



**City of Coral Gables
CITY COMMISSION MEETING
SEPTEMBER 9, 2008**

ITEM TITLE:

Ordinance amending Article IV of Chapter 78 of the Code of the City of Coral Gables titled "Stormwater Management Utility" for the purpose of redefining developed property, dwelling, impervious area, nonresidential developed property, and residential developed property; and providing a definition and utility fee computation for mixed-use developed property, reserving the City's right to commence in-house billing, increasing the City's discretion to not file notices of lien for amounts less than \$100.00, providing an effective date, and repealing all Ordinances inconsistent herewith. (Passed on First Reading July 15, 2008)

CITY MANAGER'S RECOMMENDATION:

That this Ordinance amending Article IV of Chapter 78 of the Code of the City of Coral Gables titled "Stormwater Management Utility" be approved by the City Commission effective upon its adoption on second reading.

BRIEF HISTORY:

The City is authorized by the Florida Constitution and the provisions of F.S. ch. 166 and F.S. § 403.0893 to establish just and equitable rates, fees, and charges for the services and facilities provided by the stormwater management system.

The cost of operating and maintaining the City's stormwater management system and financing necessary repairs, replacement, improvements, and extension thereof should, to the extent practicable, be allocated in relationship to the benefits enjoyed and services received from the system. Currently there is no provision in the Code of the City of Coral Gables for the billing of both residential and non-residential units on the same property; such property is treated as non-residential. In addition, there are no provisions to bill storm water fees for properties that do not contain a Miami-Dade water meter or for those properties where the water meter has been temporarily removed.

This Ordinance provides a new mixed use developed property classification which allows for such billing and also provides the authority at the City's option to bill those non-metered accounts that Miami-Dade Water and Sewer does not bill. The change in billing and the additional authority for billing will provide additional storm water revenues currently not being collected, as verified by a recent internal audit.

ADVISORY BOARD/COMMITTEE RECOMMENDATION(S):

| Date | Board/Committee | Comments (if any) |
|------|-----------------|-------------------|
| N/A | | |
| | | |

FINANCIAL INFORMATION: (If Applicable)

| No. | Amount | Source of Funds |
|---------------------|--------|-----------------|
| 1. | N/A | |
| 2. | | |
| Total: | | |
| APPROVED BY: | | |

LEGISLATIVE ACTION:

| Date: | Resolution/Ordinance No. | Comments |
|----------|--------------------------|---|
| 07-20-93 | Ordinance No. 3032 | An Ordinance amending Chapter 26 of the Code of the City of Coral Gables adding Article IV entitled "Stormwater Management Utility" |
| 07-15-08 | | Passed on first reading |

APPROVED BY:

| Department Director | City Attorney (If Applicable) | City Manager |
|---------------------|-------------------------------|--------------|
| | | |

ATTACHMENT(S):

1. Cover form w/draft Ordinance
2. Ordinance No. 3032
3. Article IV of Chapter 78