

ORDINANCE 767

**AN ORDINANCE OF THE CITY OF MEXICO BEACH, FLORIDA,
AMENDING § 52.30 OF THE CITY CODE REGARDING
CONNECTIONS WITH THE WATER/SEWER SYSTEM OUTSIDE
THE CITY, PROVIDING THAT ONLY THE CITY COUNCIL MAY
APPROVE AN APPLICATION FOR SERVICE OUTSIDE THE
CITY; PROVIDING FOR SEVERABILITY, CODIFICATION, AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, § 52.30 of the Mexico Beach City Code provides standards for approving a water or sewer account for a property located outside of the City and a process for obtaining approval; and

WHEREAS, § 52.30 is not specific about whether approvals may be provided by staff or may only be provided by the City Council; and

WHEREAS, the City Council desires that only the City Council may provide an approval for water or sewer service to a property located outside of the City limits.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MEXICO BEACH, FLORIDA:

SECTION 1. FINDINGS OF FACT. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a part of this ordinance.

SECTION 2. AMENDMENTS TO CODE. From and after the effective date of this ordinance, § 52.30 of the of the Mexico Beach City Code related to Travel Trailers, Motor Homes, Mobile Campers and Recreational Vehicles is amended to read as follows (new text **bold and underlined**, deleted text ~~struck through~~):

§ 52.30 CONNECTIONS WITH WATER/SEWER SYSTEM.

Where the same shall be available, the owner of every lot or parcel of land adjoining the city water/sewer system in Gulf/Bay County, may connect, or cause the plumbing of any building or buildings thereon to be connected, with the municipal water/sewer

works system of the city, and use the facilities of such system. All such connections shall be made in accordance with the rules and regulations which shall be adopted from time to time by the City Council of the city, these rules and regulations shall provide for a charge for making any such connections in such reasonable amount as such Council may fix and determine. Connections to the city sewer system to residential or commercial units located outside the city limits shall not be required and occur only if the city is willing and able to serve such locations, **as determined by the City Council following submission of an application to the City Council**. Sewer rates and impact fees for such connections shall be established by the city on a case-by-case basis using the existing rates and impact fees charged to users located within the city limits as a basis.


SECTION 3. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 4. SCRIVENER'S ERROR. The city attorney may correct scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with the city clerk.

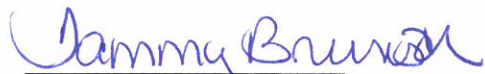
SECTION 5. CODIFICATION. The appropriate officers and agents of the City are authorized and directed to codify, include and publish in electronic format the provisions of this Ordinance within the Mexico Beach City Code. Section numbers may be assigned and changed whenever necessary or convenient.

SECTION 6. EFFECTIVE DATE. This ordinance takes effect immediately upon adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Mexico Beach,
Florida, this 14th day of September, 2021.


William A. Cathey, Mayor

ATTEST:


Tammy Brunson, City Clerk