

ORDINANCE NO. 571

AN ORDINANCE OF THE TOWN OF BELLEAIR, FLORIDA, AMENDING APPENDIX B – FEE SCHEDULE OF THE CODE OF ORDINANCES OF THE TOWN OF BELLEAIR TO REFLECT AN INCREASE IN THE HOURLY AND MINIMUM CHARGES PER PICKUP FOR SOLID WASTE SPECIAL PICK-UPS; TO CHANGE WATER BILLING FROM BI-MONTHLY TO MONTHLY FOR MULTIFAMILY RESIDENTIAL; TO UPDATE PRICES FOR INSTALLATION OF BACKFLOW PREVENTION DEVICES; TO ELIMINATE ANNUAL BACKFLOW PREVENTION DEVICE MAINTENANCE FEES; TO ELIMINATE FEES FOR DISCONNECTION OR RECONNECTION OF WATER SERVICE; TO CORRECT A SCRIVENER’S ERROR IN THE PARKING FINE SCHEDULE; TO INCREASE NON-RESIDENT FEES AND DELETE THE INDIVIDUAL ANNUAL FUNKY FRIDAY ONLY MEMBERSHIP FEE IN RECREATION FEES; TO ADD DBPR SURCHARGES; TO DELETE THE PERMIT FEES FOR SHALLOW AND DEEP WELLS; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, Town staff has completed a review and analysis of the Town’s solid waste fees, parking fines, recreation fees and building permit fees; and

WHEREAS, Town staff has reviewed and recommended approval of an increase in the hourly and minimum charges per pickup for solid waste special pickups; and

WHEREAS, Town staff has reviewed and recommended approval of changing water billing from bi-monthly to monthly for multifamily residential, updating prices for installation of backflow prevention devices, eliminating annual backflow prevention device maintenance fees and eliminating fees for disconnection or reconnection of water service; and

WHEREAS, Town staff has reviewed and recommended approval to correct a scrivener’s error in the parking fine schedule; and

WHEREAS, Town staff has reviewed and recommended approval of an increase for non-resident fees and to delete the individual annual Funky Friday only membership fee in its recreation fees; and

WHEREAS, Town staff has further concluded that the rates presently being charged for the aforementioned fees do not provide sufficient revenues to offset the costs incurred in its recreation fee schedule; and

WHEREAS, Town staff has reviewed and recommended approval of the deletion of permit fees for shallow and deep wells as a result of the state preemption regarding local well permitting requirements and permit fees; and

WHEREAS, Town staff has further concluded that a fee is necessary to offset the costs incurred in its building permit fees.

NOW, THEREFORE, BE IT ORDAINED by the Town Commission of the Town of Belleair, Florida, that:

Section 1. The hourly and minimum charges per pickup for Solid Waste special pickups is hereby increased as set forth in Appendix B – Fee Schedule of the Code of Ordinances of the Town of Belleair, as attached on **Exhibit A** hereto and made a part hereof.

Section 2. The scrivener’s error shall be corrected in the Parking Fine Schedule as set forth in Appendix B – Fee Schedule of the Code of Ordinances of the Town of Belleair, as attached on **Exhibit B** hereto and made a part hereof.

Section 3. The non-resident fees are hereby increased and the individual annual Funky Friday only membership fee is hereby deleted in Recreation Fees as set forth in Appendix B – Fee Schedule of the Code of Ordinances of the Town of Belleair, as attached on **Exhibit C** hereto and made a part hereof.

Section 4. DBPR surcharges are hereby added to the Administration and General Provisions section, and the permit fees for shallow and deep wells deleted from the Land Use Regulations section, as set forth in Appendix B – Fee Schedule of the Code of Ordinances of the Town of Belleair, as attached on **Exhibit D** hereto and made a part hereof.

Section 5. The water billing for multi-family residential is hereby changed from bi-monthly to monthly; the prices for installation of backflow prevention devices is hereby updated; the maintenance fees for annual backflow prevention devices are hereby deleted; and the fees for disconnection or reconnection of water service are hereby deleted, all as set forth in the attached **Exhibit E** hereto and made a part hereof.

