

RESOLUTION NO. 2015-31

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCOA BEACH, FLORIDA, ADOPTING STORMWATER FEES AND METHOD FOR CHARGING; AND PROVIDING FOR INTERPRETATION AND FOR AN EFFECTIVE DATE.

WHEREAS, Stormwater Utility fees, and method for charging, are to be adopted by Resolution; and

WHEREAS, the City Commission last adopted Stormwater Utility fees by Resolution No. 2015-24; and

WHEREAS, on September 17, 2015, the City Commission approved Resolution No. 2015-30 adopting the Stormwater System Rate Review; and

WHEREAS, Resolution No. 2015-24 is hereby rescinded.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Cocoa Beach, Florida, as follows:

SECTION 1. The above recitals are true and correct and by this reference are hereby adopted by the City of Cocoa Beach.

SECTION 2. The following shall be adopted:

Stormwater Utility fee established.

Subject to the provisions of this article, there is hereby imposed on each and every developed lot or parcel of land within the city and the owners thereof a stormwater drainage utility fee. This fee is deemed reasonable and is necessary to pay for the operation, maintenance, administration and capital improvements of the existing city stormwater drainage facilities and the operation, maintenance, administration and capital improvements of such future stormwater drainage facilities as may be established within the city and to pay for the design, right-of-way acquisition and construction or reconstruction of stormwater drainage facilities to the extent that such costs have been determined to be the responsibility of developed properties. All of the proceeds of this fee are deemed to be in payment for use of the city stormwater drainage system. The fee and assessment method shall be adopted by Resolution.

- (a) Monthly service charges are based on the square footage of impervious area, such that for each two thousand nine hundred (2,900) square feet of area or increments thereof the property shall be charged an additional ERU charge.
- (b) The monthly ERU fee is hereby established at six eight dollars (~~\$6.00~~) (\$8.00).
- (c) The monthly fee for multifamily residential properties shall be five-tenths (0.5) of the ERU rate times the number of individual dwellings existing on the property.
- (d) The fees imposed for commercial property shall be the ERU fee multiplied by the numerical factor obtained by dividing the total impervious area in square feet by two thousand nine hundred (2,900) feet.
- (e) The minimum fee for any commercial property shall be no less than the rate for one (1) ERU.

RESOLUTION NO. 2015 – 31

(f) Unless amended by the City Commission, rates will be adjusted annually on October 1 in accordance with the rate schedule in the Stormwater System Rate Review adopted on September 17, 2015. The rate schedule is as follows:

<u>Fiscal Year</u>	<u>Rate per ERU</u>
<u>2016</u>	<u>\$8.00</u>
<u>2017</u>	<u>\$8.25</u>
<u>2018</u>	<u>\$8.50</u>
<u>2019</u>	<u>\$8.75</u>
<u>2020</u>	<u>\$8.96</u>

(g) Rates after Fiscal Year 2020 will be adopted by Resolution.

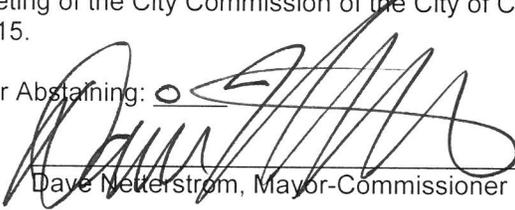
SECTION 3: INTERPRETATION. In interpreting the body of Section One of this Resolution, the following rules of interpretation shall be utilized:

- (1) Terms underlined are additions to existing text.
- (2) Terms ~~stricken through~~ are deletions from existing text.

SECTION 4: EFFECTIVE DATE: This resolution and rates adopted shall become in full effect on October 1, 2015.

Upon Motion by Commissioner Williams and Seconded by Commissioner Malik, this Resolution was duly adopted at a Regular Meeting of the City Commission of the City of Cocoa Beach, Florida, held on the 17 day of September, 2015.

Ayes: 5 Nays: 0 Absent or Abstaining: 0



Dave Neeterstrom, Mayor-Commissioner

ATTEST


Loredana Kalaghchy, MMC, City Clerk