall not serve more than one (1) parcel. Unless otherwise authorized by the county administrator, all meters must be installed at the street property line. In some instances master meter installations may be the preferred method of supplying service. Sale of a portion of a master metered property requires that each property be separately metered. The method of

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supplying service shall be at the discretion of the county administrator.

- b. Parcels with more than one (1) unit connecting to the potable water system shall connect all units. Upon a determination of extenuating circumstances, an exception may be granted by the county administrator.

3.02 METER ACCESSIBILITY.

- a. The property owner is responsible for keeping new and existing meter sites readily accessible for reading and service. Meters smaller than three (3) inches must be kept clear of all obstructions, including vegetation, for a radius of three (3) feet. Meters three (3) inches and larger must be kept clear of all obstructions for a radius of ten (10) feet. If obstruction or lack of accessibility is not corrected within two (2) weeks after written notification, the county administrator may require installation of a radio frequency meter or take steps deemed reasonably necessary to ensure accessibility to read the meter and may charge the property owner the costs of installation or correction established in section 11.06.
- b. If a meter is located inside a fenced yard and the property owner denies the county access to read the meter, a radio frequency meter may be installed at the cost and expense of the property owner.

3.03 TEMPORARY USE METERS.

- a. All temporary uses where potable water lines, projects, or buildings have not been released for occupancy or use are required to be metered through temporary use meters. Other uses may be approved by the county administrator.
- b. The customer shall be responsible for keeping records of meter readings and locations for quarterly billing purposes. In the event a reading is not submitted to MCUCS, a no read charge established in section 11.06 will be billed to the customer.

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After two (2) consecutive quarterly billings of no readings, the customer will be required to return the meter to the county. Lost or stolen meters will result in discontinuance of service, forfeiture of the security deposit, and loss of future service, unless a police report is submitted. Lost or stolen meters retrieved at a later date will be billed any usage showing on the meter. Failure to comply with the requirements for temporary use meters may result in discontinuance of service.

3.04 DEDUCT METERS. A deduct meter may be used when billing service classifications differ or to eliminate the billing of wastewater not impacting the wastewater system. The master meter and deduct meter must be "like meters". Line fees and facility investment fees are not required on the deduct meter. A connection fee will be charged at the time of connection of the deduct meter.

3.05 BUILDING PERMIT REQUIRED. The application for the installation of meters and service connections requires the existence of a valid building or plumbing permit and a main line cleared for service. Exceptions to the requirement for a valid permit may be granted by the county administrator for good cause shown.

3.06 ACCOUNTS.

- a. The furnishing of service constitutes a benefit to the property and customer served. Customers shall be provided with service by agreement in accordance with law and the terms of this resolution as amended from time to time, in accordance with rules and regulations prescribed by the county administrator, and in accordance with applications and forms provided by the county. The customer base charges shall not apply to a property owner who provides notice to the county administrator as required herein between the time a former tenant vacates the property and the property owner or property owner's subsequent tenant establishes a new account;

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provided, however, such time period does not exceed fourteen (14) days from the date service was discontinued for the former tenant, and no potable water usage has been provided to the property within such period of time. If the property is not rented within the fourteen (14) day time period, billing will commence as of the date the former tenant vacated the property, excluding the account activation fee established in section 11.06.

- b. All wastewater only accounts shall be established in the property owner's name.
- c. All master metered accounts shall be established in the name of the property owner or legally constituted corporation, partnership, or association.
- d. All fire line/hydrant only accounts shall be established in the property owner's name.

3.07 **BACKFLOW PREVENTION.** In view of the county's legal responsibility to provide customers at the service connection with potable water and reclaimed water that is safe under all circumstances, where backflow could foreseeably contaminate the county potable water or reclaimed water supply, the county administrator will take such reasonable measures as deemed necessary to ensure the potable water and reclaimed water distribution systems are protected from contamination originating on the premises of consumers through cross connection and/or backflow. Such action shall include, but not be restricted to, requiring the installation of approved backflow prevention devices at the property owner's expense. The type depends upon the "degree of hazard" as defined and governed by the county cross connection and backflow prevention code, as amended.

3.08 **CROSS CONNECTIONS AND INTERCONNECTIONS PROHIBITED.** Any residential or commercial unit is prohibited from obtaining service by connection to another source of water or other connection whereby backflow could foreseeably contaminate the county's potable water supply (see definition of a cross connection). Appropriate charges and

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penalties will be made for such connections and service may be discontinued if the cross connection is not removed.

3.09 RESTRICTED USE OF FIF'S. FIF's collected by the county shall be used only for capital improvements such as expansion, debt service, and any other lawful purposes. These fees will be accounted for in a separate fund.

3.10 USE OF POTABLE WATER AND RECLAIMED WATER FROM SYSTEM FLUSHING.

- a. The use of potable water and reclaimed water from flushing the potable water and reclaimed water distribution systems is deemed to not be the providing of service.
- b. At the discretion of the county administrator, potable water and reclaimed water from system flushing may be used for the following:
 - i. Filling/refilling of fire fighting equipment;
 - ii. Filling/refilling area stormwater retention ponds; and
 - iii. Any other beneficial use which does not constitute a permanent connection to the potable water or reclaimed water distribution system.

3.11 USE OF POTABLE WATER, RECLAIMED WATER, AND WASTEWATER BY MCUOD AND MCUCS. The use of potable water, reclaimed water, and wastewater by MCUOD and MCUCS is deemed to be integral to the operation of the public utilities system, and therefore does not constitute the providing of service and is not required to be billed.

3.12 OUT-OF-COUNTY RETAIL RATES, FEES, AND CHARGES. Any retail potable water, reclaimed water, or wastewater customers located outside the geographic boundaries of the county shall pay all rates, fees, and charges at a multiplier of 1.5 times the retail rates established in this resolution. Said multiplier shall be applicable but not limited to all facility investment fees, connection fees, customer base charges, and quantity rates. Said multiplier shall apply regardless of whether the out-of-county customer has a current written

contract with the county. The provisions of this section shall not apply to a retail customer who:

- a. Does not have a written contract with the county approved by the board; and
- b. Was a potable water, reclaimed water, or wastewater customer of the county as of August 1, 1997.

3.13 **FINAL BILLS.** In the interest of cost effectiveness, the county will not issue credit refunds for final bills of less than five dollars (\$5.00) unless requested by the customer.

ARTICLE IV

RETAIL FACILITY INVESTMENT FEES (FIF'S), CONNECTION FEES, WET TAP FEES, AND LINE FEES

4.01 **GENERAL.** Connection to the county public utilities system requires payment of facility investment fees, connection fees, and line fees as established herein. Customers connecting to developer constructed facilities built to comply with land development regulations and subsequently dedicated or otherwise conveyed to the county may be exempted from line fees, as determined by the county administrator. Lift stations built and dedicated to the county will be subject to connection fees only. Lift stations not dedicated to the county will be subject to FIF's and connection fees and must be metered unless connected to a primary meter.

