

ORDINANCE NO. 1467

AN ORDINANCE OF THE CITY OF PANAMA CITY BEACH, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES RELATING TO UTILITIES; REDUCING WATER IMPACT FEES AND INCREASING SEWER IMPACT FEES ON LAND DEVELOPMENT IN THE CITY OF PANAMA CITY BEACH FOR THE PROVISION OF WATER AND WASTEWATER CAPITAL FACILITIES NECESSITATED BY NEW DEVELOPMENT; PROVIDING FOR SEVERABILITY; REPEALING ORDINANCES IN CONFLICT; AUTHORIZING CODIFICATION, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article VIII, Section 2(b) of the Florida constitution and section 166.021, Florida statutes, grant the City of Panama City Beach broad home rule powers necessary to carry on municipal government; and

WHEREAS, section 163.3202(3), Florida Statutes, encourages the use of innovative land development regulations which include the use of impact fees to implement the goals, objectives and policies of a City's comprehensive plan; and

WHEREAS, in January 2000, the City adopted Ordinance 649, adopting utility impact fees in the City to equitably distribute the proportionate fair share of utility services on new developments within the City of Panama City Beach that create the need for such services, and thereby serve the health, safety and general welfare of the residents of the City of Panama City Beach; and

WHEREAS, in 2007, the City commissioned the consulting firm of Public Resources Management Group, Inc. to update the water and sewer impact fee study, but no formal action was proposed or taken to effect the increases recommended by the consultant at that time due to the economic downturn; and

WHEREAS, in 2017, the City again commissioned Public Resources Management Group, Inc. to update the water and sewer impact fee study based on updates to the City's Capital Improvements Plan for Utilities; and

WHEREAS, the City has received that study dated May 18, 2018, and entitled

Water and Wastewater Utility Impact Fee Study (the "Impact Fee Study"), and a presentation on same at a public meeting on August 23, 2018; and

WHEREAS, the Panama City Beach City Council has accepted the rationale, analysis, findings, and all other aspects of the Impact Fee Study, and hereby incorporates the study in this ordinance as if set forth in full.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PANAMA CITY BEACH:

SECTION 1. From and after the effective date of this ordinance Section 23-23 of the Code of Ordinances of the City of Panama City Beach, related to Utility Impact Fees are amended to read as follows (new text **bold and underlined**, deleted text ~~struckthrough~~):

Sec. 23-23. - Determination of Impact Fees.

(a) The impact fee shall be calculated by first determining the fixture value for each plumbing fixture to be connected, according to the table set forth in Section 23-24, and then by dividing the sum of all such fixture values by a constant of sixty (60) for a water connection and by a constant of thirty-six (36) for a sewer connection. The resulting quotient shall then be multiplied by the impact fee hereinafter fixed for one (1) equivalent residential water or sewer connection, as appropriate, to determine the amount of the impact fee due.

(b) The impact fee for one equivalent residential water or sewer connection shall be Five Hundred ~~Ninety-Five Dollars (\$595.00)~~ **Fifty Seven Dollars (\$57.00)** for a water connection and ~~Two Thousand Nine Hundred Eighty Nine Dollars (\$2,989.00)~~ **Two Thousand Nine Hundred Eighty Nine Dollars (\$2,989.00)** for a sewer connection. In addition thereto, a surcharge of twenty-five (25) percent shall be charged for each connection outside the boundaries of the City.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 3. 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 Panama City Beach Code, and unless a contrary ordinance is adopted within ninety (90) days following such publication, the codification of this Ordinance shall become the final and official record of the matters herein ordained. Section numbers may be assigned and changed whenever necessary or convenient.

SECTION 4. This Ordinance shall take effect ninety (90) days after its passage.

PASSED, APPROVED AND ADOPTED at the regular meeting of the City Council of the City of Panama City Beach, Florida, this 27th day of September, 2018.


MAYOR

ATTEST:


CITY CLERK

EXAMINED AND APPROVED by me this 27th day of September, 2018.


MAYOR

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