



**INDIAN RIVER COUNTY, FLORIDA
DEPARTMENT OF UTILITY SERVICES**

Date: December 21, 2018
To: Jason E. Brown, County Administrator
From: Vincent Burke, P.E., Director of Utility Services
Prepared By: Cindy Corrente, Utilities Finance Manager
Subject: Reclamation and Relinquishment of ERUs and Release of Service Availability Charges for ERUs Reserved for Future Use (Settlement of Delinquent Reserve Accounts) (Legislative)

BACKGROUND:

On December 18, 2018, the Indian River County Board of County Commissioners (BCC) voted to approve language for an amendment to Section 201.08 of the Indian River County Ordinance Code (Code) to allow for release of charges for equivalent residential units (ERUs) reserved for future use in a development, and delinquency charges.

On the same date, the BCC also voted to approve language for an amendment to section 201.09 E of the Code to allow for two changes. The first is the ability to reclaim any ERUs reserved for future use if a cumulative of twenty-four (24) months of related service availability fees become delinquent. The second is for relinquishment of any excessive ERUs, or ERUs that cannot be used if such ERUs are for capacity reserved for future use, and the account for such ERUs is current. The customer will not receive any refund.

The BCC will be conducting a public hearing on these changes on January 8, 2019.

The County Attorney's office has finalized the draft ordinance as directed by the BCC and has noticed a public hearing on the draft ordinance set for January 8, 2019.

FUNDING:

The cost of publication of the required public notice for the public hearing is estimated to be \$131.00. The cost will be funded from the Utility Operating Fund, account number 47123536-034910. Operating funds are generated from water and sewer sales.

RECOMMENDATION:

Staff recommends that the Chairman open the public hearing, take comments from the public and then close the public hearing, and that the Indian River County Board of County Commissioners vote to adopt the attached ordinance.

ATTACHMENTS:

Draft Ordinance 2019-