4.02 **RETAIL FACILITY INVESTMENT FEES (FIF'S).**

- a. **General.** FIF's for potable water service and FIF's for wastewater service for each dwelling unit were established December 10, 1981, according to either the actual meter size or a 5/8 inch x 3/4 inch meter size, whichever is greater.
 - i. **Meter size.** The size of service shall be based on calculations certified in writing by a professional engineer registered in the State of Florida or as

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determined and approved by the county administrator.

- ii. FIF in addition. The FIF is in addition to all other service charges and fees.
- iii. Nontransferable. The FIF is not transferable to real property at a location other than that for which it was paid.
- iv. Applicable FIF. The FIF to be charged shall be the FIF in effect at the time of connection. FIF payments will not be accepted without the existence of a valid building permit. The FIF for reinstallation of meters pulled for vacant or uninhabitable properties shall be the difference between the FIF in effect at the reinstallation and the FIF in effect when the meter was pulled.

b. Retail FIF by meter size.

Meter Size (in inches)	Base FIF Potable Water	Base FIF Wastewater
5/8 x 3/4	\$1,225.00	\$1,545.00
3/4	1,845.00	2,320.00
1	3,070.00	3,865.00
1 1/2	6,130.00	7,715.00
2	9,805.00	12,345.00
3	19,610.00	24,695.00
4	30,645.00	38,585.00
6	61,285.00	77,175.00
8	98,055.00	123,480.00
10	140,955.00	177,500.00
Over 10	Actual Cost	Actual Cost

- i. Combined residential fire lines. In the interest of promoting residential fire

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protection, single-family residential potable water and fire line services can be combined. Meter upsizing of one (1) line size for the 5/8 inch x 3/4 inch service and 3/4 inch service will be provided at no added facility investment fee and no additional security deposit, when such upsizing results from fire sprinkler installation. This does not extend to irrigation/fire line combinations. Connection fees on such meters will continue to be charged at full meter size. No combined residential potable water/fire line meters of more than one (1) inch will be accepted.

c. Retail FIF by customer classification.

	<u>Classification</u>	<u>Potable Water FIF</u>	<u>Wastewater FIF</u>
i.	Residential, single-family	Meter size	Meter size
ii.	Residential, multifamily	\$1,225.00 per unit or meter size FIF, whichever is greater	\$1,545.00 per unit or meter size FIF, whichever is greater
iii.	Combined commercial and residential*	\$1,225.00 per residential unit and applicable meter FIF for commercial	\$1,545.00 per residential unit and applicable meter FIF for commercial
iv.	Motel/hotel	\$915.00 per room	\$1,155.00 per room
v.	Travel trailer	\$730.00 per space	\$925.00 per space
vi.	Industrial and commercial	Meter size FIF	Meter size FIF
vii.	Combined commercial and motel or hotel*	\$915.00 per room plus appropriate FIF for commercial	\$1,155.00 per room plus appropriate FIF for commercial

* Must be separately metered.

4.03 CONNECTION FEES.a. Connection fee by meter size.

Meter Size (in inches)	Minimum Potable Water for Developer Installed Service	Minimum Potable Water for County Installed Service	Minimum Reclaimed Water	Minimum Wastewater
5/8 x 3/4	\$135.00	\$500.00	\$50.00	N/A
Radio frequency 5/8 x 3/4	375.00	750.00	N/A	N/A
3/4	150.00	500.00	55.00	N/A
1	310.00	525.00	110.00	N/A
1 1/2	500.00	925.00	180.00	N/A
2	640.00	1,025.00	230.00	N/A
3	Actual Cost	Actual Cost	250.00	N/A
4	Actual Cost	Actual Cost	300.00	N/A
6	Actual Cost	Actual Cost	400.00	\$400.00
8	Actual Cost	Actual Cost	600.00	450.00
10	Actual Cost	Actual Cost	800.00	*
12	Actual Cost	Actual Cost	1,000.00	*
14	Actual Cost	Actual Cost	1,200.00	*
16	Actual Cost	Actual Cost	1,400.00	*
18	Actual Cost	Actual Cost	1,600.00	*
20	Actual Cost	Actual Cost	1,800.00	*
24	Actual Cost	Actual Cost	2,000.00	*

*Shall be completed by a private contractor at the owner's expense and under MCUOD supervision.

b. Connection fees for radio frequency meters larger than 5/8 x 3/4 will be the actual cost.

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- c. For 1 1/2 inch or larger meters, the wet tap and above-ground meter assembly installation shall be provided by the developer or property owner under the supervision of MCUOD, with the meter provided by the county.
- d. The fees listed in subsection 4.03a. above are minimum fees. If actual costs are higher, the connection fee will be the actual cost and not the minimum.
- e. In instances where a group of dwelling units is provided wastewater service by a privately owned treatment plant and collection system and it becomes mandatory by Florida Statutes, Florida Administrative Code, or county ordinance to connect to the county wastewater system, or in instances where private wastewater treatment plant owners desire to voluntarily connect, there shall be a one (1) time connection fee of five hundred dollars (\$500.00) per dwelling unit which has been issued a certificate of occupancy. The connection fee must be paid prior to connection to county wastewater service. Any units or vacant lots which do not have a certificate of occupancy will pay all existing fees at the time of connection.

4.04 WET TAP FEES.

- a. Wet tap fees will be assessed whenever the county must make a wet tap for the connection of new lines to existing potable water or reclaimed water transmission or distribution lines. Wet tap fees are determined by the size of the tap. Wet tap fees are included in connection fees for county installed service lines, fire hydrant installation charges, and fire line connection fees. On occasion, a wet tap for a fire line will exceed the size of the fire line, in which case any difference in fees between the same size tap and the larger size tap shall be added to the fire line connection fee. Wet tap fees are for the tap only. Testing charges for wet taps are listed in subsection 8.03a. All conditions for a wet tap listed in paragraph 8.02a.i. must be

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met prior to scheduling the tap.

- b. The fee for a wet tap is based on the size of the tap according to the following schedule:

Tap Size (in inches)	Fee
2	\$250.00
3	350.00
4	350.00
6	400.00
8	450.00
10	450.00
12	550.00

4.05 LINE FEES – POTABLE WATER AND RECLAIMED WATER.

- a. Authorization. The county administrator is hereby authorized to take necessary and reasonable actions to extend six (6) inch or smaller potable water and reclaimed water lines to serve existing structures when the county administrator determines that the line extension will benefit the citizens in the area or will enhance or contribute to the improvement of the potable water or reclaimed water distribution system.
- b. Before a potable water or reclaimed water line is extended, at least fifty (50) percent of the benefitted property owners shall enter into a contract with the county which shall be recorded in the public records. The contract shall provide that the property owners agree to connect to the potable water or reclaimed water line within one hundred twenty (120) days after it is installed and ready for use and to pay the costs

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for extension of the potable water or reclaimed water line. Upon recording of a notice in the public records at the time of connection, the costs shall constitute a lien on the property until paid.

