

ORDINANCE 2021-11

AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, AMENDING LAKE WALES CODE OF ORDINANCES CHAPTER 21 UTILITIES, AMENDING THE REQUIREMENT FOR CONNECTION TO THE SEWER SYSTEM; AMENDING THE REQUIREMENT FOR CONNECTION TO THE WATER SYSTEM; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. Chapter 21, UTILITIES, Lake Wales Code of Ordinances is amended as shown in the highlighted areas below (strike throughs are deletions; underlines are additions):

Sec. 21-27. – Connection to Sewer System.

(3) *Areas zoned or used for industrial or manufacturing purposes or the equivalent.* Service is available if a sewer line exists within one mile (five thousand two hundred eighty (5,280) feet) ~~one-fourth (1/4) mile (one thousand three hundred twenty (1,320) feet)~~ of the development which is accessible via easements or rights-of-way. Where a building exists on a septic system prior to June 1, 1996, service is deemed to be available if the connection can be made without unreasonable cost to the property owner. For repair or modification of a preexisting septic system, service is deemed to be available if any sewer line exists within five hundred (500) feet of the subject property which is accessible via easements or rights-of-way.

Sec. 21-71. – Connection to Water System.

(3) *Areas zoned or used for industrial or manufacturing purposes or the equivalent.* Service is available if a water line exists within one mile (five thousand two hundred eighty (5,280) feet) ~~one-fourth (1/4) mile (one thousand three hundred twenty (1,320) feet)~~ of the development which is accessible via easements or rights-of-way. Where a building exists prior to June 1, 1996, service is deemed to be available if the connection can be made without unreasonable cost to the property owner and contingent upon the city's ability to provide the required level of service.

SECTION 2. SEVERABILITY. If any clause, section, or provision of this ordinance shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said ordinance shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

SECTION 3. EFFECTIVE DATE. This ordinance shall take effect immediately upon its passage by the City Commission.

CERTIFIED AS TO PASSAGE THIS 15th day of June 2021.

Eugene L. F. [Signature]

Mayor/Deputy Mayor, City of Lake Wales

Attest:

Jennifer Nanek, City Clerk