

ORDINANCE NO. O-2019-18

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA,
AMENDING CHAPTER 51 OF THE HOLLYWOOD CODE OF
ORDINANCES ENTITLED "WATER" TO UPDATE THE
CURRENT REGULATIONS RELATING TO ACCOUNTS,
RATES, AND PROCEDURES.

WHEREAS, Chapter 51 of the Hollywood Code of Ordinance establishes the rules and regulations relating to the sale and distribution of water by the City, and the rates charged to consumers for such water services; and

WHEREAS, Department of Public Utilities staff has reviewed the current rules and regulations and have determined that these rules and regulations need to be updated in order to enhance operational services.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Ordinance.

Section 2: That Chapter 51 of the Hollywood Code of Ordinances is hereby amended as follows:

TITLE V: PUBLIC WORKS

* * *

CHAPTER 51: WATER

* * *

WATER SERVICE REGULATIONS

§ 51.030 APPLICATION FOR SERVICE.

* * *

(B) The ~~owner~~ Owner of the premises proposed to be connected for water supply service, or his or her agent ~~thereunto~~ duly authorized in writing, must sign the application for service pipe and water supply, ~~except as otherwise provided.~~

* * *

(Coding: Words in ~~struck-through~~ type are deletions from existing text; underscoring words are additions to existing text.)

**§ 51.031 APPLICATION TO BECOME BINDING CONTRACT UPON
INSTALLATION OF SERVICE.**

* * *

(B) *Term of contract for service.* All contracts for water supply shall expire at the end of the next succeeding calendar month from date of application, but all contracts shall continue in force by renewal without act or notice of either party to the other, from month to month unless ten three days' notice in writing is given by either party to the other of a desire to terminate the contract at the expiration of the then calendar month, and the charging for and payment of water rates in any manner, and at any interval or period, shall not be construed as altering the period of the contract or any renewal thereof under this rule. The Owner shall only request to terminate the contract for water supply service due to at least one of the following reasons:

- (1) Change in property ownership.
- (2) The water meter was removed due to property demolition.
- (3) The irrigation meter was removed and is the sole meter located on the property.

* * *

§ 51.034 DEPOSIT REQUIRED.

(A) Every Customers making an application for water service shall be required to make a deposit with the utility customer service office for the purposed of guaranteeing payment. The rates shall be established by resolution of the City Commission.

The Ceity shall apply any Deposit collected from any Ceustomer for the provision of water, sewer, or sanitation services toward any and all charges that remain unpaid by the same Ceustomer for any of these services.

~~Delinquent accounts wherein the deposit was previously refunded shall be required to re-establish their deposits in accordance with the schedule established by resolution of the City Commission under the following circumstances:~~

- ~~(1) Customer paid with a check that is refused by a bank twice within the past 12 months;~~
- ~~(2) Customer's service was disconnected for nonpayment twice within the past 12 months;~~
- ~~(3) Customer tampered with the meter or used service in a fraudulent or unauthorized manner within the past 12 months. Deposits that are reestablished in accordance with this chapter shall be billed to the customer's account.~~

(B) Deposits shall be refunded only at the time the customer account is closed, ~~excepted as provided in subsection (C) below.~~ When an account is closed, the deposit, if any, shall be applied toward any outstanding final charges. Any remaining portion of the deposit after such application shall be refunded to the Customer.

~~(C) After the owner of an owner-occupied, single-family, duplex or triplex residence has established a satisfactory payment record and has had continuous service for a period of 23 months, the deposit shall be refunded, provided the owner has not, in the preceding 12 months:~~

~~(1) Made more than one late payment of a bill (after the account has become delinquent as provided in §51.142);~~

~~(2) Paid with a check refused by a bank;~~

~~(3) Been disconnected;~~

~~(4) Tampered with the meter; or~~

~~(5) Used service in a fraudulent or unauthorized manner.~~

~~(C)~~ (D) Deposits will accrue simple interest at the average annual rate earned by the City on its pooled investments. The interest will be applied to the account for which the deposit is held, at the close of the fiscal year on those accounts having been held for at least one year.

