

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA, AMENDING SECTION 52.53 OF THE CODE OF ORDINANCES ENTITLED "RATES AND CHARGES FOR USE OF SYSTEM" TO UPDATE THE CURRENT REGULATIONS RELATING TO ACCOUNTS AND PROCEDURES; PROVIDING FOR REPEAL, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, Section 52.53 of the Code of Ordinances establishes the rules and regulations relating to the City's sewer system rates and charges; and

WHEREAS, the Department of Public Utilities has reviewed the current rules and regulations and determined that these updates are necessary to improve 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 Section 52.53 of the Code of Ordinances entitled "Rates and Charges for Use of System" is hereby amended as follows:

TITLE V: PUBLIC WORKS

* * *

CHAPTER 52: SEWER USE

* * *

FEES AND CHARGES

* * *

§ 52.53 RATES AND CHARGES FOR USE OF SYSTEM.

[...]

(Coding: additions shown by underlined; deletions shown by ~~striketrough~~)

(H) Abatements and deductions of sewer charges will be governed in the same manner as § [51.143](#) with the following exception:

~~(1) When an affidavit signed and submitted by the customer stating the dimension of the pool and gallons used to fill the pool, is filed with the utility customer service office, reduction of sewer charges by the amount of water used to fill the pool multiplied by the sewer usage rate is authorized. Only one such credit will be allowed in a 12-month period. The granting of the reduction of the sewer charges previously indicated will be subject to the approval of both the Director of Financial Services and the Director of Public Utilities, or their designees.~~

~~(2) When an affidavit signed and submitted by the customer, indicating the source of a significant leak of over 500 cubic feet or approximately 3700 gallons, is filed with the utility customer service office, a credit to the sewer charges will be granted for 80% of any water consumption over the average water consumption for a 12-month period multiplied by the sewer usage rate. In addition to the affidavit, the customer shall provide supporting documentation of the existence and subsequent repair of a leak on the service line. Only one such credit will be allowed in a 12-month period, and the maximum period of adjustment of such monthly overage will be two months. The granting of the credit of the sewer charges previously indicated will be subject to the approval of both the Director of Financial Services and the Director of Public Utilities, or their designees.~~

~~(3) When otherwise provided by agreement. Additionally, as further evidence of the occurrence of a pool fill or a significant leak as described herein, the city must verify a concurrent increase in water consumption on the customer bill before authorizing any credit.~~

(1) When a customer submits a signed affidavit to the Utility Billing and Customer Service Office stating the pool's dimensions and the number of gallons used to fill it, the Director of Public Utilities or designee may grant a reduction in sewer charges. The reduction shall equal the lesser of: (1) the water used to fill the pool, multiplied by the sewer usage rate; or (2) the sewer usage billed above the average monthly usage for the previous 12 months (with billed usage greater than zero), multiplied by the sewer usage rate. Only one such credit will be allowed in a 12-month period.

(2) When a customer submits a signed affidavit identifying the source of a significant leak of at least 500 cubic feet or 3,740 gallons, the Director of Public Utilities or designee may grant a reduction of the sewer charges equal to 80% of the water consumption over the average water consumption for a 12-month period (with billed usage greater than zero), multiplied by the sewer usage rate. In addition to the affidavit, the customer shall provide supporting documentation showing the existence of the leak and its subsequent repair on the service line. Only one such credit will be allowed in a 12-month period, and the maximum adjustment period for such monthly overage will be two months.

(3) When a customer submits a signed affidavit indicating a significant leak of at least 500 cubic feet or 3,740 gallons and cannot justify the leak's existence or its subsequent repair, the Director of Public Utilities or designee may grant a reduction of the sewer charges equal to 80% of the water consumption over the average water

consumption for a 12-month period (with billed usage greater than zero), multiplied by the sewer usage rate. Only one such credit will be allowed in a 36-month period, and the maximum adjustment period for such monthly overage will be one month, provided the account has not received a leak-related credit in the preceding 12 months.

[...]

(K) Usage will be billed monthly, or as otherwise provided in the agreement, and the number of days in a monthly billing period may vary from 28 to 33 days. Any unavailable read will be estimated based on historical data for the previous three months, or less if three months are not available.

[...]

(M) If the meter or the meter transmission unit (MTU) is found to be defective or has ceased to register, the metered service charges will be governed by § 51.075 or as otherwise provided by agreement.

* * *

Section 3: 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.

Section 4: That if any word, phrase, sentence, clause, paragraph, or subsection of this Ordinance is for any reason held unconstitutional or invalid by a court of competent jurisdiction, such declaration of invalidity shall not affect any other word, phrase, sentence, clause, paragraph, or subsection of this Ordinance.

Section 5: That all sections or parts of sections of the Code of Ordinances in conflict or inconsistent are repealed to the extent of such conflict or inconsistency.

Section 6: That this Ordinance shall be in full force and effect immediately upon its passage and adoption on second reading.

AN ORDINANCE OF THE CITY OF HOLLYWOOD, FLORIDA, AMENDING SECTION 52.53 OF THE CODE OF ORDINANCES ENTITLED "RATES AND CHARGES FOR USE OF SYSTEM" TO UPDATE THE CURRENT REGULATIONS RELATING TO ACCOUNTS AND PROCEDURES; PROVIDING FOR REPEAL, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

ADVERTISED on _____, 2026.

PASSED on the first reading this _____ day of _____, 2026.

PASSED AND ADOPTED on the second reading of this _____ day of _____, 2026.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

DAMARIS HENLON
CITY ATTORNEY