

(D2)

## ORDINANCE 96-16

AN ORDINANCE OF THE TOWN OF LONGBOAT KEY AMENDING THE CODE OF ORDINANCES OF THE TOWN OF LONGBOAT KEY, FLORIDA, IN CHAPTER 50, GENERAL PROVISIONS, SECTION 50.04, BOND REQUIRED TO MAKE TAP; AMENDING CHAPTER 51, CHARGES, RATES, AND BILLING, IN SECTION 51.21, RATES AND CHARGES, TO ADD A NEW SUBSECTION (C), INSTALLATION CHARGES - SEWER LATERAL; AMENDING CHAPTER 52, SEWERS, IN SECTION 52.01, DEFINITIONS, TO CHANGE THE DEFINITIONS OF "BUILDING SEWER", "PUBLIC SEWER", AND "SEWER" AND TO ADD A DEFINITION FOR "LATERALS"; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN OF LONGBOAT KEY, FLORIDA, THAT:

Section 1. The CODE OF ORDINANCES OF THE TOWN OF LONGBOAT KEY, FLORIDA is amended in Chapter 50, GENERAL PROVISIONS, in Section 50.04, BOND REQUIRED TO MAKE TAP, to read as follows:

Any person who desires to make any tap to a sewer main within any private right-of-way shall obtain the necessary permits and shall give a bond filed with the Town in the amount of \$10,000 payable to the town in cash, irrevocable letter of credit or other form of security approved by the Town Attorney, before engaging in the proposed work.

Section 2. Chapter 51, CHARGES, RATES, AND BILLING, is amended in Section 51.21, RATES AND CHARGES, by adding a new paragraph (C) to read as follows:

(C) Installation charges - sewer laterals. The town shall collect the following charges as installation charges for town-owned service laterals within town-owned streets: Cost plus 20% (includes a cleanout installed at the property line).

Section 3. Chapter 52, SEWERS, is amended in Section 52.01, DEFINITIONS, to change the definitions for "BUILDING SEWER", "PUBLIC SEWER", and "SEWER", and to add a definition for "LATERALS", to read as follows:

"BUILDING SEWER." The extension from the building drain to the property line.

"LATERALS." That portion of the sewer located between the building sewer and the sewer main.

"PUBLIC SEWER." A sewer controlled by public authority located in public or private right-of-ways. Laterals within the Gulf of Mexico Drive or private road right-of-ways are not part of the public sewers.

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"SEWER MAIN." A pipe or conduit for carrying wastewater.

Section 4. Chapter 52, SEWERS, is amended in Section 52.17 (B), CONNECTION PERMIT, to read as follows:

(B) When sewer service is required or desired, the owner or his agent shall make application to the Planning, Zoning and Building Department. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Director of Planning, Zoning and Building. The permit, tapping, and inspection fees as provided by Chapter 51 shall be paid to the town at the time the application is filed.

Section 5. Chapter 52, SEWERS, is amended in Section 52.24 (B), COSTS; LIABILITY AND RESTORATION, to read as follows:

(B) For private streets or right-of-ways, installation of wastewater sewer laterals between the town's main sewer and the property requesting service shall be the responsibility of the property owner requiring service to install and maintain.

Section 6. If any section, subsection, sentence, clause or provision of this Ordinance is held invalid, the remainder of the ordinance shall not be affected.

Section 7. All ordinances and parts of ordinances in conflict herewith shall be and the same are hereby repealed.

Section 8. This Ordinance shall take effect upon second reading in accordance with law, and the Charter of the Town of Longboat Key.

Passed on first reading this 4th day of November 1996.

Passed and adopted finally on the second reading this 2nd day of December 1996.

*Robert C. Lindell*  
MAYOR

ATTEST:

*Patricia L. Arende*  
TOWN CLERK

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