~~(D)(E)~~ A utility account deposit may be transferred from one account to another account of the same Customer, ~~provided the deposit is eligible for refund pursuant to subsection (C) above, or~~ provided the account from which the deposit is being transferred is closed and all final charges have been paid or transferred to the new account.

§ 51.035 TEMPORARY SERVICE TO CONTRACTORS AND THE LIKE.

* * *

(E) Charges and rules applicable to temporary meter service are as follows:

* * *

(2) Applicants shall be responsible to notify the Public Utilities Department of the location of the meter and the meter reading every 60 30 days for billing purposes, so that the Department may inspect the meter condition and registration. Customers who fail to provide the location of the meter and the meter reading every 30 days shall be subject to a no-read meter penalty to be established by resolution of the City Commission. Customers who fail to provide the location of the meter and the meter

reading for two consecutive months will be notified to return the meter immediately and the utility account shall be closed. If the meter is not returned to the office in three business days, the Customer shall be subject to an additional no return meter penalty as established by resolution of the City Commission, which is in addition to the cost of the meter.

* * *

(6) The City shall bill temporary meter accounts monthly based on either an actual meter reading or an estimated consumption reading based on standard use for the meter size the average consumption from the temporary meter accounts with actual readings for the month. Non-payment of charges will result in routine delinquency processing pursuant to this chapter including service disconnection. The City may elect to close the account if the balance remains unpaid ten working days after service connection. The Customer's deposit will be forfeited in its entirety upon account closure. Reactivation of the account will require another deposit in full.

(7) The use of unauthorized meters to obtain water from City hydrants is prohibited. Unauthorized use of meters found connected to City hydrants will be removed and an unauthorized meter penalty shall be established by resolution of the City Commission and shall be assessed in order to return the unauthorized meter to the appropriate municipality and open the utility account with the City to obtain an authorized City meter.

* * *

§ 51.037 CHANGE OF OWNERSHIP OR OCCUPANCY OF PREMISES.

(A) In the event of any change in ownership or occupancy of any premises connected to the system, it is the responsibility of the current Customer to close the utility account and the responsibility of the new customer to apply for new service. In addition to applying for new service pursuant to §51.030, the new Owner or tenant is required to provide proof of occupancy, such as a closing statement or deed for ownership, or a copy of a lease for tenancy change, to establish the exact date of ownership or tenancy change. The current Owner or tenant is responsible for all utility charges on the account up to the date of ownership or tenancy change, and the new Owner or tenant is responsible for all utility charges thereafter.

(B) When a customer vacates or sells property, leaving an unpaid bill, the City may refuse any service the same Customer may be using or intends to use in the future, until the original delinquent account is paid in full, regardless of whether the other accounts of the Customer are in good standing.

* * *

**§ 51.039 DUTY OF CONSUMER AS TO LEAKS OR WASTE; NO REFUNDS;
RATE ADJUSTMENT.**

* * *

(C) *Rate Adjustment.* An account with usage exceeding 200% of the average monthly usage for the previous 12 months in any month commencing on or after March 1, 2009 will be considered once in a 12 month period for adjustment of such monthly overage to the lowest tiered water rate for an adjustment period of up to two months, subject to the Ceustomer providing supporting documentation of the existence and subsequent repair of a leak or other valid circumstances causing the overage. The granting of a rate adjustment will be subject to the approval of both the Director of Financial Services and the Director of Public Utilities or their designees.

§ 51.042 OWNER OF PREMISES RESPONSIBLE FOR ALL ACTS.

* * *

(B) The tenant in or upon any premises of any Owner, shall at all times and for all purposes be connected with or arising from the Ceity's water supply service to and for such premises except the making of the original application for water supply service pipe and contract, and shall be taken and construed to be the properly constituted agent of the Owner.

* * *

METERS

§ 51.071 LOCATION.

* * *

(B) In addition to the code enforcement citation and special hearing procedures, property Owners who:

* * *

(2) Do not keep physical access to the meter free and clear of any obstacles, so that the Ceity can read, repair, install, remove and do any other action necessary to the meter or to carry out disconnect or reconnect service, will also be subject to the Ceity's right to take any reasonable physical action to secure access and remove obstacles, including, but not limited to, breaking any lock, removing any gate, and restraining or subduing any dog or other animal, that prevents, interferes with or otherwise impedes access to the meter.