Section 6. Ordinances or parts of ordinances in conflict herewith to the extent that such conflict exists are hereby repealed.

Section 7. For purposes of codification of any existing section of the Code of Ordinances, Town of Belleair, herein amended, words **underlined** represent additions to original text, words **stricken** are deletions from the original text, and words neither underlined nor stricken remain unchanged.

Section 8. If any section, subsection, sentence, clause, provision, or word of this Ordinance is held unconstitutional or otherwise legally invalid, same shall be severable and the remainder of this Ordinance shall not be affected by such invalidity, such that any remainder of the Ordinance shall withstand any severed provision, as the Town Commission would have adopted the Ordinance and its regulatory scheme even absent the invalid part.

Section 9. The Codifier shall codify the substantive amendments to the Code of Ordinances, Town of Belleair, contained in Sections 1 through 5 of this Ordinance as provided for therein, and shall not codify the exordial clauses nor any other sections not designated for codification.

Section 10. This Ordinance shall be effective immediately upon its passage and adoption.

ADOPTED ON FIRST READING by the Town Commission of the Town of Belleair, Florida, at the meeting held on the ____ day of _____, 2024.

PUBLISHED on the ____ day of _____, 2024.

PASSED AND ADOPTED ON SECOND READING by the Town Commission of the Town of Belleair, Florida, at the meeting held on the ____ day of _____, 2024.

Michael Wilkinson, Mayor

ATTEST:

Christine Nicole, CPM, MMC, Town Clerk

EXHIBIT A
to
Ordinance No. 571

Solid Waste					
Description				Code Section	
(1)	Residential. Garbage cans and trash containers collected on regularly scheduled days, two garbage pickups plus two trash pickups weekly:			46-39	
	Monthly Service Charge			10/1/2023	
	Single Family (any residence with its own refuse container, regardless of zoning)			\$55.57	
	Side Yard Pickup			\$18.00	
	Multifamily (any multifamily complex without individual refuse containers for each residence therein, regardless of zoning)			\$26.22	
(2)	Monthly Commercial and Professional User Rates			10/1/2023	
	Commercial without dumpster:			\$48.99	
	Commercial with dumpster:				
	Container	2x Week	3x Week	4x Week	5x Week
		10/23	10/23	10/23	10/23
	1 cu. yd.	118.97	178.47	237.97	297.45
	2 cu. yd.	237.97	391.75	476.02	594.93
	4 cu. yd.	445.37	667.63	890.72	1,113.01
	6 cu. yd.	631.29	946.92	1,262.56	1,578.07
	8 cu. yd.	\$872.60	\$1,309.44	\$1,745.92	\$2,182.40
Additional dumpster pickups provided			10/1/2023		
Unitary rate per cubic yard per pickup			\$13.64		
(3)	Special pickups, per hour (excluding pam fronds) which does not conform to the above specifications, and all building materials (Town Manager, in his/her sole discretion, may charge amounts for actual labor and materials for each special pickup)			10/1/2023	46-39(c)
	Hourly charge per pickup			\$66.57 \$69.09	
	Minimum charge per pickup			\$22.31 \$23.16	
(4)	Annual permit fee for private collection and disposal service			\$64.89	46-39
	Fee for each permitted construction dumpster			\$64.89	47-37(a)
(5)	Request for Additional Solid Waste Cart (64 or 96 gallon)	Request for additional carts may be made by emailing SolidWaste@townofbelleair.net or calling (727 588-3795). The monthly charge for each additional cart will be \$10 and will cover the cost of replacing lids and wheels. To request pickup and discontinue the use of the additional cart(s) and monthly charge, the resident must email or provide written notice of termination to the Town.			
(6)	Request for Replacing Solid Waste Cart	Request for replacement of a cart may be made by emailing SolidWaste@townofbelleair.net or calling (727 588-3795). If replacement is due to damage by the resident, there will be a charge of \$75. If the cart is damaged by Town employees, there will be no charge to the resident.			

