

## RESOLUTION NO. U.A. 2009-03

**A RESOLUTION RESCINDING AND REVISING THE RATES FOR WASTEWATER SERVICE ESTABLISHED IN THE SCHEDULE OF RATES AND CHARGES CONTAINED IN RESOLUTION NO. U.A. 2008-06, FOR THE SERVICES AND FACILITIES FURNISHED BY THE WASTEWATER SYSTEM OF FORT PIERCE UTILITIES AUTHORITY, FORT PIERCE, FLORIDA, IN ACCORDANCE WITH THE CHARTER OF THE CITY OF FORT PIERCE, FLORIDA, ARTICLE XII, AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, Fort Pierce Utilities Authority was created and established by the City Commission of the City of Fort Pierce, Florida, through a referendum election held in said City on May 30, 1972; and

**WHEREAS**, the Charter of the City of Fort Pierce, Florida, Article XII, grants to said Fort Pierce Utilities Authority the power and duty to fix rates to be charged for gas, electricity, water, wastewater (sanitary sewer), and other utility services sold and services rendered by said Fort Pierce Utilities Authority;

**Now, therefore, be it resolved by Fort Pierce Utilities Authority (FPUA), Fort Pierce, Florida:**

**SECTION I. WASTEWATER SERVICE RATE SCHEDULE:** The schedule of rates and charges to be imposed for the services and facilities furnished by the wastewater system of FPUA shall be subject to revision from time to time as may be necessary. Unless the context otherwise requires, the terms defined in this Resolution shall have the meanings specified in the resolution entitled General Rules and Regulations Governing the Provision of Utility Service. The schedule thereof, which shall be applicable to all wastewater service within the territory served by FPUA, shall be implemented as follows:

**A. MONTHLY RATE:**

**(1) Customer (Readiness-to-Serve) Charge:** The monthly Customer Charge will be determined by the serving water meter size as indicated below:

<u>Water Meter Size</u>	<u>Customer Charge</u>
5/8 x 3/4 inch	\$ 14.00
1 inch	35.06
1-1/2 inch	70.09
2 inch	112.21
3 inch	224.42
4 inch	350.61
6 inch	701.23
8 inch	1,122.02
10 inch	1,612.89

**(2) Usage Charge:** Usage charges are based on the quantity of wastewater discharged to FPUA's wastewater system. All wastewater service will be charged on the basis of monthly-metered water usage at the rate \$5.01 per 1,000 gallons.

**(a) Standard:** Single family residential wastewater usage (individual metered water usage) up to 10,000 gallons per month shall be billed the wastewater usage charge. Standard commercial wastewater usage per month shall be billed the wastewater usage charge based on 100 percent of the monthly metered water usage.

**(b) Non-Standard:** If a large percentage of water entering a Commercial establishment will not be discharged to FPUA's wastewater system, a separate water service and Meter may, with the approval of the Director of Utilities or his or her authorized representative, be installed to serve that portion of the establishment.

The Customer must satisfy the following requirements for FPUA to determine approval or disapproval of a separate water service and Meter for the purpose of billing the Non-Standard Usage Charge.

- 1) Provide a signed and sealed letter from a registered professional engineer describing water use and wastewater generation volumes for the processes or flow streams to be considered for the Non-Standard Usage Charge, including any relevant process information or documentation to substantiate the estimated flows.
- 2) Provide signed and sealed facility drawings, including piping arrangements, flow schematics, and desired water metering locations.

- 3) If wastewater flows from the facility involve industrial processes (including cooling tower discharges), the Customer must submit an application to FPUA for an Industrial Pretreatment Permit.

Upon approval, the Customer shall develop the percentage of monthly-metered water usage that will be applied to the Wastewater Usage Charge, using a method acceptable to FPUA. Customer Charges for both water and wastewater will be billed on the account set up for Non-Standard wastewater billing. The percentage adjustment does not apply to Customer Charges.

