ORDINANCE NO. 2025-017

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES, BY AMENDING CHAPTER 20, "UTILITIES," ARTICLE III, "WATER AND WASTEWATER REGULATIONS," SECTION 20-35, "TYPE AND MAINTENANCE," IN ORDER TO PROVIDE FOR MAINTENANCE COMPLIANCE OF PRIVATE WATER AND WASTEWATER SYSTEMS TO PREVENT INFLOW AND INFILTRATION INTO THE SYSTEM; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, private water and wastewater infrastructure within the City connecting to the City's systems must be properly maintained to comply with local, state, and federal regulations, including those set by the Florida Department of Environmental Protection (FDEP), the National Pollutant Discharge Elimination System (NPDES) permit, and the United States Environmental Protection Agency (EPA); and

WHEREAS, the City's Code of Ordinances, Section 20-35, "Type and maintenance," sets forth provisions pertaining to the maintenance of such private water and wastewater infrastructures; and

WHEREAS, poorly maintained wastewater infrastructure can result in environmental contamination from leaks and higher costs for treatment and maintenance due to increased flow; and

WHEREAS, in an effort to prevent inflow and infiltration from ground water, surface water, and stormwater into the wastewater collection system, the City must add new provisions to Section 20-35 to enhance the City's ability to verify compliance of privately-owned wastewater systems with the maintenance requirements.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF COCONUT CREEK HEREBY ORDAINS:

Section 1: Ratification. That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this ordinance.

Section 2: Amendment. That the Code of Ordinances of the City of Coconut Creek, Florida, shall be amended by amending Chapter 20, "Utilities," Article III, "Water and Wastewater Regulations," Section 20-35, "Type and maintenance," to read as follows:

CHAPTER 20 - UTILITIES

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ARTICLE III. - WATER AND WASTEWATER REGULATIONS

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Sec. 20-35. - Type and maintenance.

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(f) For compliance purposes with this section, upon request by the City, the private water and wastewater systems' owner must provide to the City the following within sixty (60) days:

(1) A letter from a licensed professional engineer in the State of Florida, certifying that the water and wastewater systems, and all of its appurtenances, are functioning as designed and do not have any deficiencies.

(2) Inspection and maintenance records used by the engineer to make his/her compliance determination, including maps, as-built, pictures, CCTV inspection reports, logs, tests, and receipts.

(g) The City reserves the right to install wastewater flow meters to verify wastewater to water ratios and ensure compliance with the requirements of this section.

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Section 3: Conflicts. That all ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4: **Severability.** That should any section or provision of this ordinance or any portion thereof, any paragraph, sentence, clause or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part hereof other than the part declared invalid.

Section 5: **Codification.** That the provisions of this ordinance shall be codified within the Code of Ordinances of the City of Coconut Creek, Florida, and any paragraph or section may be renumbered to conform with the Code of Ordinances.

Section 6: **Effective Date.** That this ordinance shall become effective upon its passage on second and final reading.

PASSED FIRST READING THIS ____ DAY OF _____, 2025.

PASSED SECOND READING THIS ____ DAY OF _____, 2025.

_____
Jacqueline Railey, Mayor

Attest:

_____
Joseph J. Kavanagh, City Clerk

	1st	2nd
Railey	_____	_____
Wasserman	_____	_____
Welch	_____	_____
Rydell	_____	_____
Brodie	_____	_____