

ORDINANCE NUMBER 2025-70

AN ORDINANCE PERTAINING TO WATER SERVICE WITHIN THE CITY OF NEWBERRY; AMENDING THE PRIOR ESTABLISHED RATES AND AMENDING SECTIONS 98-154 OF THE CODE OF ORDINANCES OF THE CITY OF NEWBERRY; AMENDING ORDINANCE NO. 2024-32; REPEALING ALL ORDINANCES IN CONFLICT AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Newberry provides water services to residential and non-residential customers located within its water service territory; and,

WHEREAS, the current residential customer and non-residential charges for water services are not adequate to cover the cost of providing such services, and,

WHEREAS, the City Commission, being fully advised of the facts and circumstances, hereby finds it necessary and in the interest of prudent management of public assets and business, affairs to increase the current residential customer and non-residential charges for water in order to equitably and adequately fund the cost of such essential services.

NOW THEREFORE BE IT ORDINAED BY THE PEOPLE OF THE CITY OF NEWBERRY, FLORIDA:

SECTION 1. AMENDMENT OF CODE OF ORDINANCES

The text of Article VI of the City of Newberry Code of Ordinances entitled “Water and Sewer Rates and Charges”, Section 98-154 “Water Rates” is hereby amended to provide water rates as reflected below. The water rates shall be as follows (deletions are in ~~strike through~~ and additions are underlined):

Section 98-154-Water Rates

Residential and commercial user rates shall be as follows:

WATER CONSUMPTION

Customer charge. Each customer must pay a customer charge for each metered point of connection to the City’s water system.

Residential Customer Charge	\$ <del>10.99</del> <u>11.76</u> per month
Non-Residential Customer Charge	\$ <del>15.85</del> <u>17.04</u> per month

Water consumption charge(s). Each customer must pay for water consumed through each connection point based upon water service type:

Residential Service	
Tier 1 (0—4,000 gallons)	\$ <del>2.70</del> <u>2.89</u> per thousand gallons
Tier 2 (4,001—8,000 gallons)	\$ <del>3.65</del> <u>4.34</u> per thousand gallons
Tier 3 (8,001 gallons and above)	\$ <del>5.48</del> <u>6.51</u> per thousand gallons

<b>Nonresidential (Commercial, Industrial, Hydrant, and Fire Line) Service</b>	
Tier 1 (all consumption)	\$ <del>3.654</del> .34 per thousand gallons
<b>Irrigation (Residential and Nonresidential) Service</b>	
Tier 1 (all consumption)	\$ <del>5.486</del> .51 per thousand gallons

## **SECTION 2. INCLUSION IN THE CODE**

It is the intention of the City Commission of the City of Newberry, Florida, and it is hereby provided that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the City of Newberry, Florida; that the sections of this ordinance may be renumbered or re-lettered and that the word “ordinance” may be changed to “section”, “article” or other appropriate designation to accomplish such intention.

## **SECTION 3. REPEALING CLAUSE**

All ordinances or parts of ordinances in conflict with this Ordinance are, to the extent they conflict with this ordinance, repealed.

## **SECTION 4. PROVIDING FOR SEVERABILITY**

It is the declared intent of the Newberry City Commission that, if any section, sentence, clause, phrase, or provision of this ordinance is for any reason held or declared to be unconstitutional, void, or inoperative by a court or agency of competent jurisdiction, such holding of invalidity or unconstitutionality shall not affect the remaining provisions of this ordinance and the remainder of this ordinance, after the exclusion of such part or parts, shall be deemed to be valid.

## **SECTION 5. EFFECTIVE DATE**

This Ordinance shall be effective immediately upon passage.

**DONE THE FIRST READING**, by the City Commission of the City of Newberry, Florida, at a regular meeting, this 8<sup>th</sup> day of September 2025.

**DONE, THE PUBLIC NOTICE**, in a newspaper of general circulation in the City of Newberry, Florida, by the City Clerk of the City of Newberry, Florida on the \_\_\_\_ day of September, 2025.

**DONE THE SECOND READING, AND ADOPTED ON FINAL PASSAGE,** by an affirmative vote of a majority of a quorum present of the City Commission of the City of Newberry, Florida, at a regular meeting, this 22nd day of September 2025.

BY THE MAYOR OF THE CITY  
OF NEWBERRY, FLORIDA

\_\_\_\_\_  
Honorable Timothy R Marden, Mayor

ATTEST, BY THE CLERK OF THE  
CITY COMMISSION OF THE CITY OF  
NEWBERRY, FLORIDA:

\_\_\_\_\_  
Randa K. Paul, City Clerk

APPROVED AS TO FORM AND  
LEGALITY:

\_\_\_\_\_  
City Attorney's Office