

ORDINANCE 2009-01

AN ORDINANCE OF THE CITY OF LAKE WALES, FLORIDA, AMENDING LAKE WALES CODE OF ORDINANCES CHAPTER 21, UTILITIES, BY REVISING THE PROCEDURE FOR MANDATORY DISCONTINUATION OF SERVICES; PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED by the City Commission of the City of Lake Wales, Florida:

SECTION 1. Lake Wales Code of Ordinances Chapter 21, UTILITIES, is hereby amended as follows:

ARTICLE VI. CHARGES AND FEES FOR UTILITIES SERVICES

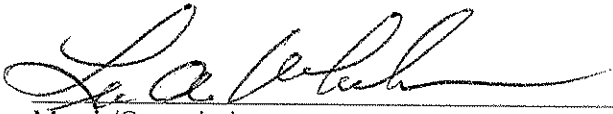
Sec. 21-154. Billing, payment and mandatory discontinuation of services.

(e) *Mandatory cut off.* In addition to the penalty imposed by paragraph (d), if any monthly bill for utility services shall be and remain unpaid ~~on or after twenty five (25) days from the date of being billed for such services~~ ten (10) days after the second bill has been mailed and no payment agreement has been executed as provided in paragraph (f), the utility services provided to the user shall be discontinued on the subsequent non-Friday business day and shall not be reconnected until all past due charges have been paid. The city shall charge a twenty-five dollar (\$25.00) fee for reconnecting service after a mandatory cut off, and an additional deposit shall be required as provided in section 21-113. If the reconnect occurs after business hours, the reconnect fee shall be thirty-five dollars (\$35.00).

SECTION 2. **Severability.** Should any section or provision of this Ordinance or any portion thereof, the deletion of which would not adversely affect (in the general sense) the remainder, be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder, as a whole or any part thereof, other than the part declared to be invalid, and in doing so, the court shall attempt to adhere to the legislative intent.

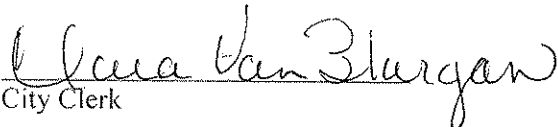
SECTION 3. **Effective Date.** This Ordinance shall become effective upon passage and adoption.

CERTIFIED AS TO PASSAGE this 3rd day of February, 2009.



Mayor/Commissioner

ATTEST:



City Clerk