Before the Ceity takes any action, the Ceity shall provide the Oewner (and/or the Ceustomer, if different from the Oewner) with a minimum of ten days written notice, by regular mail sent to the address listed on the water account, and by posting of the property, to provide access and remove all obstacles. In securing access and removing obstacles, the Ceity shall not be liable for damage to property as long as the Ceity makes a reasonable effort to minimize such damage.

Any reasonable expense incurred by the Ceity in securing access to its water meter shall be the responsibility of the property Oewner and if not paid within 30 days of written demand, shall constitute a lien against the property until paid. Such lien shall be coequal with the lien of all state, county, district and municipal taxes and superior in dignity to all other liens, titles, and claims. In the event that the Public Utilities Department requires the assistance of the City's Police Department to gain access to the meter, a fee per occurrence will be assessed against the utility account. Such fee will be established by resolution of the City Commission.

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§ 51.075 DEFECTIVE METERS.

* * *

(B) In case the meter has been found to be defective or has ceased to register, the amount of usage to be billed for the period that the meter was not functioning properly shall be determined by taking the average monthly usage for the previous 12 months with records of water consumption or records of less than 12 months if 12 monthly records are not available. The Ceity can bill for past unbilled usage as herein determined for a period of up to 60 months.

* * *

RATES AND CHARGES

§ 51.125 TAP-IN FEES.

* * *

(B) (1) *Basic service.* Upon the application of the owner Owner or consumer Consumer for water service on the premises, the following basic tapping charges shall be established by resolution of the City Commission and these charges are established made to cover the costs of tap and installation of the service to the property line of the lot to be supplied with water service.

~~*Tap and Service,
Including the Cost of the Meter,
Materials and Installation*~~

(Inches)

5/8	\$ 800
1	880
1 1/2	1,060
2	1,180
3	3,400
4	5,200
6	7,000
8	9,500

(2) Where the City must install a tap and service line under a state, county, or other major roadway where roadway ownership prohibits "open cut" service installation, the City shall assess the following tap and service fees established by resolution of the City Commission to cover the costs of underground installation, including the cost of the meter and related materials:

(Inches)

5/8	\$2,300
1	2,380
1 1/2	2,560
2	2,680
3	7,400
4	9,700
6	13,000
8	15,500

The applicant for the tap and service line shall have the option of (a) having the City perform the work or (b) contracting for professional installation by a private licensed and certified contractor approved by the City. The applicant and the approved contractor shall be responsible for obtaining all necessary permitting permits from the City's Department of Planning and Development Services. Where the said applicant chooses to utilize a private licensed and certified contractor to perform the work, the applicant will only need to pay the meter installation fees established by resolution of the City Commission required in subsection (B)(3) below.

(3) If tap and service lines are not required, the following charges shall be established by resolution of the City Commission to cover the cost of the meter and its installation.

(Inches)

5/8	\$185
1	231
1 1/2	320

(4) Fire-rated system installation for meter sizes of four inches or more.

(a) Where the Ceity installs a fire-rated metering system on behalf of the applicant, ~~the following tap and service line charges shall be established by resolution of the City Commission.~~ apply:

~~(Inches)~~

4 —————	\$8,860
6 —————	10,000
8 —————	13,100

(b) Where the Ceity must install a tap and service line for a fire-rated metering system under a state, county or other major roadway where roadway ownership prohibits "open cut" service installation, the Ceity shall assess ~~the following tap and service fees established by resolution of the City Commission~~ to cover the costs of underground installation, including the cost of the meter and related materials.:

~~(Inches)~~

4 —————	\$13,860
6 —————	16,000
8 —————	19,500

The applicant for the tap and service line shall have the option of (i) having the Ceity perform the work or (ii) contracting for professional installation by a private licensed and certified contractor approved by the Ceity. The applicant and the approved contractor shall be responsible for obtaining all necessary ~~permitting permits~~ from the Ceity's Department of ~~Planning and Development Services~~. Where ~~the said~~ applicant chooses to utilize a private licensed and certified contractor to perform the work, the applicant will only need to pay the meter installation fees established by resolution of the City Commission indicated in subsection (B)(3) herein.