EXHIBIT B
to
Ordinance No. 571

Description		Amount	Code Section
Taxation			
Traffic and Vehicles			
	Parking fine schedule:		
(1)	Overtime parking	30.00	
(2)	Parking in fire lane or blocking fire hydrant	100.00	
(3)	Double parking	30.00	
(4)	Parking in no parking zone	30.00	
(5)	Leaving keys in ignition	30.00	
(6)	Leaving motor running in unattended vehicle	30.00	
(7)	Parking in designated handicapped/disabled space without permit	250.00	
(8)	All other improper parking	30.00	

EXHIBIT C
to
Ordinance No. 571

Recreation Fees	Amount
Resident individual annual membership fee	\$30.00
Resident individual six-month membership fee	20.00
Resident family annual membership fee	95.00
Resident family six-month membership fee	60.00
Non-resident individual annual membership fee	95.00 <u>120.00</u>
Non-resident individual six-month membership fee	60.00 <u>85.00</u>
Non-resident family annual membership fee	290.00 <u>315.00</u>
Non-resident family six-month membership fee	160.00 <u>185.00</u>
Individual annual Funky Friday only membership fee	50.00
Resident annual tennis membership fee (may be pro-rated throughout the year)	50.00
Non-resident annual tennis membership fee (may be pro-rated throughout the year)	100.00

EXHIBIT D
to
Ordinance No. 571

SUBPART B. LAND DEVELOPMENT CODE

Description		Amount	Code Section
Administration and General Provisions			
Development permit fee and inspection fees:			
(1)	Inspection fee when permit fee is waived (work under \$500.00 in value)	\$ 25.00	
(2)	Permit fee: Two percent of the total project value not exceeding \$1,000,000.00, plus \$3.30 for each \$1,000.00 of project value exceeding \$1,000,000.00		66-207
	The administrative fee for all permits for nonfloodplain area projects shall be \$25.00 for projects with values of \$1,000.00 or less and \$50.00 for projects with value in excess of \$1,000.00		
(3)	Reinspection	\$ 50.00	
(4)	Extra inspections	25.00	
(5)	Special inspection:		
	a. In lieu of normal required inspection	25.00	
	b. In addition to normal required inspection	50.00	
(6)	Fee in lieu of tree replacement, per inch	50.00	74-383
(7)	DBPR Surcharges:		
	a. <u>To fund the Building Code Administrators and Inspectors Fund</u>	<u>1.5 percent, with a minimum charge of \$2.00</u>	
	b. <u>To fund the Florida Building Commission and the Florida Building Code Compliance and Mitigation Program</u>	<u>1.0 percent, with a minimum charge of \$2.00</u>	
Land Use Regulations			
	Permit and inspection for shallow wells	25.00	
	Annual renewal permit for deep well	25.00	
	Special exception hardship permit for work producing disturbing noise	\$ 25.00	
	Removal of illegal temporary signs by town	25.00	
Requests for changes. Fees for requests for rezoning, variances, and other matters relating thereto are hereby established as follows:			
(1)	Request for zoning change or variance		
	a. Request for variance	300.00	
	b. Request for zoning change	1,000.00	
(2)	Appeal to the commission	200.00	
	Appeal to the commission temporary relief applications		
	a. Government entities	0.00	
	b. Non-profit organizations	0.00	
	c. Events with fewer than 100 attendees	50.00	

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	d.	Events with more than 100 attendees	200.00	
	e.	The commission may waive or refund any fees as deemed necessary		
(3)	Application for RPD zoning:			
	a.	Initial request or major modification	1,000.00	
	b.	Minor modification	300.00	
(4)	Comprehensive land use plan amendment (text)		1,500.00	
	a.	Map amendment	1,500.00	
	b.	Advertising fee	560.00	
	c.	Re-advertising fee	560.00	
(5)	Petition to vacate street		200.00	
(6)	Petition to vacate alley		200.00	
(7)	Petition to vacate pedestrian walkway		200.00	
(8)	Petition to vacate other		200.00	
(9)	Street name change		200.00	
(10)	Major development		1,000.00	
(11)	Address (house number) change		50.00	
(12)	Subdivision request		100.00	
(13)	Site plan review		500.00	
	The fee schedule established herein shall not apply to town initiated actions unless required by the town commission.			
	A new application for the same change request made on the same parcel, lot or tract shall be considered within a period of six months of any decision of denial.			
(14)	Temporary use structures permit (construction trailers, real estate offices, etc.)		200.00	
(15)	Temporary use structures permit extension		100.00	

