

**ORDINANCE 2018-29**

**AN ORDINANCE OF THE CITY OF TARPON SPRINGS, FLORIDA, AMENDING CHAPTER 20: WATER & SEWERS, SPECIFICALLY SECTION 20-1, BY DECREASING THE WATER AND SEWER SERVICE IMPACT FEES; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES OF THE CITY OF TARPON SPRINGS, FLORIDA; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.**

**WHEREAS**, the City desires to provide impact fees based on the most recent localized data consistent with Florida Statute 163.31801; and

**WHEREAS**, the City has recently completed a comprehensive review of the water and sewer enterprise funds operational needs, capital needs and adopted a new water and sewer utility rate plan; and

**WHEREAS**, the City has determined that the water and sewer service impact fees shall be adjusted consistent with the recent impact fee study. The water and sewer service impact fees will decrease as provided for in the impact fee study, the fees will continued to be indexed annually based on the Construction Cost Index published by Engineering News-Record (ENR-CCI); and

**WHEREAS**, the Board of Commissioners of the City of Tarpon Springs finds these amendments to be in the best interest of the health, safety and welfare of the citizens to provide necessary water and sewer infrastructure concurrent with development impacts; and

**WHEREAS**, the passage of this ordinance complies with all other laws and regulations of the State of Florida.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF TARPON SPRINGS THAT:**

SECTION 1. Chapter 20: Water and Sewers, Section 20-1. Impact fees; Deposits; Disposition of Funds; Trust Funds Established; shall hereinafter be amended to read as follows:

§ 20-1- IMPACT FEES; DEPOSITS; DISPOSITION OF FUNDS; TRUST FUNDS ESTABLISHED

- (2) The impact fee for the period of October 1, 2017 through September 30, 2018 shall be as follows for each single family residential unit (ERU):
  - a. Water service impact fee, ~~\$2408.00~~ 2,253.00.
    1. Thereafter, the water service impact fee shall be increased or decreased annually, effective as of the October 1 of every year, by the percentage which the ENR-CCI for August of the

then current year has increased or decreased over the ENR-CCI for August of the year preceding.

b. Sewer service impact fee, ~~\$1618.00~~ 1,570.00.

1. The sewer service impact fee shall be increased or decreased annually, effective as of October 1 of every year, by the percentage which the ENR-CCI for August of the then current year has increased or decreased over the ENR-CCI for August of the year preceding.

SECTION 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3. In the event a court of competent jurisdiction finds any part or provision of this Ordinance unconstitutional or unenforceable as a matter of law, the same shall be stricken and the remainder of the Ordinance shall continue in full force and effect.

SECTION 4. The keeper of Code of Ordinances for the City of Tarpon Springs is directed to include this Ordinance in the Code of Ordinances and may renumber and reclassify the same as may be required for inclusion in the Code of Ordinances of the City of Tarpon Spring.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect immediately upon its passage and adoption in the manner provided by law.