- c. The cost of a potable water or reclaimed water line extension shall be recovered from line fees to those served. Benefitted property owners shall pay the applicable line fees at the time of connection. The provisions of this subsection shall not apply to any reclaimed water line in existence or approved for extension prior to October 1, 2003.
- d. The applicant requiring initial potable water or reclaimed water service at a location shall pay a line fee of fifteen dollars (\$15.00) per front foot or actual costs, whichever amount is less, for potable water or reclaimed water. Line fees shall not be charged if the exemption set forth in section 4.01 applies.
 - i. The cost of a potable water or reclaimed water line extension shall be borne by all property owners and shall be allocated to each property based upon the front footage of the property, or other equitable method as determined by the county administrator. Any flag lot to be serviced by an extension shall require the payment of a footage charge that is based on seventy-five (75) percent of its footage paralleling the road.
 - ii. The cost of any "oversizing" of the line (i.e., the difference between the cost of installing a six (6) inch line and the cost of the line actually installed) shall be borne by the county subject to future recovery as provided by contract.

4.06 LINE FEES – WASTEWATER.

- a. Authorization. The county administrator is hereby authorized to take necessary and reasonable actions to extend wastewater lines to serve existing structures when the

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county administrator determines that the line extension will benefit the citizens in the area or will enhance or contribute to the improvement of the wastewater collection system. Cost recovery shall be a major consideration in determining the feasibility of an extension. Wastewater lines may also be extended by special assessment project, as provided by Chapter 2-2, Article IV, Manatee County Code of Ordinances, and other applicable provisions of law. Non-assessment wastewater line extensions shall be confined to gravity service, shall not exceed one-quarter (1/4) mile (one thousand three hundred twenty (1,320) feet) in length, and shall not be of a size larger than eight (8) inches in diameter.

- b. Before a non-assessment wastewater line is extended, one hundred (100) percent of the benefitted property owners shall enter into a contract with the county which shall be recorded in the public records. The contract shall provide that the property owners agree to connect to the wastewater line within one hundred twenty (120) days after it is installed and ready for use and to pay the costs for extension of the wastewater line. Upon recording of a notice in the public records at the time of connection, the costs shall constitute a lien on the property until paid.
- c. The owner of a non-developed parcel at the time of the wastewater line extension will be required to pay the applicable line fees in effect at the time the parcel is developed.
- d. The applicant requiring initial residential wastewater service at a location shall pay a wastewater line fee for each dwelling unit established in the schedule below. Owners of additional residential units shall pay a wastewater line fee for each dwelling unit. The line fee for nonresidential wastewater service will be based on meter size as established in the schedule below. Owners of nonresidential property

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shall pay a wastewater line fee equivalent to the difference between the original and increased meter sizes when a larger meter is requested or required. Owners of split parcels (assessed and non-assessed) shall pay wastewater line fees at the time of connection in accordance with the schedule below. Line fees shall not be charged if the exemption set forth in section 4.01 applies.

- i. The owners of all developed properties benefitted under a non-assessment wastewater line extension project will be required to pay the following line fees at the time of connection to the wastewater system:

<u>Meter Size (in inches)</u>	<u>Line Fee</u>
Residential	\$3,500.00 per dwelling unit
5/8 x 3/4	3,500.00 per meter
3/4 x 3/4	4,000.00 per meter
1	6,000.00 per meter
1 1/2	11,000.00 per meter
2	17,000.00 per meter
3	22,000.00 per meter
4	34,000.00 per meter
6	44,000.00 per meter
8	68,000.00 per meter
10	78,000.00 per meter

- ii. Developed lots connecting to the county's wastewater system which do not have metered potable water service will be subject to the following charges:

Residential	\$3,500.00 per dwelling unit
Class 1 Commercial (based on 6,000 gallons/month)	3,500.00 per service

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Class 2 Commercial 4,000.00 per service
(greater than 6,000 gallons to 10,000 gallons/month)

Class 3 Commercial 6,000.00 per service
(greater than 10,000 gallons to 25,000 gallons/month)

Class 4 Commercial 11,000.00 per service
(greater than 25,000 gallons to 75,000 gallons/month)

Class 5 Commercial 22,000.00 per service
(greater than 75,000 gallons/month)

Class 6 Residential Mobile Home 34,000.00 per service
(based on 3,600 gallons/month)

Class 7 Residential Condominium 44,000.00 per service
(based on 4,500 gallons/month)

- iii. Upon a determination that a financial hardship will be imposed upon a property owner or that other special circumstances exist, the county administrator may modify the per unit charge. When possible, such modification shall take into account the demand placed on the system.
- iv. The cost of any "oversizing" of the line (i.e., the difference between the cost of installing the size line needed to serve the properties that might benefit immediately from extension of the line and the cost of the line actually installed) shall be borne by the county subject to future recovery as provided by contract.
- v. Individual assessments for a special assessment wastewater line extension project shall be as adopted by the board during a duly advertised public hearing.

4.07 CONDITIONS.

- a. Fee payment - general. Applicants requiring potable water, reclaimed water, and/or wastewater service for a structure shall pay the appropriate facility investment fees,

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connection fees, line fees, and security deposits prior to the issuance of a certificate of occupancy or temporary certificate of occupancy. Credit cards will not be accepted for payment of the fees listed in this subsection, but will be accepted for payment of security deposits. Wastewater service charges will begin at the time fees are paid.

- i. Wastewater FIF exemption. Applicants requiring wastewater service for an existing structure not previously served who pay for an extension of wastewater service shall pay the wastewater facility investment fee, unless the applicant connects to the wastewater system within one hundred twenty (120) days from the date of notification of line certification by the county. An existing structure shall be any structure for which a certificate of occupancy or temporary certificate of occupancy has been issued before the date of notification of wastewater line certification by the county. Connection must occur within one hundred twenty (120) days or the FIF will be payable, as determined by the county administrator.
- b. Time payment. The owners of dwelling units, single-family and multifamily residential units, and mobile homes, as listed in the customer classifications provided under paragraphs 4.02c.i. and 4.02c.ii., for which a certificate of occupancy or temporary certificate of occupancy has been issued on or before the date of certification of the line extension, may pay the required FIF's, connection fees, and/or line fees in accordance with the time payment provisions of this subsection, provided that they meet the conditions specified below. The owners of properties listed in the commercial classifications in subsection 4.02c. may also be permitted to make time payments if the county administrator determines that health issues and

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financial hardship exist. Requests for time payments for commercial properties must be made by the county health department and approved by the county administrator.