(c) If tap and service lines are not required for fire rated metered systems, the City shall assess charges to cover the cost of the meter and its installation. Such charges shall be established by resolution of the City Commission.

§ 51.126 WATER RESERVE CAPACITY.

(A) (1) * * *

(2) Water reserve capacity charges are to ~~may be paid, at the option of the by the Owner~~ owner or Consumer consumer, in accordance with ~~one of the alternatives the payment procedure one of the alternatives~~ set forth below. However, if

said Owner owner, Consumer consumer or developer developer of new construction for which additional capacity is necessitated intends to convey or conveys the property prior to the completion of all payments under the agreement, the Oowner, Cconsumer or developer shall pay all final amounts owing under the agreement prior to the conveyance. The water reserve capacity charges constitute a lien against the property, and the agreement shall provide for the Ccity to record a claim of lien for said charges immediately upon execution of the agreement:

(a) The Owner or Consumer shall be required to enter into an agreement with the City reflecting the terms of the payment arrangement. The Owner or Consumer shall have the option to pay in full the water reserve capacity charges or enter into a payment arrangement for 60 Sixty equal monthly payments, with the first payment due before issuance of any building permit. The owner or consumer shall be required to enter into a formal agreement with the city reflecting the terms of this payment arrangement. Whenever possible, each payment will be included on the utility bill for the property. The following parameters shall apply:

(1)(a) Interest on the unpaid balance will accrue at a rate to be set in the formal agreement. The rate will be higher of six percent per year or two-thirds of the U.S. Prime Rate published in The Wall Street Journal on the third Tuesday of March, June, September and December. If the third Tuesday is a holiday, the Ccity will use the Prime Rate published the next day. If more than one Prime Rate is published, the Ccity may choose the highest rate. If The Wall Street Journal ceases publication or ceases to publish the Prime Rate, the Ccity may use the Prime Rate published in any other newspaper of general circulation, or the Ccity may substitute a similar reference rate at its sole discretion. A penalty of 12% per year will accrue on any delinquent balance.

(2)(b) If utility service is discontinued pursuant to §51.142 because of a default in payment of water reserve capacity charges, responsibility for payment for the period up to termination will continue, but there will be no further responsibility under the agreement if said agreement is to be permanent.

(3)(c) ~~If this alternative has been selected by a~~ If the payment arrangement is with a Ccustomer who is not the property Oowner, and the Ccustomer is delinquent in payment, and the Ccity has exhausted all reasonable efforts to bring the payments current, the property Oowner will be given the option to enter into an agreement with the Ccity to assume responsibility for payment of the water reserve capacity charges. If the property Oowner refuses to enter into such agreement, then the water reserve capacity for the property will be restored to the level that existed prior to the construction,

addition, or alteration that resulted in the assessment of the water reserve capacity charges.

~~(4)(d)~~ If a new Customer assumes responsibility for payments under the agreement that is current in payment, the new Customer must enter into a new agreement with the City.

~~(5)(e)~~ Credit for payment made under a previous agreement shall carry forward and be applied toward any new agreement concerning the same property entered into within five years of termination of the previous agreement. The previous agreement shall be considered terminated when the City determines that it has exhausted all reasonable efforts to bring delinquent payments current.

~~(b)~~ Five equal annual payments, with the first payment due before issuance of any building permits and subsequent payments due on the anniversary date of issuance of the first building permit. The owner or consumer shall enter into a formal agreement with the city reflecting the terms of this payment arrangement.

~~(1)~~ Interest on the unpaid balance will accrue at a rate to be set in the formal agreement. The rate will be higher of six percent per year or two-thirds of the U.S. Prime Rate published in The Wall Street Journal on the third Tuesday of March, June, September and December. If the third Tuesday is a holiday, the city will use the Prime Rate published the next day. If more than one Prime Rate is published, the city may choose the highest rate. If The Wall Street Journal ceases publication or ceases to publish the Prime Rate, the city may use the Prime Rate published in any other newspaper of general circulation, or the city may substitute a similar reference rate at its sole discretion. A penalty of 12% per year will accrue on any delinquent balance.

