

RESOLUTION 2003-12

**A RESOLUTION OF THE KEY LARGO
WASTEWATER TREATMENT DISTRICT
ADOPTING THE MONROE COUNTY ORDINANCE
RE: MANDATORY CONNECTIONS AS THE
DISTRICT'S NON-RULE POLICY**

WHEREAS, Monroe County has adopted an ordinance for the connection of existing on-site sewage treatment and disposals systems to central sewerage system, attached here to Exhibit A (Section 15.5-21);

WHEREAS, the Board of Commissioners of the Key Largo Wastewater Treatment District desires to adopt as its non-rule policy Monroe County's ordinance for the connection of on-site sewage treatment and disposals systems to central sewerage system;

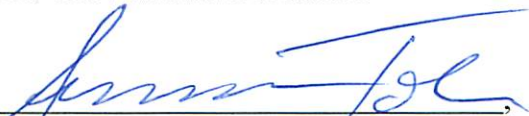
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT THAT:

1. The Key Largo Wastewater Treatment District adopts Monroe County's ordinance for connection of existing on-site sewage treatment and disposals systems to central sewerage system as non-rule policy until such time as the District adopts its own rules and policies. See Sec. 15.5-21, attached hereto as Exhibit A.
2. The District may amend the referenced non-rule policy if necessary prior to the District's adoption of its own rules and policies.

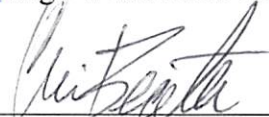
PASSED AND ADOPTED this 26th day of February, 2003.

FAILED this n/a day of February, 2003.

**KEY LARGO WASTEWATER TREATMENT
DISTRICT GOVERNING BOARD**



Chair, Key Largo Wastewater Treatment District



Secretary, Key Largo Wastewater Treatment District

SEWAGE AND SEWAGE DISPOSAL

§ 15.5-21

Sec. 15.5-21. Connection of existing on-site sewage treatment and disposals systems to central sewerage system.

(a) The owner of an onsite sewage treatment and disposal system must connect the system or the building's plumbing to an available publicly owned or investor-owned sewerage system within thirty (30) days after written notification by the owner of the publicly owned or investor-owned sewerage system that the system is available for connection. The publicly owned or investor-owned sewerage system must notify the owner of the onsite sewage treatment and disposal system of the availability of the central sewerage system. No less than one (1) year prior to the date the sewerage system will become available, the publicly owned or investor-owned sewerage system shall notify the affected owner of the onsite sewage treatment and disposal system of the anticipated availability of the sewerage system and shall also notify the owner that the owner will be required to connect to the sewerage system within thirty (30) days of the actual availability. The owner shall have the option of prepaying the amortized value of required connection charges in equal monthly installments over a period not to exceed two (2) years from the date of the initial notification of anticipated availability.

(b) Subsequent to the effective date of this chapter, the county commission may, subject to approval of the FKAA, adopt a resolution providing that the owner of an onsite sewage treatment and disposal system may pay any connection fees charged by an investor-owned sewerage system in monthly installments without interest over a period of time not to exceed five (5) years

§ 15.5-21

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from the date the sewerage system becomes available if the county determines that the owner has demonstrated financial hardship. The resolution must contain, at a minimum, the following:

- (1) The designation of the county employee(s) or officer(s) empowered to make the hardship determination; and
- (2) The criteria for making the determination which take into account the owner's net worth, income, and financial needs.

(Ord. No. 4-2000, § 2)

Sec. 15.5-22. Penalties.

Violations of this chapter may be prosecuted before the code enforcement special master (or board) as authorized by chapter 6.3, art. I, County Code, and F.S. Chapter 162, Part I, by a notice to appear issued under F.S. Chapter 6.3, Art. II, and F.S. Chapter 162, Part II, and F.S. § 125.69(2), or Chapter 76-435, Laws of Florida, by prosecution as a second degree misdemeanor pursuant to F.S. § 125.69(1), or by any other method authorized by law for assuring compliance with the terms of this chapter including suits for injunctive relief.

(Ord. No. 4-2000, § 3)

Secs. 15.5-23—15.5-25. Reserved.**Sec. 15.5-26. Definitions.**

As used in this Ordinance, the following words and terms shall have the following meanings, unless the context clearly otherwise requires:

"Authority" means the Florida Keys Aqueduct Authority.

"Available" as applied to a governmentally owned sewerage system owned by the authority, means that the governmentally owned sewerage system is capable of being connected to the plumbing of an establishment or residence, is not under a department of environmental protection moratorium, and has