The conditions for time payment are as follows:

- i. In addition to the principal amount of the applicable FIF's, connection fees, and line fees, the property owner shall pay interest at an annual rate of eight (8) percent;
 - ii. To qualify for time payment under this subsection, the owner of the property must enter into a contract with the county providing that the balance due shall constitute a lien against the real property that will be connected to the potable water or wastewater system and that the balance due, if any, will be paid at the time of the sale of or other transfer of title to the real property. The owner of the property shall agree to maintain billing in the property owner's name until all fees due are paid and the lien is satisfied;
 - iii. A contract to pay the applicable FIF's, connection fees, and line fees will provide for a maximum of one hundred eighty (180) payments to include principal and interest, payable by monthly billing; and
 - iv. If not timely paid, the unpaid balance and interest accrued thereon, together with attorney's fees and costs, may be recovered in a civil action in any manner authorized by law, and any such lien and accrued interest may be foreclosed or otherwise enforced by action or suit as for the foreclosure of a mortgage on real property.
- c. FIF when meter size or type of service is changed. If an applicant is required to change the type of service or to increase the size of the potable water meter at an existing service connection, the applicant shall pay the difference between the

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current potable water and wastewater facility investment fees and security deposits for the existing meter size and the corresponding facility investment fees and security deposits for the new meter size. The connection fees will be charged based on the new meter size without credit for previous connection fees paid. If an applicant desires to decrease the size of the potable water meter for an existing service, no FIF, connection fee, line fee, or service charge refund shall be paid to the applicant.

- d. Duplex change in service. When the owner of one (1) dwelling unit of a duplex served by a single meter desires separate metering, the FIF will not be charged, but all other fees and charges will apply.
- e. Irrigation meters potable water. If an existing customer with one (1) meter desires a two (2) meter installation, one (1) for residential and one (1) for irrigation, a separate FIF, corresponding to the schedule of FIF's established in subsection 4.02b., will be charged for each meter, as well as all other applicable fees, including connection fees. An additional security deposit will not be required. For agricultural purposes, an irrigation only meter may be applied for as a primary meter. The FIF's, connection fees, and security deposits must be paid prior to installation. The minimum size allowed for irrigation meters is three-quarter (3/4) inch. A valid plumbing permit must be presented at the time of application.
- f. Irrigation meters potable water - multifamily. If a multiunit residential facility desires separate metering for purposes of irrigation of the immediate surrounding premises, FIF's based on meter sizes, as well as all additional fees and charges, will apply except additional security deposits. The exemption from extra security deposits does not apply to golf courses, nurseries, or similar facilities.
- g. Conversion to duplex. If an existing metered structure is converted to a duplex,

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individual metering is required but only one (1) additional FIF will be charged. In addition, all other fees and charges will apply.

- h. Conversion to multiunit. If an existing facility converts to a multiunit facility, the potable water and wastewater FIF's will apply to each additional unit. All other fees and charges will apply. Exceptions may be granted by the county administrator for good cause shown.
- i. Master meter conversion to individual metering.
 - i. General. An existing master meter customer may convert to individual metering upon approval by the county administrator.
 - ii. Residential. Each individual residential unit shall be charged a connection fee and security deposit based on meter size. No additional facility investment fee will be required.
 - iii. Commercial. Each individual commercial customer will be charged a facility investment fee, connection fee, and security deposit based on meter size. The difference between the applicable FIF for the existing master meter and the applicable FIF for a reduced size meter may be applied toward the FIF for the new meter or meters.
- j. FIF wastewater only accounts. The FIF for wastewater only accounts may be based on a potable water usage calculation certified by a professional engineer registered in the State of Florida and upon approval by the county administrator. Alternative methods of calculation may be specified by the county administrator.
- k. Special wastewater FIF condition. An applicant may demonstrate, through a report by a professional engineer registered in the State of Florida to the satisfaction of the county administrator, that a specific amount of potable water to be used by the

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applicant will not be returned to the wastewater system in the form of wastewater. At the discretion of the county administrator, the applicant may be charged a lower wastewater facility investment fee corresponding to the approximate use of the county wastewater system. If at a future time the applicant increases the amount of wastewater delivered to the county wastewater system above the amount upon which the initial facility investment fee was based, the applicant shall pay the difference between the wastewater facility investment fee for the new level of use of the wastewater system, as determined by the county administrator, and the corresponding current facility investment fee for the estimated initial level of service.

ARTICLE V

MONTHLY RETAIL CUSTOMER BASE CHARGES AND QUANTITY RATES

5.01 MONTHLY RETAIL CUSTOMER BASE CHARGES.

- a. All occupied or unoccupied buildings and dwelling units with connected service including, but not limited to, single-family residences, apartments, rental units, condominiums, mobile homes, industrial and commercial facilities, irrigation meters, and metered construction sites, whether or not there is any consumption or usage of services, shall be subject to the following monthly customer base charges:

INDIVIDUAL METERS

<u>Meter Size (in inches)</u>	<u>Potable Water</u>	<u>Wastewater</u>	<u>Reclaimed Water</u>
5/8 x 3/4	\$6.05	\$14.45	\$2.60
3/4	8.45	21.65	2.80
1	12.55	32.45	3.40
1 ½	23.20	62.45	4.10
2	36.55	98.45	6.20

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3	76.20	194.50	21.40
4	115.35	302.50	27.00
6	225.55	602.55	40.00
8	360.00	962.65	55.00
10	505.00	1,382.50	80.00
Over 10	Actual Cost	Actual Cost	Actual Cost

RESIDENTIAL MASTER METERS

	<u>Potable Water</u>	<u>Wastewater</u>
Single-Family Residences	\$5.05/unit	\$13.45/unit
Condominium/Apartment/Hotel/Motel	3.60/unit	9.00/unit
Mobile Home/Travel Trailer	2.75/unit	7.20/unit

COMBINED RESIDENTIAL POTABLE WATER LINE/FIRE LINE

Meter Size (in inches)	<u>Potable Water</u>	<u>Wastewater</u>
3/4	\$5.95	\$14.45
1	9.10	32.45

QUARTERLY RETAIL CUSTOMER BASE CHARGE – TEMPORARY USE METERS

Meter Size (in inches)	<u>Potable Water</u>	<u>Wastewater</u>
3/4	\$25.35	\$65.00
2	109.70	295.40

- b. At the discretion of the county administrator, the monthly retail customer base charge may be modified when:
- i. The dwelling unit is unoccupied and uninhabitable due to structural damage;
 - ii. The potable water meter has been removed; and

- iii. The wastewater service has been capped.

