

ORDINANCE NO. 250-06-117

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA, AMENDING CHAPTER 21 ENTITLED "WATER AND SEWER SERVICE", ARTICLE IV ENTITLED "DEPARTMENT OF ENVIRONMENTAL AND ENGINEERING SERVICES RULES, REGULATIONS AND RATES", SECTION 21-46 ENTITLED "RULES AND REGULATIONS" BY AMENDING SUBSECTION G, ENTITLED "LIMITATION OF USE" TO GIVE THE CITY MANAGER OR DESIGNEE THE AUTHORITY TO APPROVE REMETERING AGREEMENTS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY INTERIM CITY MANAGER KENNIE HOBBS, JR.).

WHEREAS, Chapter 21 of the City of Lauderhill's Code of Ordinances concerns the use of the City's water and sewer services, and section 21-46 (g) is specifically concerned with, among other things, the ability of a consumer to remeter the water service provided by the city; and

WHEREAS, remetering is currently allowed with the execution of a remetering agreement and with the consent of the City Commission but in an effort to be more efficient and cost effective, it is recommended that the ability to allow remetering be given with the approval of the city manager.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

SECTION 1. That Chapter 21 entitled "Water and Sewer Service", Article IV entitled "Department of Environmental and Engineering Services Rules, Regulations and Rates", Section 21-46 entitled "Rules and Regulations", Subsection g, entitled "Limitation of Use" is hereby amended as follows (underline is added; ~~strike through~~ is deleted):

Sec. 21-46. – Rules and regulations.

(g) *Limitation of use.* All service purchased from the department shall be used by the consumer only for the purposes specified by the department, and the consumer shall not sell or otherwise dispose of such service supplied by the department. Service furnished to the consumer shall be rendered directly to the consumer through the department's individual meter or connection and shall be for consumer's own use and may not be remetered by the consumer for the purpose of selling or otherwise disposing of service to lessees, tenants or others and under no circumstances shall the consumer or consumer's agent or any other individual association or corporation install meters or pipes for the purpose of so remetering said service, except for the purpose of the allocation of the direct cost of water and sewer service among multiple users, and then only pursuant to the city's express approval and only to the extent thereof. Subject to the consent of the ~~city commission~~ city manager and pursuant to the terms of limitation

of the applicable remetering agreement, which must be executed by the city manager or designee, a consumer may remeter the water service provided by the city solely for the purposes of determining the use thereof among the consumer's lessees, tenants or others who shall be lawfully entitled to receive same. Any owner or remeterer who has installed submeters and who has been individually billing residents for water service prior to the adoption of this section shall have ninety (90) days from the date of enactment to comply with the provisions of this section. In no case shall a consumer, except with the written consent of the department, extend his lines across a street, alley, lane, court, property line, avenue or other way, in order to furnish service for adjacent property. If such adjacent extension, remetering, sale or disposition of service should occur, the consumer's service is subject to discontinuance until such unauthorized extension, remetering, sale or disposition is discontinued and full payment is made of bills for service calculated on proper classification and rate schedules and reimbursement in full made to the department for all extra expenses incurred for clerical work, testing and inspections.

SECTION 2. Conflicts. That all Ordinances or parts of Ordinances, Resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 3. Severability. Should any section, provision, paragraph, sentence, clause or word of this Ordinance or portion hereof be held or declared by any court of competent jurisdiction to be invalid, the invalid portion shall be stricken, and such striking shall not affect the validity of the remaining portions or applications of this Ordinance.

SECTION 4. Codification. It is the intention of the City Commission that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Lauderhill, Florida, 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 word or phrase in order to accomplish such intentions.

SECTION 5. Effective Date. This Ordinance shall take effect immediately upon its adoption.

PASSED on first reading this _____ day of _____ 2025.

PASSED and ADOPTED on second reading this _____ day of _____, 2025.

DENISE D. GRANT, MAYOR
PRESIDING OFFICER

ATTEST:

ANDREA M. ANDERSON, MMC
CITY CLERK

Approved as to Form

Hans Ottinot, City Attorney

	First Reading	Second Reading
MOTION	_____	_____
SECOND	_____	_____
R. CAMPBELL	_____	_____
M. DUNN	_____	_____
D. GRANT	_____	_____
J. HODGSON	_____	_____
S. MARTIN	_____	_____