At the discretion of FPUA, all Commercial accounts with the Non-Standard Usage Charge are subject to periodic review and subsequent adjustment to determine that the percentage accurately reflects the wastewater generation volume to be used for billing. To comply with this clause, Customers shall provide updates of the information required in section A(2)(b) above.

**(3) Monthly Inactive Account (Readiness-to-Serve) Charges:** An inactive account is any account that is dormant or an inactive metered service. This account will be billed and paid by the owner of the account or property. The monthly Inactive Account Customer (Readiness-to-Serve) Charge will be determined by the serving water meter size as indicated below:

<u>Meter Size</u>	<u>Customer Charge</u>
5/8 x 3/4 inch	\$ 14.00
1 Inch	35.06
1 ½ Inch	70.09
2 Inch	112.21
3 Inch	224.42
4 Inch	350.61
6 Inch	701.23
8 Inch	1,122.02
10 Inch	1,612.89

**(4) Maximum Residential Charge:** The maximum monthly wastewater charge for individually metered (water Meter) single-family Residential accounts in any month shall not exceed an amount computed as the Customer Charge plus the Usage Charge, up to and including 10,000 gallons of required monthly service. Any water Meter serving more than one single-family Residential unit shall be billed on total monthly metered water usage for wastewater service.

**B. METERED WASTEWATER:** Wastewater charges are based on the quantity of wastewater discharged to FPUA's wastewater system. If the total water entering a commercial establishment will not be discharged to FPUA's wastewater system, a separate water Meter may, at the discretion of FPUA, be installed on the water line which discharges to the wastewater system. Such Meters shall be installed and maintained at the expense of the user, and FPUA shall, at all times, have access to such Meters for the purpose of inspecting, testing, repairing, replacing or reading such Meters. Where no provision is made to meter the wastewater and/or water discharged to the wastewater system, the wastewater charge shall be based on the total monthly metered water usage.

**C. OTHER FACILITIES (FLAT RATE SEWER):** Any facility using the wastewater system not included in the above categories shall be charged an amount to be determined by the Director of Utilities or his or her authorized representative. This charge will be billed monthly.

**D. REFUSAL OF PRIVATE SEPTAGE:** FPUA's treatment facilities for treatment and disposal are not designed to accept private septage and FPUA shall accordingly refuse to accept private septage into its system.

**E. TAX ADJUSTMENT CLAUSE:** The amount computed at the above monthly rate shall be subject to taxes, assessments and surcharges imposed by any governmental authority which are assessed on the basis of Meters or Customers or the price of or revenues from wastewater service sold.

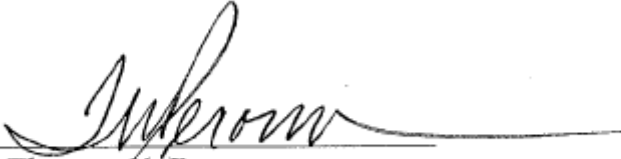
A surcharge of 25% shall be added to all rate schedules for service provided outside the city limits of the City of Fort Pierce, Florida. The amount will not exceed the limitation established by Subsection 180.191, Florida Statutes.

**F. FRANCHISE FEE:** A franchise fee is applied to the charges for utility services (exclusive of any municipal tax) provided to Customers within the jurisdictional limits of each municipal or other governmental body requiring the payment of a fee from FPUA pursuant to a franchise ordinance. The franchise fee shall be determined in a manner which reflects FPUA's payments to each governmental body based on the provisions of the franchise ordinance.

SECTION II. This Resolution shall be and become effective on April 1, 2009.

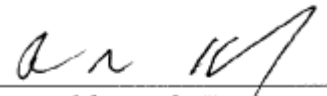
This the 3<sup>rd</sup> day of March, 2009 A.D.

ATTEST: FORT PIERCE UTILITIES AUTHORITY

  
Thomas K. Perona  
Secretary

  
Pamela K. Cully  
Chairperson

Approved for form and correctness:

  
R.N. Koblegard, III, Attorney for  
Fort Pierce Utilities Authority