~~(2)~~ If utility service is discontinued pursuant to §51.142 because of a default in payment of water reserve capacity charges, responsibility for payment for the period up to termination will continue, but there will be no further responsibility under the agreement if said agreement is to be permanent.

~~(3)~~ If this alternative has been selected by a customer who is not the property owner, the customer is delinquent in payment, and the city has exhausted all reasonable efforts to bring the payments current, the property owner will be given the option to enter into an agreement with the city to assume responsibility for payment of the water reserve capacity charges. If the property owner refuses to enter into such agreement, then the water reserve capacity for the property will be restored to the level that existed prior to the construction, addition, or alteration that resulted in the assessment of the water reserve capacity charges.

~~(4) — If a new customer assumes responsibility for payments under the agreement that is current in payment, the new customer must enter into a new agreement with the city.~~

~~(5) — Credit for payment made under a previous agreement shall carry forward and be applied toward any new agreement concerning the same property entered into within five years of termination of the previous agreement. The previous agreement shall be considered terminated when the city determines that it has exhausted all reasonable efforts to bring delinquent payments current.~~

* * *

(B) The water reserve capacity charge shall be established by resolution of the City Commission as indicated in the following tables:

Water

	RCC
Residential (per unit)	
Single Family	\$1,130.00
Duplex	1,130.00
Multi-family 3+ units	807.48
Mobile home	322.52
Non-Residential and irrigation meters	
Meter size (inches)	
5/8	1,130.00
1.00	2,825.00
1.50	5,650.00
2.00	9,040.00
3.00	18,080.00
4.00	28,250.00
6.00	56,500.00
8.00	90,400.00

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§ 51.127 USAGE INSIDE CORPORATE LIMITS.

(A) A base charge shall be established by resolution of the City Commission and levied against each unit supplied by a connected service for each month of each applicable year ~~in the amounts as follows:~~

<i>Water Rates and Charges</i>						
	<i>0/1/2013</i>	<i>10/1/2014</i>	<i>10/1/2015</i>	<i>10/1/2016</i>	<i>10/1/2017</i>	<i>10/1/2018</i>
Monthly Base Charge:						
Residential—Charge Per Unit						
Single Family	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76
Multi Family	\$4.80	\$4.80	\$4.80	\$4.80	\$4.80	\$4.80
Non-Residential—Charge by Meter Size						
Meter Size (inches)	Base Charge	Base Charge	Base Charge	Base Charge	Base Charge	Base Charge
5/8	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76
1-1/2	\$33.77	\$33.77	\$33.77	\$33.77	\$33.77	\$33.77
*All rates shown are for inside city customers. Outside city customer rates are 1.25 times rates shown. ** CCF = 100 Cubic Feet.						

A unit shall include, but not be limited to, a single-family residence; an additional, detached dwelling unit or noncommercial guest house at a single-family residence; each dwelling or rental unit in a duplex, apartment, cooperative, condominium, trailer or mobile home park or similar multi-family building, complex or housing area; each rental unit, with or without cooking facilities, in a hotel or motel; each common area, club house or pool in any multi-unit facility, including a hotel or motel, serviced by a meter; each available unit in a commercial business establishment; the entire area serviced by each irrigation meter; and each hospital, school, non-profit organization, local government, or governmental agency serviced by meter.

* * *

(C) In addition to the based charge and subject to the provisions of §51.145, every user shall pay for all water used at the following applicable rates established by resolution of the City Commission:

<i>Water Rates and Charges</i>						
	<i>10/1/2013</i>	<i>10/1/2014</i>	<i>10/1/2015</i>	<i>10/1/2016</i>	<i>10/1/2017</i>	<i>10/1/2018</i>
<i>Flow</i>						
<i>Single Family Residential</i>						
Cubic Feet From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
0—500	\$2.41	\$2.41	\$2.41	\$2.41	\$2.41	\$2.41
501—1000	\$4.82	\$4.82	\$4.82	\$4.82	\$4.82	\$4.82
1001—1500	\$6.03	\$6.03	\$6.03	\$6.03	\$6.03	\$6.03

