

## ORDINANCE 2021-62

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XX, UTILITIES CODE, CHAPTER 201, SEWER USE, SUBCHAPTER 'MISCELLANEOUS PROVISIONS', BY ADJUSTING THE PERMIT FEES AND OTHER CHARGES RELATED TO THE CITY'S UTILITIES WASTEWATER SYSTEM; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

**SECTION 1.** The City of Palm Bay Code of Ordinances, Title XX, Utilities Code, Chapter 201, Sewer Use, Subchapter 'Miscellaneous Provisions', is hereby amended and shall henceforth read as follows:

### "MISCELLANEOUS PROVISIONS

\* \* \*

#### Section 201.281 PERMIT FEES AND OTHER CHARGES.

##### (A) *Inspection Fees.*

(1) Inspection fees are set as follows:

	FY 20-21	FY 21-22
Inspections	<del>\$97.04</del>	>>\$98.17<<

(2) Violation inspection or if an industry or commercial operation is found to be out of compliance, the industry or commercial operation will be charged the rate as follows per hour per person per visit until said industry or commercial operation comes into compliance:

	FY 20-21	FY 21-22
Violation Inspections	<del>\$97.04</del>	>>\$98.17<<

(3) Inspection of private lift stations will be charged the rate as follows per hour per person per visit:

	<b>FY 20-21</b>	<b>FY 21-22</b>
Lift Station (Private) Inspection		
During Normal Hours	<b>\$65.42</b>	<b>&gt;&gt;\$66.19</b>
During After Hours	<b>\$77.41</b>	<b>\$78.32&lt;&lt;</b>

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*(B) Industrial Discharge Permit Fees: 3 Year Period.*

(1) Type I, II, and III permit fees will be set as follows:

	<b>FY 20-21</b>	<b>FY 21-22</b>
Discharge Permit-Type I	<b>\$2,142.00</b>	<b>&gt;&gt;\$2,167.00</b>
Discharge Permit-Type II	<b>\$1,071.00</b>	<b>\$1,083.00</b>
Discharge Permit-Type III	<b>\$298.00</b>	<b>\$301.00&lt;&lt;</b>

*(C) Fats, Oil and Grease (FOG) Permit Fees: 1 Year Period*

(1) Fats, Oil and Grease (FOG) permit fee will be set as follows:

	<b>FY 20-21</b>	<b>FY 21-22</b>
FOG Permit	<b>\$121.00</b>	<b>&gt;&gt;\$122.00&lt;&lt;</b>

\* \* \*

**SECTION 2.** All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

**SECTION 3.** It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of Ordinances and the sections may be renumbered to accomplish such intention.

**SECTION 4.** If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void

portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

**SECTION 5.** The provisions within this ordinance shall take effect on October 1, 2021.

Read in title only at Meeting 2021-23, held on September 7, 2021; and read in title only and duly enacted at Meeting 2021-25, held on September 22, 2021.

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Rob Medina, MAYOR

ATTEST:

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Terese M. Jones, CITY CLERK

Reviewed by CAO: \_\_\_\_\_

**Within the exhibit, ~~strikethrough~~ words shall be deleted; highlighted words that will be included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.**