

AN ORDINANCE OF THE CITY OF WEST MIAMI, FLORIDA, AMENDING ARTICLE III. RATES AND CHARGES, CHAPTER 15 OF THE WEST MIAMI CODE PROVIDING FOR OWNER OF REAL PROPERTY BEING CITY WATER CUSTOMER; PROVIDING FOR AN INCREASE IN WATER RATES AND MINIMUM SERVICE CHARGES; PROVIDING FOR INCREASES IN TAP-IN CHARGES; PROVIDING FOR INSTALLATION OF SECOND WATER METER FOR ONE EXTERIOR CONNECTION FOR WATER SUPPLY TO IRRIGATION OF LANDSCAPING AND OTHER USE OF WATER WITHOUT ANY WASTE WATER CONNECTION TO SEWER SYSTEM; PROVIDING SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING FOR PENALTY; AND, PROVIDING EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF WEST MIAMI, FLORIDA:

Section 1. That Article III, Rates and Charges, Chapter 15 of the Code of the City of West Miami, Florida, be and is hereby amended as follows:

Sec. 15-47. Free service prohibited.

No water service shall be furnished or rendered free of charge to any person, and all water service furnished to any person whatsoever shall be paid for by the user thereof at the rates fixed in this article.

Sec. 15-48. Schedule of Rates; Meter Reading; Billing.

There is hereby established the following schedule of rates and charges for services rendered by the municipal water distribution system of the City.

- (a) A minimum charge of Eighteen Dollars and Sixty Cents (\$18.60) for water furnished in a quarterly period not to exceed one thousand five hundred (1,500) cubic feet;
- (b) A charge of One Dollar and Eighty-Three Cents (\$1.83) per one hundred (100) cubic feet in excess of one thousand five hundred (1,500) cubic feet for water furnished in a quarterly period commencing on October 1, 1993;
- (c) The water meter reading will be taken quarterly;

Sec. 15-49. Reserved.

Sec. 15-50. Minimum service charge, no consumption.

Whenever any water customer of the city has no consumption of water during an entire billing period the minimum service charge shall be Eighteen dollars and sixty cents (\$18.60).

Sec. 15-51. Water Customer.

The water customer of the City shall be the owner(s) of the real property and charges for water service shall be the responsibility of the property owner(s).

Sec. 15-52. Deposit required.

(a) Single family and duplex. Upon payment to the city of a deposit of One hundred dollars (\$100.00) per residential unit by the real property owner(s), the city will furnish water service to single-family and duplex residences.

(b) Commercial and multifamily. Water deposits shall be collected from the real property owner(s) of commercial property and multifamily residential property as follows:

Meter Size	Deposit
5/8" and 3/4".....	\$ 100.00
1".....	\$ 150.00
1 1/2".....	\$ 200.00
2".....	\$ 320.00
3".....	\$ 500.00

(c) Resuming service after discontinuance. Whenever water service is terminated and the deposit withdrawn, the city will collect a deposit as set forth above, in addition to all past charges, prior to resumption of water service.

Sec. 15-53. Billing for water charges.

(a) Accounts grouped. For the purpose of staggered quarterly billing:

- (1) Accounts 1001876 through 1996899 shall constitute Group 1.
- (2) Accounts 2001543 through 2851628 shall constitute Group 2.
- (3) Accounts 3001482 through 3991601 shall constitute Group 3.

Sec. 15-54. Payment of water bills.

All bills for water sold by the city hall during ordinary business hours, either by mail or in person, and no payment made elsewhere or to any person outside of the city hall shall be valid or binding on the city.

Sec. 15-55. Delinquency penalties imposed.

If any bill for water services shall be and remain due and unpaid on or after thirty (30) days from the date of said bill, a delinquency penalty of ten dollars (\$10.00) shall be charged and added to such bill.

Sec. 15-56. Discontinuing service for delinquency; resumption of service.

If any bill for water service shall be and remain due and unpaid on or after thirty (30) days from the date of said bill for water service, the water service to such customer so in arrears may be discontinued without notice, and must be turned off after forty-five (45) days. In the event service is discontinued for nonpayment of the bill for water service, the unpaid bill must be paid in full prior to service being resumed, together with a service fee of twenty dollars (\$20.00) for discontinuing water service. In addition, a service charge of twenty dollars (\$20.00) must be paid at the time to reimburse the city for its expense in connection with resuming service.

Sec. 15-57. Meters to be kept uncovered.

It shall be unlawful for any person to permit any water meter located on property over which said person has any control to become covered in any manner so as to interfere with the inspection and reading thereof.

Sec. 15-58. Tap-in Charges; additional water meter.

(1) Whenever it shall be found necessary to tap into the pipelines of the city in order to supply any customer of the city with water, a tapping charge shall be made as follows:

For a 3/4" pipe.....	\$125.00
For a 1" pipe.....	175.00
For a 1 1/2" pipe.....	225.00
For a 2" pipe.....	275.00

(2) Whenever a second water meter is installed in any premises where the customer desires to provide water for outdoor use where the waste water thereof is not in any way connected to the city's waste water sewer system, a second meter charge in the sum of \$125.00 dollars shall be charged together with the appropriate tap-in charge, deposit and any other charges provided in any provision of the code of City of West Miami.

Section 2. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Section 3. If any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

Section 4. It is the intention of the City Commission that the provisions of this ordinance shall become and be made a part of the West Miami Code; and that the sections of this ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section, article" or such other appropriate word or phrase in order to accomplish such intentions.

Section 5. This Ordinance shall take effect on 1st day of ~~October~~, 1993.

*December*

PASSED AND ADOPTED this 17 day of November, 1993.

APPROVED:

  
MAYOR

ATTEST:

  
CITY CLERK

Approved as to form and sufficiency

IS / Gus Opthimiseu  
CITY ATTORNEY

Roll Call Vote:

Mayor Diaz-Padron abs  
Vice Mayor Trigo y  
Commissioner Sosa y  
Commissioner Herbert y  
Commissioner Bonich y

Date of 1st reading: 9-15-93  
Date of Publication: 10-8-93  
Date of 2nd reading: 10/20/93 + 11/3/93.

I, Yolanda Aguilar, City Clerk of the City of West Miami, Florida, do hereby certify that the above is a true and correct copy of ORDINANCE # 93-05, passed and adopted by the City Commission of the City of West Miami, Florida, on November 17, 1993.

IN WITNESS WHEREOF: I have hereunto set my hand and affixed the seal of the City of West Miami, Florida, this 17th day of November, 19 93.

  
YOLANDA AGUILAR CITY CLERK