

JUL 23 2009 NP/BS

RESOLUTION NO. 2009-M-28

A RESOLUTION ADOPTING A REVISED ORANGE COUNTY 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 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, Chapter 125 of Florida Statutes and any other applicable statutory authority; and

WHEREAS, the Board of County Commissioners last adopted a revised Wastewater and Pollution Control Charge Schedule on May 14, 1996; and

WHEREAS, the Board of County Commissioners has analyzed and caused to be prepared a report of the County's wastewater and pollution control rates, fees and charges; and

WHEREAS, as a result, the Board now declares the need to adopt the recommendations of that report by revising the County's wastewater and pollution control rates, fees and charges;

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

Section 1. Revised Wastewater and Pollution Control Charge Schedule. The Board of County Commissioners (the "Board") hereby adopts the revised Wastewater and Pollution Control Charge Schedule attached to and incorporated herein as Exhibit "A". This Resolution and the attached Schedule supersede the presently existing Wastewater and Pollution Control Charge Schedule adopted May 14, 1996, and, upon the effective date of this Resolution, hereby repeals Resolution No. 96-S-03 in its entirety.

Section 2. 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 automatic increase shall not apply to Specific Service Charges. The Board further directs that on the effective date of each annual increase the Schedule of Wastewater and Pollution Control Charges in effect immediately prior to the effective date of such increase shall be revised to include the three percent (3%) increase in the rates, fees and charges and that a copy of such revised Schedule of Wastewater and Pollution Control Charges shall be maintained for inspection by the Clerk to the Board of County Commissioners.

Section 3. Periodic Rate Review. The Board shall periodically conduct review of the rates, fees and charges set forth in the Orange County Wastewater and Pollution Control Charge Schedule.

Section 4. 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 5. Review of Resolution. The Board hereby finds that all conditions precedent to adoption of this Resolution, pursuant to Section 30-2 of the Orange County Code, have been fulfilled.

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 7. Effective Date. This Resolution shall become effective on October 1, 2009.

ADOPTED THIS _____ DAY OF JUL 23 2009, 2009.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: Richard T. Crotty

Richard T. Crotty
Richard T. Crotty, Mayor

ATTEST: Martha O. Haynie, County Comptroller
As Clerk to the Board of County Commissioners

BY: Martha O. Haynie
Deputy Clerk



EXHIBIT "A"

ORANGE COUNTY
WASTEWATER AND POLLUTION CONTROL
CHARGE SCHEDULE

<u>Water Meter Size</u>	<u>Monthly Charge</u>
5/8 by 3/4 inch meter	\$14.38
1 inch meter	\$31.99
1-1/2 inch meter	\$61.34
2 inch meter	\$96.56
3 inch meter	\$190.48
4 inch meter	\$296.14
6 inch meter	\$589.64
8 inch meter	\$941.84
10 inch meter	\$1,470.14
Volume Charge (Footnote 1)	\$3.27 per 1,000 gallons

Flat Rate (Sewer Only)

Residential Customers

Monthly Charge

Single Family Home	\$47.08
Duplex (1 or 2 bedrooms)	\$39.17
Duplex (3 or more bedrooms)	\$47.08
Multi-Family (1 or 2 bedrooms)	\$39.17
Multi-Family (3 or more bedrooms)	\$47.08
Mobile Home (1 or 2 bedrooms)	\$31.37
Mobile Home (3 or more bedrooms)	\$39.17

Non-Residential Customers

\$2.64 customer charge per account plus volume charge of \$4.53 per 1,000 gallons based upon Equivalent Residential Unit (ERU) factors.

Other Charges

Lockheed-Martin Treatment Charge	\$3.36 per 1,000 gallons
AT&T Treatment Charge (Industrial)	\$0.84 per 1,000 gallons
AT&T Information System Cooling Tower Charge	\$3.27 per 1,000 gallons
High Strength Surcharges	\$3.27 per 1,000 gallons

BOD (biochemical oxygen demand)	\$48.31/100 lbs (for amounts in excess of 300 mg/L)
SS (suspended solids)	\$51.50/100 lbs (for amounts in excess of 300 mg/L)
Total Nitrogen	\$53.46/100 lbs (for amounts in excess of 40 mg/L)
Phosphorous	\$199.61/100 lbs (for amounts in excess of 10 mg/L)
Septage Disposal Charge	\$5.79 per hundred gallons

Oil and Grease Program

Application Fee	\$23.38
Monthly Maintenance Fee	\$25.75

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
Industrial Waste Charge	Rates and fees to be established upon application, subject to evaluation of quantity, quality character and treatability of wastes.
Late Payment Fee	1.5% on past due balance
Wastewater Deposit - All Meters Sizes	2X estimated total monthly bill

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) In addition to the 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