1501—2000	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
2001—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Multi-Family Residential Ranges to be Adjusted by Unit Count</i>						
Cubic Feet From:—To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
0—400	\$2.41	\$2.41	\$2.41	\$2.41	\$2.41	\$2.41
401—700	\$4.82	\$4.82	\$4.82	\$4.82	\$4.82	\$4.82
701—1100	\$6.03	\$6.03	\$6.03	\$6.03	\$6.03	\$6.03
1101—1400	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
1401—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Water Rates and Charges</i>						
	10/1/2013	10/1/2014	10/1/2015	10/1/2016	10/1/2017	10/1/2018
<i>Flow</i>						
<i>Non-Residential Flow Charges by Block</i>						
—Block 1	\$4.82	\$4.82	\$4.82	\$4.82	\$4.82	\$4.82
—Block 2	\$6.03	\$6.03	\$6.03	\$6.03	\$6.03	\$6.03
* All rates shown are for inside-city customers. Outside-city customer rates are 1.25 times rates shown.						
** CCF = 100 Cubic Feet.						
* See non-residential water blocks range table below for specific block ranges						

<i>Water Rates and Charges</i>						
	10/1/2013	10/1/2014	10/1/2015	10/1/2016	10/1/2017	10/1/2018
<i>Flow</i>						
<i>Customer Class</i>		<i>Meter Size (inches)</i>	<i>Cubic Feet</i>			
			<i>Block 1</i>	<i>Block 2</i>		
Commercial		5/8	9,000	All usage above 9,000		
Commercial		1	15,200	All usage above 15,200		
Commercial		1 1/2	53,500	All usage above 53,500		
Commercial		2	50,200	All usage above 50,200		
Commercial		3	203,900	All usage above 203,900		
Commercial		4	69,500	All usage above 69,500		
Commercial		6	103,800	All usage above 103,800		

Commercial	8	152,100	All usage above 152,100
Government	5/8	5,900	All usage above 5,900
Government	1	8,900	All usage above 8,900
Government	1 1/2	45,000	All usage above 45,000
Government	2	172,100	All usage above 172,100
Government	3	103,200	All usage above 103,200
Government	4	47,600	All usage above 47,600
Government	6	135,000	All usage above 135,000
Hotel Motel	5/8	10,200	All usage above 10,200
Hotel Motel	1	11,900	All usage above 11,900
Hotel Motel	1 1/2	28,000	All usage above 28,000
Hotel Motel	2	46,900	All usage above 46,900
Hotel Motel	3	59,000	All usage above 59,000
Hotel Motel	4	204,700	All usage above 204,700
Hotel Motel	8	642,000	All usage above 642,000
Schools	5/8	2,700	All usage above 2,700
Schools	2	59,300	All usage above 59,300
Schools	3	48,300	All usage above 48,300
Schools	4	132,300	All usage above 132,300
Schools	6	95,100	All usage above 95,100
Hospitals	5/8	10,300	All usage above 10,300
Hospitals	1	4,900	All usage above 4,900
Hospitals	1 1/2	9,600	All usage above 9,600
Hospitals	2	15,300	All usage above 15,300
Hospitals	4	611,900	All usage above 611,900
Hospitals	6	102,200	All usage above 102,200
Hospitals	8	607,000	All usage above 607,000

Irrigation Rates and Charges						
	10/1/2013	10/1/2014	10/1/2015	10/1/2016	10/1/2017	10/1/2018
Monthly-Base Charge:						
Residential – Charge Per Unit						
Single Family	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76
Multi Family	\$4.80	\$4.80	\$4.80	\$4.80	\$4.80	\$4.80
Non-Residential – Charge by Meter Size						
Meter Size (Inches)	Base Charge	Base Charge	Base Charge	Base Charge	Base Charge	Base Charge

5/8	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76	\$6.76
1-1/2	\$33.77	\$33.77	\$33.77	\$33.77	\$33.77	\$33.77
* All rates shown are for inside-city customers. Outside-city customer rates are 1.25 times rates shown. ** CCF = 100 Cubic Feet.						