EXHIBIT E
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Water System			
Description		Amount	Code Section
(1)	Water connection fees:		62-163
	¾-inch meter	\$580.00	
	1-inch meter	\$660.00	
	1½-inch meter	\$760.00	
	2-inch meter	\$900.00	
(2)	Water meter tests:		62-171
	Testing of meters will be charged at actual cost to Town by the testing laboratory plus a 50 percent surcharge.		
(3)	Deposit for water service		\$250.00
	or five times the average monthly bill, whichever is the larger sum.		62-191
(4)	Minimum Charge for Water turn-on or turn-off fee		\$ 20.00
(5)	Residential single-family unit:		62-193
	Minimum charge for residential water usage service		\$ 20.52
	Plus, per 1,000 gallons for usage between 0 and 4,000 gallons		\$ 3.08
	For each 1,000 gallons between 4,001 and 25,000 gallons		\$ 10.30
	For each 1,000 gallons over 25,000 gallons of usage		\$ 12.36
(6)	Multifamily residential:		62-193
	The minimum service charge is calculated on a per unit basis. For example, in a 100-unit condominium complex, the minimum monthly bi-monthly bill for the complex will be: (100 units × \$20.52 = \$2,052.00)		\$ 20.52
	Plus, per 1,000 gallons for usage between 0 and 4,000 gallons on a per unit basis		\$ 3.08
	For each 1,000 gallons over 4,000 gallons of usage, up to 25,000 gallons on a per unit basis		\$ 10.30
	For each 1,000 gallons over 25,000 gallons of usage on a per unit basis		\$ 12.36
(7)	Separate meter charge:		62-192
	There shall be a charge for each additional meter for residential customers for each one-month billing period. Water usage readings and subsequent charges for multiple meters will be accumulated and totaled.		\$ 5.64
(8)	Nonresidential Customers:		62-193
	Minimum charge for nonresidential water usage service		\$ 41.05
	Plus, per 1,000 gallons for usage 0 and 25,000 gallons		\$ 10.30
	Plus, per 1,000 gallons over 25,000		\$ 12.36
(8.5)	Separate meter charge nonresidential:		62-193
	Nonresidential customers, at their option may install a separate meter, at their own cost and expense, for the purpose of lawn and other outdoor irrigation. Charge for each additional meter. Readings and subsequent charges for multiple meters will be accumulated and totaled.		\$ 5.64
(9)	Installation of backflow prevention devices, <u>including double checkvalve assemblies and reduced pressure principle devices,</u> for potable water services will be charged at the actual costs to Town for equipment and labor.		62-229
	Service-Size (inches)	Double-Checkvalve Assembly	Reduced-Pressure-Principle Device
	¾	\$115.00	\$ 375.00
	1	\$150.00	\$ 475.00

	1½	\$250.00	\$ 775.00
	2	\$375.00	\$1,100.00
(10)	Annual backflow prevention device maintenance fee (not applicable to dual checkvalve):		62-230
	a. Potable water services inside city limits:		
	Service Size —(inches)	Double Checkvalve Assembly	Reduced Pressure Principle Device
	—¾	\$ 50.00	\$100.00
	—1	\$ 50.00	\$100.00
	—1½	\$ 50.00	\$100.00
	—2	\$100.00	\$200.00
	—3	\$100.00	\$200.00
	—4	\$100.00	\$200.00
	—6	\$200.00	\$400.00
	—8	\$200.00	\$400.00
	b. Fire Services:		
	Service Size —(inches)	Double Checkvalve	
	—1½	\$ 50.00	
	—2	\$ 50.00	
	—4	\$100.00	
	—6	\$200.00	
	—8	\$200.00	
(11)	Disconnection of water service		\$40.00 62-286
(12)	Reconnection of water service		\$40.00 62-288
(10) (13)	Monthly late charge for delinquent utility payments, or eight percent interest on the delinquent utility payment amount, whichever is greater, not to exceed \$300.00 per month		\$10.00 62-288