

**ORDINANCE NO. 2024-490**

**AN ORDINANCE OF THE CITY OF KEY COLONY BEACH, FLORIDA; AMENDING CHAPTER FIFTEEN OF THE CODE OF ORDINANCES, ENTITLED STORMWATER UTILITY SYSTEM; AND PROVIDING FOR CODIFICATION; REPEALING ANY INCONSISTENT PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Key Colony Beach supports protection of our environment by controlling stormwater run-off and containment of any contaminants therein and,

**WHEREAS**, the City of Key Colony Beach has provided for water quality improvements in a stormwater master plan, project site, construction bids, and design for stormwater improvements and,

**WHEREAS**, the City of Key Colony Beach is required to establish a system of user fees, charges or assessments to provide for the maintenance, operation and recovery of capital costs associated with stormwater management and,

**WHEREAS**, the City of Key Colony Beach would like to increase the annual assessment to improve the Stormwater financial position in order to continue with proposed projects to mitigate localized flooding from excessive rain events,

**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KEY COLONY BEACH, FLORIDA, AS FOLLOWS:**

**Section 1: Recitals**

The above recitals are true and correct.

**Section 2: Effective Date**

This Ordinance shall become effective upon approval by the City Commission.

**Section 3: Amendment**

Section 15-4 of Article I, “Stormwater Utility System” of the City of Key Colony Beach, Florida Code of Ordinances shall be amended to read as follows:

**Sec. 15-4. Schedule of rates.**

- (a) The city administrator is directed to prepare a list of lots and parcels within the city and assign a classification of residential or commercial to each lot or parcel.
- (b) The service assessment imposed shall be the rate of ~~sixty five dollars (\$65.00)~~ eighty dollars (\$80.00) per residential unit or residential lot or ~~one hundred thirty dollars (\$130.00)~~ one hundred sixty dollars (\$160.00) per commercial parcel, plus any delinquency or past due amounts attributable to each residential unit, or residential or commercial parcel for stormwater services and facilities provided during the delinquency period.

**FIRST READING** by the City of Key Colony Beach City Commission this 16<sup>th</sup> day of May, 2024.

Mayor Joey Raspe	NO _____	YES ___x___
Vice-Mayor Freddie Foster	NO _____	YES ___x___
Commissioner Tom Harding	NO _____	YES ___x___
Commissioner Tom DiFransico	NO _____	YES ___x___
Commissioner Doug Colonell	NO _____	YES ___x___

**SECOND READING AND DULY ADOPTED** by the City of Key Colony Beach City Commission on this 20<sup>th</sup> day of June, 2024.

Mayor Joey Raspe	NO _____	YES _____
Vice-Mayor Freddie Foster	NO _____	YES _____
Commissioner Tom Harding	NO _____	YES _____
Commissioner Tom DiFransico	NO _____	YES _____
Commissioner Doug Colonell	NO _____	YES _____

**DULY PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF KEY COLONY BEACH, FLORIDA**, this 20<sup>th</sup> day of June, 2024.

\_\_\_\_\_  
Joey Raspe, Mayor

\_\_\_\_\_  
Silvia Gransee, City Clerk

*Approved as to form and legal sufficiency:*

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Dirk M. Smits, Esq. B.C.S., City Attorney