<i>Irrigation Rates and Charges</i>						
	10/1/2013	10/1/2014	10/1/2015	10/1/2016	10/1/2017	10/1/2018
<i>Flow Rate per CCF:</i>						
<i>Single Family Residential</i>						
Cubic Feet From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
1,501 2,000	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
2,001 And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Multi-Family Residential</i> Block Ranges Adjusted by Unit Count						
Cubic Feet From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
1,101 1,400	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
1,401 And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential - 5/8 Inch Meter</i>						
Cubic Feet From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
1,501 2,000	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
2,001 And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential - 1 Inch Meter</i>						
Cubic Feet From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
3,601 4,900	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
4,901 And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential - 1 1/2 Inch Meter</i>						
Cubic Feet From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF

—7,101—9,600	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
—9,601—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential—2-Inch Meter</i>						
—Cubic Feet —From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
—11,301—15,300	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
—15,301—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential—3-Inch Meter</i>						
—Cubic Feet —From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
—21,101—28,600	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
—28,601—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential—4-Inch Meter</i>						
—Cubic Feet —From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
—35,101—47,600	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
—47,601—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential—6-Inch Meter</i>						
—Cubic Feet —From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
—70,101—95,100	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
—95,101—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44

<i>Non-Residential—8-Inch Meter</i>						
—Cubic Feet —From: To:	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF	Flow Rate per CCF
—112,101—152,100	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23	\$7.23
—152,101—And Over	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44	\$8.44
* All rates shown are for inside-city customers. Outside-city customer rates are 1.25-times rates shown.						
** CCF = 100 Cubic Feet						

~~(D) Commencing on October 1, 2019 and continuing on October 1 of each year thereafter, a utility price index adjustment, which corresponds to the price index established, on or before March 31 of each year, by the Florida Public Service Commission pursuant to F.S. §367.081(4)(a), shall be applied to the based charge and flow rate then in effect.~~

* * *

§ 51.130 CHARGES FOR CONNECTING OR DISCONNECTING SERVICE INCLUDING INSTANCES OF TAMPERING.

* * *

(E) If a new or established Ceustomer turns on his or her own service at the curb stop without Ceity assistance because his or her service is disconnected for nonpayment of his or her bill, because his or her service is disconnected for failure to apply for service pursuant to §51.030, or because the Ceity discontinued service because of leaks or wasted water pursuant to §51.039, the act of turning on the service without Ceity assistance shall be a violation of this Code Chapter, and the Ceity shall assess the Ceustomer fees, and charges plus an administrative fee as established by resolution of the City Commission as follows: In addition, disconnection fees, service fees and costs of damages to City property shall be established by resolution of the City Commission and the fees will be established for the following: as follows:

(1) For the first offense, the Ceustomer shall be assessed a disconnection fee to be established by resolution of the City Commission plus an administrative fee to be established by resolution of the City Commission, and the cost of any damage to Ceity property. In addition, a broken lock fee for the cost of a broken or missing lock or strap if such device(s) were originally utilized to discontinue service shall be assessed and such fee shall be established by resolution of the City Commission.

(2) For each additional offense, the Ceustomer will be assessed a ~~disconnection fee to be established by resolution of the City Commission, an administrative fee to be established by resolution of the City Commission,~~ the cost of any damage to Ceity property, a service fee to be established by resolution of the City Commission to cover the Ceity's cost of disabling waterflow by means such as plugging or removing the meter or disconnecting service from the water main, and an additional another service fee to be established by resolution of the City Commission to cover the cost of restoring service back to the Ceustomer by means such as unplugging or re-installing the meter.

(3) Additionally, in the case of a Ceustomer who has unlawfully restored his or her service where the Ceity identified leaks and waste of water pursuant to §51.039, the Ceustomer shall be responsible for payment of the charges for all wasted water resulting from the unlawful connection.

(4) Until the fees and charges specified herein are paid, as well as any past due balances on the utility account, service shall not be restored to the Customer.

* * *

BILLING PROCEDURES

* * *

§ 51.141 (RESERVED) BILLING ERRORS ON METERED AND UNMETERED SERVICE CHARGES.