5.02 RETAIL QUANTITY RATES.

a. Potable water.

i. Residential individual meters.

First 6,000 gallons: \$1.28 per 1,000 gallons
Next 9,000 gallons: \$1.58 per 1,000 gallons
Over 15,000 gallons: \$4.48 per 1,000 gallons

ii. Nonresidential.

\$1.28 per 1,000 gallons (all meter sizes)

iii. Industrial bulk service.

\$1.28 per 1,000 gallons (all meter sizes)

iv. Master metered single-family residences.

First 6,000 gallons	\$1.28 per 1,000 gallons
	multiplied by the number of units
Next 9,000 gallons	\$1.58 per 1,000 gallons
	multiplied by the number of units
Over 15,000 gallons	\$4.48 per 1,000 gallons
	multiplied by the number of units

v. Master metered condominiums/apartments/hotels/motels.

\$1.28 per 1,000 gallons up to 4,500 gallons
multiplied by the number of units
\$1.58 per 1,000 gallons for the total in excess of 4,500 gallons
multiplied by the number of units

vi. Master metered mobile home parks and travel trailer parks.

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\$1.28 per 1,000 gallons up to 3,600 gallons

multiplied by the number of units

\$1.58 per 1,000 gallons for the total in excess of 3,600 gallons

multiplied by the number of units

vii. Irrigation 3/4 inch and smaller meters.

First 5,000 gallons: \$1.28 per 1,000 gallons

Over 5,000 gallons: \$4.48 per 1,000 gallons

viii. Irrigation 1 inch and larger meters.

First 5,000 gallons: \$1.28 per 1,000 gallons

Next 10,000 gallons: \$1.58 per 1,000 gallons

Next 15,000 gallons: \$2.06 per 1,000 gallons

Next 30,000 gallons: \$2.58 per 1,000 gallons

Next 40,000 gallons: \$3.45 per 1,000 gallons

Over 100,000 gallons: \$4.48 per 1,000 gallons

b. Wastewater.

i. Metered customers.

\$3.10 per one thousand (1,000) gallons at eighty-five (85) percent of potable water consumption

Maximum monthly wastewater charge for residential individually metered customers is based on 12,000 gallons of water consumption.

ii. Unmetered customers.

Residential	\$30.25/month
Class 1 Commercial (based on 6,000 gallons/month)	30.25/month
Class 2 Commercial (greater than 6,000 gallons to 10,000 gallons/month)	41.40/month

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Class 3 Commercial (greater than 10,000 gallons to 25,000 gallons/month)	64.00/month
Class 4 Commercial (greater than 25,000 gallons to 75,000 gallons/month)	151.95/month
Class 5 Commercial (greater than 75,000 gallons/month)	296.20/month
Class 6 Residential Mobile Home (based on 3,600 gallons/month)	16.65/month/unit
Class 7 Residential Condominium (based on 4,500 gallons/month)	20.85/month/unit

c. Reclaimed water.

i. Quantity rates for retail customers. \$0.50/1,000 gallons

Retail customers who average in excess of one million (1,000,000) gallons per month will be required to enter into a contract with the county approved by the board which will include quantity rates.

ii. Quantity rates for well credit transferors.

For historical use under 1 MGD \$0.05/1,000 gallons
of historical use

For consumption over historical use .20/1,000 gallons

Well credit transferor customers whose historical use exceeds one million (1,000,000) gallons per day will be required to enter into a contract with the county approved by the board which will include quantity rates.

iii. Reclaimed water used for the purpose of training fire fighters will not require a consumption charge.

d. Adjustments to rates.

i. Upon proof of a repair or filling of a new pool, wastewater charges may be

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adjusted in accordance with approved county rules and regulations.

- ii. Upon proof of a leak repair, potable water and wastewater charges may be adjusted in accordance with approved county rules and regulations. In cases of extenuating circumstances, such as a slab leak, the time period for adjustments may be extended by the county administrator. Potable water adjustments shall not be approved for commercial accounts.

ARTICLE VI

WHOLESALE POTABLE WATER AND WASTEWATER RATES, FEES, AND CHARGES

- 6.01 **GENERAL.** All wholesale customers are required to enter into a contract with the county for the purchase of potable water or wastewater service. The contract will specify a reserve capacity and may include provisions for changing the reserve capacity. Unless otherwise specified by contract, reserve capacities for existing wholesale customers are as follows:

	<u>Potable Water</u>	<u>Wastewater</u>
Longboat Key	2.5 MGD	2.26 MGD
Palmetto	2.0 MGD	0 MGD
Bradenton	0.5 MGD	0 MGD
Sarasota County	10.0 MGD	0 MGD

Reserve capacities may be increased through contract amendments only.

- 6.02 **MONTHLY WHOLESALE CUSTOMER CHARGES.**

- a. Monthly charge per one million (1,000,000) gallons of reserve capacity

	<u>Potable Water</u>	<u>Wastewater</u>
All wholesale customers	\$7,905.00	\$12,075.00

The monthly wholesale customer charges are based on reserve capacities as defined in each wholesale customer's contract or as provided in section 6.01 above.

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If a wholesale customer increases its reserve capacity, the customer charge shall increase.

- b. If total consumption of potable water or total flow of wastewater exceeds total reserve capacity in any month, the monthly wholesale customer charge will be increased to account for total consumption or total flow at the rate established in subsection 6.02a. above. This adjusted monthly charge will be billed in addition to the excess demand charge established in subsection 6.03c. below for potable water or subsection 6.04c. below for wastewater.

6.03 WHOLESALE QUANTITY RATES - POTABLE WATER.

- a. Quantity rate. \$1.22 per one thousand (1,000) gallons for all consumption up to the daily reserve capacities provided in section 6.01
- b. Excess consumption. Consumption in excess of reserve capacity units specified in individual contracts or provided in section 6.01 is unacceptable. Should excess consumption occur, the excess demand charge established in subsection 6.03c. below will be billed to the customer, and measures must be taken by the customer to ensure that consumption stays within specified reserve capacity limits. If such measures are not taken or are not adequate, the county may discontinue service or take measures to restrict flow to daily reserve capacity.
- c. Excess demand charge. In order to meet regulatory conservation and consumption requirements, adequately serve all customers, minimize facility investment fees, and properly maintain the system, an excess demand charge is hereby established. Excess demand is consumption in excess of daily reserve capacities provided in section 6.01 or, if specifically contracted, as specified in the contract. Excess demand charges replace the quantity rates established in subsection 6.03a. above

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for that portion of consumption in excess of reserve capacity on any day which exceeds reserve capacity. Excess consumption for that day will be billed according to the following excess demand rate:

Up to or equal to 20% excess of reserve capacity	\$2.44 per 1,000 gallons
Excess over 20% of reserve capacity	4.27 per 1,000 gallons

6.04 WHOLESALE FLOW RATES - WASTEWATER.

- a. Flow rate. \$1.43 per one thousand (1,000) gallons
- b. Excess flow. Flow in excess of reserve capacity is unacceptable. Should excess flow occur, an excess demand charge will apply.
- c. Excess demand charge. If flow exceeds the reserve capacity for the monthly billing cycle, all excess consumption during a day in which reserve capacity is exceeded will be billed at \$2.86 per one thousand (1,000) gallons.

