

RESOLUTION NO. 18-09-89

**A RESOLUTION OF THE VILLAGE COUNCIL OF
ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA,
ESTABLISHING A DESIGN REVIEW FEE ON ALL
PROPERTIES REQUIRING FDEP PERMITTING FOR
CONNECTION TO THE VILLAGE CENTRAL
WASTEWATER SYSTEM ; AND PROVIDING FOR AN
EFFECTIVE DATE**

WHEREAS, On July 1, 2010, the Florida State Legislature adopted Ch. 2010-205 Laws of Florida, which mandated the upgrade of all wastewater systems within the Florida Keys to Advanced Wastewater Treatment (AWT) standards or Best Available Technology (BAT); and

WHEREAS, all properties capable of producing wastewater within Islamorada, Village of Islands (“the Village”) are required to connect to the central sewer system; and

WHEREAS, permits from the Florida Department of Environmental Protection (“FDEP”) are required to connect commercial/non-Single Family Residential, multi-building properties; and

WHEREAS, each stage of the FDEP permitting process requires review by the Village Wastewater Department and the Village’s Wastewater Engineering Consultant; and

WHEREAS, Village Staff has determined that there would be a significant annual savings to the Village when FDEP permitting and connection reviews for non-compliant properties are complete and the properties are connected to the central wastewater system; and

WHEREAS, the Village Manager Village Staff has determined that in order to offset the Village’s cost of reviewing FDEP permitting of existing non-compliant properties and future connections, a Design Review fee of not less than \$2,500.00 should be imposed; and

WHEREAS, Village Staff suggests imposing the fee on or after January 1, 2019 on all existing non-compliant properties and new developments in the Village wastewater service area requiring FDEP permitting; and

WHEREAS, the Village Council of Islamorada, Village of Islands (the “Village Council”) has determined that imposition of the Design Review Fee is in the best interest of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. **Approving Design Review Fee.** The Village Council hereby approves the Wastewater Department’s final recommendation to impose a fee of not less than \$2500.00 beginning January 1, 2019 for FDEP Permitting Design Review Services to offset engineering expenditures for FDEP permitted sewer connections.

Section 3. **Authorization of Village Officials.** The Village Manager and/or his designee and the Village Attorney are authorized to assess the fee of not less than \$2500.00 beginning on January 1, 2019.

Section 4. **Effective Date.** This Resolution shall take effect immediately upon adoption.

Motion to adopt by Vice Mayor Deb Gillis, second by Councilman Mike Forster.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Chris Sante	YES
Vice Mayor Deb Gillis	YES
Councilman Mike Forster	YES
Councilwoman Cheryl Meads	YES
Councilman Jim Mooney	YES

PASSED AND ADOPTED ON THIS 6TH DAY OF SEPTEMBER, 2018.



CHRIS SANTE, MAYOR

ATTEST:



KELLY TOTH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF ISLAMORADA,
VILLAGE OF ISLANDS ONLY



ROGET V. BRYAN, VILLAGE ATTORNEY