

RESOLUTION # 2022-11

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE IMMOKALEE WATER AND SEWER DISTRICT ADOPTING REVISED FEES AND MISCELLANEOUS CHARGES FOR WATER AND SEWER SERVICES; TO PROVIDE FOR A SEVERANCE CLAUSE; AND TO PROVIDE FOR AN EFFECTIVE DATE

WHEREAS, the Board of Commissioners of the IMMOKALEE WATER AND SEWER DISTRICT (hereinafter referred to as the "Board") is empowered to construct, operate and maintain a Water and Sewer System (the "System") as described in Chapter 2022-258, Laws of Florida; and

WHEREAS, the Board is empowered to prescribe, fix, establish and collect fees, rentals or other charges (hereinafter sometimes referred to as "revenues") for the use of the facilities and services furnished by said System, said revenues to be fixed and revised from time to time so as to be sufficient at all times to provide for the expense of the operation, maintenance and repair of such System and to provide a margin of safety over and above the total amount of any such expenses;

WHEREAS, after the completion of a rate study, the Board has determined that the District's existing fees and miscellaneous charges adopted by Resolution 17-02 need to be updated and revised;

WHEREAS, the Board has determined that the Hydrant Ownership Acceptance Fee and Sewer Cap Tampering Fee should be deleted due to concerns regarding appropriateness; and

WHEREAS, the Board had determined that a new charge for Backflow Preventer Repairs is necessary due to property damage at a customer's location.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE IMMOKALEE WATER AND SEWER DISTRICT, in public meeting assembled that:

1. **Approval and Adoption of Fees.** The Board approves and adopts the fees and other miscellaneous charges ("Fees") attached hereto as Exhibit A, as those fees charged by the District for providing services.
2. **Reasonableness of Fees.** The Fees sets forth fair and reasonable sums to be assessed to

those who receive services provided by the District. The Fees are reasonably related to the cost of providing such services.

3. Repeal. Upon the Effective Date, this Resolution supersedes, replaces, and repeals Resolution 17-02.
4. Severability. If any phase or portion of this Resolution is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion.
5. Effective Date. This resolution shall become effective on October 1, 2022.

PASSED AND DULY ADOPTED by the Board of Commissioners of the IMMOKALEE WATER AND SEWER DISTRICT, this 21st day of September 2022.

**BOARD OF COMMISSIONERS
IMMOKALEE WATER AND SEWER
DISTRICT**

BY: 
Joseph Blister, Chairman

BY: 
Bonnie Keen, Secretary

EXHIBIT "A"

Description	Fee
<u>Monthly Cross Connection Control Fees</u>	
5/8-inch to 2 1/2-inch Meters	\$7.00
3-inch to 4-inch Meters	\$10.00
6-inch to 8-inch Meters	\$13.75
10-inch to 12-inch Meters	\$20.75
<u>Miscellaneous Charges</u>	
Connection Fee	\$45.00
Connection Fee – After-hours (At Customer's Request)	\$90.00
Transfer Fee	\$55.00
Disconnection / Reconnection Fee (For Non-payment)	\$65.00
Additional Reconnection Fee – After-hours (Due to Non-payment)	\$55.00
Lock Fee (For Non-payment)	\$80.00
Turn Off/On for Leaks (Except Holidays)	\$15.00
Turn Off/On for Leaks (Holidays)	\$80.00
After-hours Service Call-out / Site Visit	\$80.00
After-hours Service Call-out / Site Visit (Holiday)	\$165.00
Consumer Valve Adjustment	\$35.00
Barrel Lock Replacement Fee	\$90.00
Special Meter Reading	\$40.00
Vacation Charge (Disconnect/Reconnect)	\$45.00
Additional Reconnection Fee – After-hours (Due to Vacation Status)	\$55.00
Meter Re-Installation (During Working Hours)	\$65.00
Meter Re-Installation (After-hours)	\$110.00
Meter Re-Installation (Holidays)	\$220.00
Meter Test (Within Tolerance)	\$65.00
Hydrant Inspection (Per Hydrant)	\$45.00
Sewer Permit (New Service Including One Re-inspection)	\$125.00
Sewer Inspection Fee	\$65.00
Sewer Re-inspection Fee	\$65.00
Developer Review Fees (Fee plus Actual Cost)	\$110.00
Sewer Line-Unclog on Customer Side (Per Hour with One Hour Minimum)	\$255.00
Failure to Comply – Meter Obstruction (Per Inspection)	\$55.00
Failure to Comply – Private Cross Connection Control (Per Inspection)	\$120.00
Water Meter Tampering (First Offense)	\$200.00
Water Meter Tampering (Second Offense)	\$350.00
Unauthorized Discharge Penalty	\$300.00
Late Fee	1.5% Outstanding Balance (Minimum \$10)
Credit Card Convenience Fee (Greater of)	\$2.00 or 2.7%

Meter Installation and Tap Fees (Including Cross Connection Control Device)

Water Service – Same Side of the Road

5/8" Meter	\$1,750.00
3/4" Meter	\$1,750.00
1" Meter	\$1,825.00
1 1/2" Meter	\$3,275.00
2" Meter	\$3,700.00
3" Meter and Greater	Actual Cost

Water Service – Opposite Side of the Road

5/8" Meter	\$3,600.00
3/4" Meter	\$3,600.00
1" Meter	\$3,650.00
1 1/2" Meter	\$5,200.00
2" Meter	\$5,625.00
3" Meter and Greater	Actual Cost

Meter Only Installation Fees

5/8" Meter	\$300.00
3/4" Meter	\$300.00
1" Meter	\$350.00
1 1/2" Meter	\$700.00
2" Meter	\$875.00
3" Meter and Greater	Actual Cost

Backflow Preventer Only Installation Fees

5/8" Meter	\$325.00
3/4" Meter	\$325.00
1" Meter	\$350.00
1 1/2" Meter	\$600.00
2" Meter	\$725.00
3" Meter and Greater	Actual Cost

Backflow Preventer Only – Repair Fee [*]

5/8" Meter	\$165.00
3/4" Meter	\$165.00
1" Meter	\$175.00
1 1/2" Meter	\$300.00
2" Meter	\$365.00
3" Meter and Greater	Actual Cost

[*] Each customer is provided one repair without charge. All subsequent repairs are charged the repair fee. In all cases, a Turn Off/On for Leaks Fee is also due.

NSF or Dishonored Check Fee

Non-Sufficient Funds (NSF) Check / Returned Payment Florida

Statute 166.251

\$25 Minimum

\$30 if $\$50 < FV \leq \300

Greater of \$40 or 5% if

$FV > \$300$

Deposit

~~15 Month~~ Maint