



RESOLUTION NO. 2022-022

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF HIGHLAND BEACH, FLORIDA, AMENDING THE FISCAL YEAR 2021-2022 SCHEDULE OF FEES FOR THE PURPOSE OF INCREASING WATER AND SEWER RATES; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Highland Beach (“Town”) maintains and desires to promote the safety, health, and welfare of its residents by providing for enforcement of its Code of Ordinances as well as setting forth fees for providing certain utilities and administrative services; and

WHEREAS, the Town Commission approved an agreement with Raftelis Financial Consultants, Inc., on July 10, 2019, for the purpose of completing a Utility Revenue Sufficiency Study.

WHEREAS, on March 2, 2021, the Town Commission approved the 2021 Revenue Sufficiency and Rate Study – Water and Wastewater Systems.

WHEREAS, the Town Commission finds that an amendment to the adopted 2021-001 schedule of fees is necessary to modify water and wastewater fees pursuant to the approved study.

WHEREAS, amendments adopted for water and wastewater fees will take effect as of October 1st, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF HIGHLAND BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The “Town of Highland Beach Schedule of Fees,” which is attached as **Exhibit “A”** and incorporated herein, is hereby adopted.

Section 3. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed.

Section 4. If any provision of this Resolution or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application and to this end, the provisions of this Resolution are declared severable.

Section 5. This Resolution shall become effective upon approval by Town Commission.

DONE AND ADOPTED by the Town Commission of the Town of Highland Beach, Florida, this **6th** day of **September 2022**.

ATTEST:

Douglas Hillman, Mayor

**REVIEWED FOR LEGAL
SUFFICIENCY**

Lanelda Gaskins, MMC
Town Clerk

Glen Torcivia, Town Attorney
Town of Highland Beach

VOTES:

YES NO

Mayor Douglas Hillman

Vice Mayor Greg Babij

Commissioner Peggy Gossett-Seidman

Commissioner Evalyn David

Commissioner John Shoemaker

EXHIBIT “A”

TOWN OF HIGHLAND BEACH

SCHEDULE OF FEES

EFFECTIVE 10/01/2022 – 09/30/2023

I. WATER USE RATES

- a. Water Flat Rate Charge (Bi-Monthly) \$48.84 per dwelling unit
- b. All Customers Bi-Monthly Usage Charges (per dwelling unit)
 - i. 0 to 10,000 gallons \$2.60 per 1,000 gallons
 - ii. 10,001 to 20,000 gallons \$3.52 per 1,000 gallons
 - iii. 20,001 to and 55,000 gallons \$5.46 per 1,000 gallons
 - iv. 55,001 gallons to 80,000 gallons \$7.94 per 1,000 gallons
 - v. Over 80,000 gallons \$10.38 per 1,000 gallons
- c. Irrigation Class Bi-Monthly Usage Charges (per meter) *
 - i. 0 to 55,000 gallons \$5.46 per 1,000 gallons
 - ii. 55,001 to 80,000 gallons \$7.94 per 1,000 gallons
 - iii. Over 80,000 gallons \$10.38 per 1,000 gallons

* Subject to flat charge plus usage charges

II. SEWER USE RATES

- a. Sewer Flat Rate Charge (Bi-Monthly) \$ 37.40 per dwelling unit
- b. Bi-Monthly Usage Charges (per dwelling unit)
 - i. \$3.05 per 1,000 gallons of water usage to a maximum of 20,000 gallons.
- c. Commercial customers*
 - i. \$3.05 per 1,000 gallons of water usage with no maximum.

* Subject to flat charge plus usage charges

III. PRIVATE FIRE PROTECTION

- a. Fire Hydrants \$22.00 each per month
- b. Standpipes/Sprinkler System \$22.00 each per month

IV. GENERAL CUSTOMER BILLING

- a. Water and Sewer usage charges will be billed bi-monthly
- b. Payment remittance is due within 30 days of the billing date
- c. Accounts more than 30 days are considered delinquent.
- d. Delinquent accounts will be subject to an additional 1.5% per month (18% annum) delinquency charge.
- e. Notice of such delinquency will be given by the Town; and if not corrected within 10 days of said notice, water service will be disconnected.
- f. Water service will not be reconnected until the delinquent bill and a fifty-dollar (\$50.00) reconnection fee is paid.

- g. Meters may be tested for accuracy upon written request from the customer. However, the customer will be subject to the expense of the test if the meter is found to be not more than 2% fast.
- h. In the event of a water leak occurring on the consumer's side of the meter, the Town Manager may offer a one-time courtesy adjustment to provide financial relief to a consumer who is experiencing a higher than usual water bill. To be considered for this courtesy adjustment:
 - i. the water bill in question must not be from the billing period more than two billing cycles prior.
 - ii. the consumer must not have used a courtesy adjustment in the past, and
 - iii. the consumer must demonstrate that they have repaired the water leak (i.e. plumber's invoice for repairs).

If a consumer is granted a courtesy adjustment, the Town will estimate (by comparing historical usage of the account) the amount of the water leak and deduct it from the consumer's total usage for the billing period. The difference between the total usage and the water leak portion will be considered the consumer's regular usage for the billing period and will be billed according to the rate structure provided in Section VI. The estimated water leak portion of usage for the billing period will be adjusted and billed at the lowest tiered rate provided in Section VI.

Notwithstanding the above, the town manager in his or her discretion will have the flexibility to allow up to four (4) installment payments of bills which are unusually high as measured by past bills for the property in question. The town manager's discretion will be on a case-by-case basis using his or her best judgment as each case arises.

V. WATER SYSTEM CONNECTION CHARGES (IMPACT FEES)

- a. New Dwellings
 - i. Connection Charge \$3,000 per dwelling unit
 - ii. Meter Installation Fees Time and Material plus 25%

VI. SEWER SYSTEM CONNECTION CHARGES (IMPACT FEES)

- a. New Dwellings
 - i. Connection Charge \$1,000 per dwelling unit

VII. FIELD VISIT CHARGE

The Town may charge a fee to each customer requesting a service to be performed by a Town employee at their premises with respect to the water or wastewater systems. The services to be performed shall include, but not be limited to, individual turn-on and turn-off of service, data-logging a meter, and meter re-reading. The Town will waive this fee in any instance where the meter is determined to be faulty. There shall be no charge for the first field visit.

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a. During Normal Working Hours	\$27.50
b. Outside Normal Working Hours	\$55.00