

ORDINANCE NO. 250-01-100

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 21-47 ENTITLED "SCHEDULE OF RATES AND CHARGES" OF THE CODE OF ORDINANCES TO DELETE REFERENCES TO IMPACT FEES AND TO ESTABLISH WATER CONNECTION CHARGES FOR NEW MULTI-FAMILY HOUSING DEVELOPMENTS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY INTERIM CITY MANAGER KENNIE HOBBS, JR.).

WHEREAS, the City of Lauderhill's Code of Ordinances currently provides that water and sewer connection fees and impact fees are synonymous terms; and

WHEREAS, the Florida Legislature has established a statute relating to impact fees, and specifically states in section 163.31801, Florida Statutes, that impact fees do not apply to water and sewer connection fees; and

WHEREAS City Staff recommends, in an effort to be consistent with Florida Statutes, that the City removes references to impact fees in section 21-47 of the City's Code.

NOW, THEREFORE, BE IT ORDAINED BY THE 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 21-47 entitled "Schedule of Rates and Charges" of the Code of Ordinances, be amended as follows (underline is added; strike through is deleted):

Sec. 21-47. - Schedule of rates and charges.

- (a) ~~Connection fees/impact fees.~~ Connection fees ~~are synonymous with the term "impact fees" and~~ shall be charged by the city in cases where service has never been provided, or service is being re-established, in cases of new multi-family housing development, and in cases in which a meter of increased size is requested by an owner. The city engineer during the land development review process shall identify connection fees for new development. The requirement for such connection fees so identified shall become a part of any development order issued during the land development review process. Connection fees shall be paid prior to the installation of any water meter.

TABLE 1. CONNECTION FEES/~~IMPACT FEES~~

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resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.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

	FIRST READING	SECOND READING
MOTION	_____	_____
SECOND	_____	_____
R. CAMPBELL	_____	_____
M. DUNN	_____	_____
D. GRANT	_____	_____
J. HODGSON	_____	_____
S. MARTIN	_____	_____

Approved as to Form

Hans Ottinot
Interim City Attorney