6.05 WHOLESALE FACILITY INVESTMENT FEES (FIF'S).

- a. New wholesale customers must enter into a contract with the county to purchase potable water or wastewater. New customers will apply for reserve capacity at a facility investment fee rate of \$6,100.00 per one thousand (1,000) gallons of potable water capacity per day, or \$7,740.00 per one thousand (1,000) gallons of wastewater capacity per day. If pump stations and force mains are required to provide service, such facilities will be charged to the wholesale customer at the county's actual cost and payment will be required prior to the delivery of service from the county.
- b. Wholesale customers have daily reserve capacities established by contract. These reserve capacities are subject to upward adjustments only through amendment of the contracts. These reserve capacities are also subject to downward adjustments, in the county's discretion, should:

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- i. Drought or other natural conditions result in insufficient ground or surface water to meet the needs of all users of the county potable water system; or
- ii. The county's SWFWMD water use permit(s) be modified so as to allow lesser quantities of potable water usage; or
- iii. A wholesale customer's contract with the county expire or be terminated.

6.06 CONDITIONS. The wholesale rates, fees, and charges established in this article, and any duly noticed changes in said rates, fees, and charges, shall apply whether or not the county has a then-current written contract with any given wholesale customer.

6.07 WHOLESALE CUSTOMER SURCHARGES. Should any wholesale potable water customer impose surcharges, however styled, on individual customers located outside the geographic boundaries of the wholesale customer, in excess of charges imposed upon customers within its boundaries, the county may, in the county's discretion, bill the wholesale customer on a quarterly basis for a sum equal to the aggregate surcharges imposed for the prior quarter, and refund said surcharges to the affected individual customers on receipt of payment from the wholesale customer.

ARTICLE VII

FIRE SERVICE FEES AND CHARGES

7.01 FIRE HYDRANT WATER USE. Use of potable water and reclaimed water from fire hydrants is restricted to testing and emergency fire fighting. Exceptions may be granted by the county administrator upon demonstration of need and circumstance.

7.02 FIRE HYDRANT INSTALLED IN COUNTY RIGHT-OF-WAY. A \$4,000.00 minimum installation charge, or actual cost if greater, when installed or contracted for installation by the county. Road crossings are subject to additional charges. Fire hydrants are not subject to a connection fee.

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7.03 PRIVATELY MAINTAINED COMMERCIAL AND INDUSTRIAL FIRE SERVICE.

One hundred dollars (\$100.00) per unmetered hydrant per year

7.04 FIRE LINE CONNECTION FEES.

- a. Connection fees are based on wet tap only and fire line size. All conditions for a wet tap listed in paragraph 8.02a.i. must be met. Additional charges may be required if the tap size exceeds the fire line size as provided in subsection 4.04a.

<u>Line Size (in inches)</u>	<u>Connection Fee</u>
1	\$200.00
1 1/2	200.00
2	250.00
3	350.00
4	350.00
6	400.00
8	450.00
10	450.00
12	550.00

- b. Three (3) inch and smaller lines shall be metered. All fire lines are required to have approved double check valve assemblies. Detector check assemblies are required on four (4) inch lines and larger. Fire line connection fees are to be paid at the time of primary meter application.
- c. Fire line connections downstream of a potable water master meter are not subject to the connection fees established in subsection 7.04a. above or the facility investment fees established in section 7.05 below.

7.05 FACILITY INVESTMENT FEES FOR FIRE SERVICE. Connection of fire lines to the county

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potable water or reclaimed water system requires payment of facility investment fees based on meter size according to the following table.

Meter Size (in inches)	Base FIF Fire Service
5/8 x 3/4	\$205.00
3/4	205.00
1	205.00
1 1/2	310.00
2	515.00
3	825.00
4	1,235.00
6	2,060.00
8	3,090.00
10	5,150.00
Over 10	7,725.00

7.06 PRIVATE FIRE SERVICE.

a. Residential, Commercial and Industrial

Metered or Unmetered

Sprinkler and Standpipe Systems

<u>Meter Size (in inches)</u>	<u>Monthly Charge</u>
1	\$3.55
1 1/2	4.80
2	6.80
3	18.85
4	21.65
6	35.30
8	51.30
10	69.55
12	87.10

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- b. Fire line charges are billed monthly and appear on monthly bills to customers. If the meter reflects usage for other than fire fighting purposes, the usage will be billed at the nonresidential rate established in paragraph 5.02a.ii.

7.07 FIRE FLOW TESTING.

\$75.00 per hydrant test

Testing will flow hydrants to determine residual pressure and fire flow capacity of the potable water or reclaimed water distribution system at the hydrant location.

ARTICLE VIII

TESTING SERVICE CHARGES

8.01 CONDITIONS.

- a. For testing services, a minimum of forty-eight (48) hours notice is required. This notice is also required prior to the beginning of any excavation for potable water, reclaimed water, or wastewater lines whether they are to be maintained privately or by MCUOD.
- b. No contractor shall turn off any MCUOD potable water or reclaimed water line without prior MCUOD approval and notification of affected homes and other facilities at least twenty-four (24) hours before the turn-off. A MCUOD inspector must be present during turn-off.
- c. All necessary overtime on the part of county personnel will be charged at 1.5 times the regular hourly wage.
- d. All tie-ins to plugs, valves, etc. must be made under county supervision.
- e. The county administrator may establish other requirements and conditions as determined necessary.

8.02 TESTING CHARGES.

- a. Wet taps.

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First test: \$30.00/hour

Retest: \$60.00/hour

i. The following conditions must be met before the tapping crew arrives:

- (a) All utilities shall be located and a dry excavation (approximately four (4) feet x six (6) feet) shall be completed with rock placed in the excavation floor;
- (b) A tapping sleeve and tapping valve must be provided by the property owner or contractor; and
- (c) An approved tapping sleeve must be on the main line and under pressure when the inspector arrives to make the pressure test on the sleeve. The tap will not be made until the line passes the test.

ii. If a trip is made and the inspector determines that the conditions listed in paragraph 8.02a.i. above have not been met, the contractor will be responsible for payment of all associated fees.

b. Pressure tests.

First test: \$30.00/hour

Retest: \$60.00/hour

The system must be pumped up and ready for test when the inspector arrives.

c. Lampings.

