

ORDINANCE 2023-02

AN ORDINANCE PURSUANT TO CHAPTER 180, FLORIDA STATUTES CREATING A CITY OF HIGH SPRINGS UTILITIES SERVICE DISTRICT; ESTABLISHING THE BOUNDARIES OF THE DISTRICT; AUTHORIZING THE EXTENSION OF MUNICIPAL UTILITIES WITHIN THE DISTRICT; REQUIRING ALL PERSONS OR CORPORATIONS LIVING OR DOING BUSINESS WITHIN THE DISTRICT TO CONNECT TO THE CITY WATER AND WASTEWATER SYSTEM WITHIN 365 DAYS OF AVAILABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of High Springs owns and operates a central water distribution system and a central wastewater collection system and treatment facility; and

WHEREAS, the City's utility systems are capable of delivering water and wastewater utility service to areas outside the municipal limits of the City; and

WHEREAS, Chapter 180, Florida Statutes authorizes municipalities to extend their water and wastewater utilities beyond their municipal limits to provide utility services to unincorporated areas within the general vicinity of the municipality; and

WHEREAS, Section 180.02(3), Florida Statutes authorizes municipalities to create a utility zone for up to five (5) miles from the corporate limits of the municipality; and further authorizes municipalities to require customers in that area to connect to the municipal water and wastewater systems, when available; and

WHEREAS, the extension of water and wastewater systems by the City of High Springs within the subject utility district is environmentally sound and avoids costly duplication of infrastructure;

NOW, THEREFORE, BE IT ENACTED by the City Commission for the City of High Springs as follows:

Section 1. Creation of District. There is hereby created the High Springs Utilities Service District (hereinafter referred to as the "District".)

Section 2. District Boundaries. The District shall have the following described boundaries:

(INSERT LEGAL DESCRIPTION)

A map of the District illustrating the above-described boundaries, including the stated excepted area, is attached hereto, and incorporated herein as Exhibit A.

Section 3. Extension of Utilities Authorized. The City is authorized and empowered to extend its water and wastewater utilities, including utility lines, lift stations, booster pumps, wells, storage tanks, and all other utility appurtenances to all areas within the District. All such utility extensions shall be governed by and pursuant to the City of High Springs Code of Ordinances.

Section 4. Connection to Water and Wastewater System Required. All persons or corporations developing property (either commercial, industrial, or residential) after the effective date of this Ordinance within the District shall be required to connect to the City water and wastewater system within 365 days of when it becomes available.

Section 5. Utilities of Similar Character Prohibited. No private or public utility shall be authorized to construct within the District any system, work, project or utility of a similar character to that being operated in the District by the City unless the City consents to such construction.

Section 6. Effective Date. This Ordinance shall take effect immediately upon its final adoption by the City Commission.

ATTEST:

SIGNED:

Angela Stone, City Clerk

Gloria James, Mayor

APPROVAL AS TO FORM AND LEGALITY:

Scott Walker, City Attorney

EXHIBIT A
CITY OF HIGH SPRINGS
CHAPTER 180 UTILITY DISTRICT