When billing errors are discovered with the exercise of due diligence, and the event of error was on the part of the City in the making of any charge or in the amount thereof, the City will make the appropriate correction for up to 12 months prior to the date the error was discovered.

§ 51.142 DELINQUENT ACCOUNTS.

* * *

(D) *Creation of lien for nonpayment.*

* * *

(2) Liens accrued as set out in this section shall remain liens superior in dignity to all other liens until paid shall be of the same dignity as liens acquired by virtue of the City Charter.

* * *

(F) (1) Any other provision of this Chapter to the contrary notwithstanding, the City shall not refuse services or discontinue services to the owner Owner of any rental unit or to a tenant or prospective tenant of such rental unit for nonpayment of service charges incurred by a former occupant of the rental unit; any such unpaid service charges incurred by a former occupant will not be the basis for any lien against the rental property under this section or legal action against the present tenant or owner Owner to recover such charges except to the extent that the present tenant or owner Owner has benefitted directly from the service provided to the former occupant. This subsection applies only if the former occupant of the rental unit contracted for such services with the City or if the City provided services with knowledge of the former occupant's name and the period the occupant was provided the services.

(G) Closure of tenant account due to non-payment. In the event that the City discontinues water services to a property due to a delinquent tenant water account and

the discontinuance of water services has been for 60 days without full payment on the delinquent balance or receipt of an application for a new water account, the City shall automatically close the existing tenant account and open an account in the name of the Owner.

§ 51.143 ABATEMENT, DEDUCTIONS ON METERED SERVICE CHARGES.

(A) *Time limitations; meter reading.* No abatements or deductions on metered service charges shall be made or allowed, except for errors, in meter readings on which such charges are based, or inaccuracies in the registration of any meter or in the event of error on the part of the City in the making of any charge or in the amount thereof, and then only provided claim for such abatement or deduction is made in writing to the utility customer service office within 60 days after the date of the error or discrepancy is discovered or should have been discovered with the exercise of due diligence. In the event of a timely and valid claim, the City will make or allow the appropriate abatement or deduction for a maximum of 12 months ~~one-year~~ prior to receipt of the claim in writing or the date the error was discovered, whichever is earlier.

(B) *Accounts for other than water service.* No abatements or deductions on any bill, account or charge rendered or made by the City will be made or allowed, unless and only when a claim for such abatements or deductions is made in writing to the utility customer service office within 60 days after the date the grounds for the claim are discovered or should have been discovered with the exercise of due diligence. In the event of a timely and valid claim, the City will make or allow the appropriate abatement or deduction for a maximum of 12 months ~~one-year~~ prior to receipt of the claim in writing or the date the error was discovered, whichever is earlier.

* * *

§ 51.145 MONTHLY BILLING.

Consumption will be billed on a monthly basis, and the number of days in a monthly billing period may vary between 28 and 33. Any read not obtainable will be estimated based on the historical data for the previous three ~~12~~ months if available.

* * *

Section 3: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated into this Ordinance.

Section 4: That it is the intention of the City Commission that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Hollywood, Florida, and the provisions of this Ordinance may be renumbered to accomplish such intention.

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA, AMENDING CHAPTER 51 OF THE HOLLYWOOD CODE OF ORDINANCES ENTITLED "WATER" TO UPDATE THE CURRENT REGULATIONS RELATING TO ACCOUNTS, RATES, AND PROCEDURES.

Section 5: That if any word, phrase, clause, subsection or section of this Ordinance is for any reason held unconstitutional or invalid, such invalidity shall not affect the validity of any remaining portions of this Ordinance.

Section 6: That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict are repealed to the extent of such conflict.

Section 7: That this Ordinance shall be in full force and effect immediately upon its passage and adoption.

ADVERTISED on September 4, 2019.

PASSED on first reading this 28 day of August, 2019.

PASSED AND ADOPTED on second reading this 18 day of September, 2019.

ATTEST:


PATRICIA A. CERNY, MMC, CITY CLERK


JOSH LEVY, MAYOR

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida only:


DOUGLAS R. GONZALES
CITY ATTORNEY