First test: \$30.00/hour/employee

Retest: \$60.00/hour/employee or actual cost, whichever is higher

All lines must be flushed and cleaned prior to testing and a ladder must be available for inspection personnel.

d. Air testing.

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First test: \$30.00/hour/employee

Retest: \$60.00/hour/employee or actual cost, whichever is higher

Contractor is responsible for providing test equipment and verifying the water table.

e. Lift stations - power available.

Industrial test: \$30.00/hour/employee

Retest: \$60.00/hour/employee or actual cost, whichever is higher

f. On-site tests during construction.

\$30.00/hour minimum or actual cost, whichever is higher

ARTICLE IX

WASTEWATER PRETREATMENT PROGRAM FEES AND CHARGES

9.01 INDUSTRIAL DISCHARGE PERMIT FEES.

Type	3 Year Permit	1 Year Permit
Type I	\$2,500.00	\$1,250.00
Type II	1,500.00	750.00
Type III	600.00	300.00

Type I - A categorical industrial user as defined by the U.S. Environmental Protection Agency in 40 CFR (Code of Federal Regulations) 403.6 and parts 405-471.

Type II - A significant industrial user as defined in Section 2-31-40, Manatee County Code of Ordinances.

Type III - An industrial user as defined in Section 2-31-40, Manatee County Code of Ordinances.

9.02 INSPECTION FEES.

- a. Inspection fees are to be charged at the rate of forty dollars (\$40.00) per hour with the fee not to exceed two hundred dollars (\$200.00) for the inspection phase of the

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permitting process.

- b. For a violation inspection, or if a user is found to be out of compliance, the user will be charged at the rate of fifty dollars (\$50.00) per hour, per person, per visit, until said user comes into compliance.
- c. The cost of performing discharge analyses will be billed to the user at the current analytical rate charged by the county's laboratory, if performed by the county's laboratory. The cost of performing such analyses will be billed to the user on an actual cost basis, if performed by any laboratory other than the county's laboratory.

9.03 WASTE HAULER PERMIT FEE.

\$275.00 per one (1) year period

9.04 SEPTAGE UNLOADING FEE.

- a. A septage unloading fee shall be based upon a rate of forty dollars (\$40.00) per one thousand (1,000) gallons. The minimum fee shall be twenty dollars (\$20.00) per trip.
- b. A grease unloading fee shall be based upon a rate of eighty dollars (\$80.00) per one thousand (1,000) gallons. The minimum fee shall be forty dollars (\$40.00) per trip.
- c. Out-of-county septage unloading fee shall be based upon a rate of one hundred twenty dollars (\$120.00) per one thousand (1,000) gallons. The minimum fee shall be one hundred twenty dollars (\$120.00) per trip.

ARTICLE X

MAINTENANCE OF PRIVATE SYSTEMS

- 10.01 AUTHORIZATION.** The county is hereby authorized to maintain private potable water and wastewater systems, when such maintenance is determined to be in the public interest. Any such maintenance shall be performed pursuant to contracts approved by the board.

ARTICLE XI**SECURITY DEPOSITS, SPECIAL SERVICE CHARGES, AND MISCELLANEOUS CHARGES****11.01 SECURITY DEPOSITS.**

- a. For potable water and/or wastewater accounts and reclaimed water only accounts, security deposits are required.

Meter Size (in inches)	Residential Meter	Commercial Meter	Fire Line/Irrigation Meter	Master Meter
5/8	\$135.00	\$200.00	\$100.00	\$200.00
3/4	160.00	300.00	150.00	300.00
1	195.00	600.00	300.00	600.00
1 1/2	300.00	900.00	450.00	900.00
2	425.00	1,200.00	600.00	1,200.00
3 and larger	N/A	600.00 per inch	300.00 per inch	600.00 per inch

- b. The security deposit required for a duplex or two (2) dwelling units served by a single meter is twice the meter size security deposit. For master metered accounts with more than two (2) units, an additional security deposit of twenty dollars (\$20.00) per unit will be charged. A security bond will be accepted in lieu of cash security deposits exceeding one thousand eight hundred dollars (\$1,800.00) on residential rental units. Security bonds may be accepted in lieu of cash security deposits exceeding two thousand dollars (\$2,000.00) for master metered or commercial accounts. If the irrigation meter is in addition to a regular meter, no additional security deposit will be required. Governmental entities shall not be required to pay security deposits. Landlord accounts billed in the interim period between tenants will not be charged security deposits. If usage should appear on the meter or after sixty

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(60) days from the date the account was established in the landlord's name, a security deposit will be charged to the landlord's account.

- i. Retail wastewater only security deposits. Based on meter size at eighty-five (85) percent of the potable water security deposit
- ii. Retail reclaimed water only security deposit. Fifty dollars (\$50.00) per single metered unit. Twenty-five dollars (\$25.00) per master metered unit or two (2) months of estimated bills, whichever is greater.
- iii. Interest paid on security deposits. All potable water, reclaimed water, and wastewater security deposits shall accrue interest. The interest rate will be the bank passbook rate effective as of October 1 of each year and will remain at that rate throughout the fiscal year. Accrued interest will be credited once a year to the customer's account.
- iv. Return of individually metered residential security deposits. Security deposits shall be returned to all individually metered residential customers who have not been delinquent in the payment of their county utility bills for twenty-four (24) consecutive months. This subsection shall apply to all customers with individual residential meters who have paid security deposits for potable water, reclaimed water, and/or wastewater service. The amount to be returned shall include the original security deposit paid to the county plus accrued interest calculated in accordance with paragraph 11.01b.iii. above. In the sole discretion of the county, the amount may be applied as a credit to the customer's account or paid by county check issued to the customer. If the individually metered residential account is turned off for delinquency, a new security deposit shall be required before service is reinstated and the

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twenty-four (24) month period shall start again. The amount of the new security deposit shall be based on the utility rate resolution in effect at the time.

11.02 TEMPORARY SECURITY DEPOSITS FOR CONSTRUCTION.

- a. Security deposits for construction purposes are established as security against services rendered and meter losses for construction/development purposes.

Temporary use meter per meter \$250.00

Fire hydrant meter only (two (2) inches) per meter 650.00

- b. Security deposits may be retained on file, at the request of the contractor or developer, for future use. If bills are not paid in a timely manner and equal or exceed the security deposit retained on file, MCUCS may refuse further service pending payment.

11.03 WASTEWATER PRETREATMENT PROGRAM SECURITY DEPOSITS. A security deposit equivalent to two (2) months estimated fee is required on any account. Failure to pay in a timely manner may result in an increased security deposit requirement.

