

ORDINANCE NO. 1497

AN ORDINANCE OF THE CITY OF LAKE MARY, FLORIDA, AMENDING CHAPTER 155, APPENDIX C, OF THE CODE OF ORDINANCES ENTITLED "STORMWATER MANAGEMENT REGULATIONS"; PROVIDING FOR AN INCREASE IN STORMWATER FEES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY AND EFFECTIVE DATE.

WHEREAS, the City Commission implemented Stormwater Management Regulations in 1993 which provided for stormwater fees; and

WHEREAS, in 2011 and again in 2012, an assessment and analysis of the City's stormwater fund was completed by staff recognizing that the current funding would not be adequate to continue the City's investment in capital improvements; and

WHEREAS, the City engaged the services of Inwood Consulting Engineers to review the revenue and rate analysis performed by staff, and their study concluded an increase in current rates was necessary; and

WHEREAS, the Lake Mary City Commission adopted Resolution 907 on October 18, 2013, increasing stormwater fees for Fiscal Year 2013; and

WHEREAS, the City Commission readdressed the increase in fees during its budget work session and desires to amend the Code of Ordinances to provide for the continued increase; and

WHEREAS, words with underlined type shall constitute additions to the original text and ~~strike through~~ shall constitute deletions to the original text.

IT IS HEREBY ENACTED BY THE CITY OF LAKE MARY AS FOLLOWS:

Section 1 Chapter 155, Appendix C, Stormwater Management Regulations, is amended as follows:

Amend Section 7 (E) (3) as follows:

(3) Charge per EDU. The charge per EDU will be \$4.00 ~~3.00~~ per month and will consist of a base fee of \$1.93 ~~1.45~~ per EDU applicable to all properties, plus a contribution fee of \$2.07 ~~1.55~~ per EDU, applicable to all properties. All non-residential

property with site mitigation facilities will pay the minimum charge consistent with (4) below.

(4) The minimum charge for developed property, in addition to the base rate charge, shall be a contribution fee of one (1) EDU.

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Section 2. Codification: It is the intention of the City Commission that the provisions of this Ordinance shall become and be made part of the Code of Ordinances of the City of Lake Mary, Florida and the word "ordinance" may be changed to "section", "article", or other appropriate word or phrase and the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention.

Section 3. Conflicts: All ordinances or resolutions or parts of ordinances or resolutions in conflict herewith are hereby repealed to the extent of any conflict.

Section 4. Severability: If any section, sentence, phrase, word or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word, or portion of this Ordinance not otherwise determined to be invalid, unlawful, or unconstitutional.

Section 5. Effective date: This Ordinance shall be effective immediately upon passage and adoption.

PASSED AND ADOPTED this 19th day of September, 2013.

FIRST READING: September 5, 2013

SECOND READING: September 19, 2013

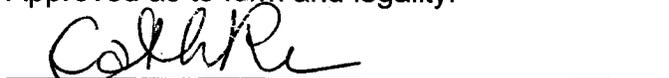
CITY OF LAKE MARY, FLORIDA


MAYOR, DAVID J. MEALOR

ATTEST:


CITY CLERK, CAROL A. FOSTER

Approved as to form and legality:


CITY ATTORNEY, CATHERINE REISCHMANN