Minimum deposit \$200.00

11.04 POTABLE WATER AND RECLAIMED WATER TURN-ON/TURN-OFF.

- a. Before 2:00 P.M. weekdays \$20.00
- b. Lock and unlock meter 20.00
- c. After 2:00 P.M., weekends, and holidays 50.00

11.05 DISHONORED PAYMENT PROCESSING.

Determined by current county resolution

11.06 SPECIAL SERVICE CHARGES.

- a. Decrease in meter size \$30.00

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b.	Pulled meter - reinstallation	30.00
c.	Install or move hydrant meter	30.00
d.	Meter bench test if meter meets standards	30.00
e.	Broken assembly/lock/tag	20.00
f.	Broken or damaged meter	Actual cost plus 30.00
g.	Installation of radio frequency meter	Actual cost plus 30.00
h.	Removal of obstruction in order to read meter	Actual cost plus 30.00
i.	Unauthorized usage	30.00
j.	Delinquency/dishonored payment, collected in field	15.00
k.	Maintenance or repair of private system	Actual cost plus 20%
l.	Late payment fee (failure to pay current bill by due date)	2% of current bill
m.	Repair of damages to public utilities system caused by other parties	Actual cost plus 20%
n.	Research	15.00/hour
o.	Field trip - customer problem	15.00
p.	No read charge (temporary use meters)	100.00
q.	Administrative fee (account activation)	20.00

11.07 MISCELLANEOUS CHARGES.

a.	Dry silver image photos	\$3.00/each
b.	Engineering prints 24" x 36"	3.00/each
c.	Engineering prints larger than 24" x 36"	5.00/each
d.	Photo copies 11" x 14" and smaller	Determined by Florida Statutes

ARTICLE XII**ENFORCEMENT**

12.01 DELINQUENCY. Bills are due and payable fifteen (15) days from the billing date. At the

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discretion of the county administrator, service may be disconnected on delinquent accounts.

Notice will be sent giving a date for termination of service.

12.02 HABITUAL DELINQUENCY. The county reserves the right to increase the security deposit for any customer who is delinquent three (3) or more times or who has presented two (2) or more dishonored payments in a twelve (12) month period. The maximum deposit required shall not exceed five (5) times the average monthly bill.

12.03 DISCONTINUANCE OF SERVICE. Non-payment when due can result in:

- a. Discontinuance of potable water, reclaimed water, and/or wastewater service;
- b. The recording of a lien against the property; and
- c. The filing of a lawsuit in a court of competent jurisdiction.

For reinstatement of service, all appropriate fees and charges must be paid. If a wastewater line has been capped and has to be reconnected, the actual costs of capping and reconnection may be charged, in addition to all other charges of the county. Potable water and reclaimed water will be subject to consumption charges based on the estimated usage, all applicable charges, and the county's cost of disconnection. This includes connection to fire hydrants and fire lines for other than testing and emergency fire fighting. The county provides services relating to potable water, reclaimed water, wastewater, solid waste, landfill, and other public services. Failure to maintain current payment terms for all services rendered by the county may result in discontinuance of any or all services provided. At the discretion of the county administrator, payment for all services in arrears may be required, as well as additional security deposit requirements, prior to reinitiation of current or future service. Tenants with discontinued service due to delinquency will have their accounts closed and the meters locked or pulled, and the owner according to the county ad valorem tax rolls, public records, or deed will be established as the customer and will be billed

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monthly customer base charges until an account is established in the name of a new tenant.

Any quantity rates during that time will be billed to the tenants who incurred such usage.

- 12.04 UNAUTHORIZED USE OF POTABLE WATER AND RECLAIMED WATER. Unauthorized use of county potable water and reclaimed water will be subject to consumption charges based on the estimated usage, all applicable charges, and the county's cost of disconnection. This includes unauthorized connection to fire hydrants and fire lines for other than testing and emergency fire fighting.

- 12.05 UNAUTHORIZED DISCONNECT FROM WASTEWATER SYSTEM. Any customer connected to the wastewater system who disconnects for other than repair purposes will be subject to the cost incurred by the county to reconnect. The county shall have the right to enter private property for the purpose of reconnection.

- 12.06 CROSS CONNECTION AND INTERCONNECTION. Failure to act upon notification by the county to correct any cross connection or interconnection of services or remedy any backflow preventor testing or repair problem by a specified date will result in termination of service to all affected structures and appropriate charges being levied by the county. Customers who knowingly supply potable water to residences or businesses that have been disconnected for non-payment of security deposits or bills will be liable for payment of the customer base charges and quantity rates for all units being served and discontinuance of potable water service.

ARTICLE XIII

RULES AND REGULATIONS

- 13.01 AUTHORIZATION. To the extent consistent with general law and special law, the county administrator is authorized to prescribe all rules and regulations necessary for the execution, clarification, and administration of this resolution.

ARTICLE XIV

ANNUAL REVIEW AND INCREASE

- 14.01 **ANNUAL REVIEW**. The county administrator shall annually review and assess the rates, fees, and charges established in this resolution in accordance with the requirements of outstanding bond resolutions and covenants contained therein and costs and expenses of the public utilities system. The county administrator shall make recommendations to the board for changes to the rates, fees, and charges, if deemed necessary.
- 14.02 **INCREASE**. Monthly customer base charges and quantity rates will be increased at least three (3) percent each year for four (4) years after the effective date of this resolution, unless otherwise provided by the board. A rate study and analysis of the public utilities system will be conducted no later than the fifth year after the effective date of this resolution, unless otherwise provided by the board. Any changes to the rates, fees, and charges resulting from the rate study and analysis will be presented to the board.
- 14.03 **PROCEDURE**. All rates, fees, and charges revised or increased pursuant to this article shall be established by resolution adopted by the board at a public hearing following publication of notice as provided by Section 2-31-103, Manatee County Code of Ordinances.

ARTICLE XV

PRIOR AND CONFLICTING RESOLUTIONS

- 15.01 All prior and conflicting resolutions, including but not limited to, Resolution No. R-03-128 and Resolution No. R-03-242, shall be repealed, rescinded, superseded, and replaced by this resolution effective October 1, 2004, at 12:01 a.m.

ARTICLE XVI

SEVERABILITY

- 16.01 In the event that any provision, portion or section of this resolution is determined to be

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invalid, illegal or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining provisions, portions or sections of this resolution which shall remain in full force and effect.

ARTICLE XVII

EFFECTIVE DATE

17.01 This resolution and the rates, fees, and charges established in this resolution shall become effective October 1, 2004, at 12:01 a.m.

PASSED AND ADOPTED by the Board of County Commissioners of Manatee County, Florida, with a quorum present and voting, on the 17th day of August, 2004.

ATTEST: R. B. SHORE
Clerk of the Circuit Court

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By: Susan G. Hume
Deputy Clerk



By: Ken Alder
Chairman