

SPACE FOR RECORDING

ORDINANCE NO. O-21-34

AN ORDINANCE AMENDING CHAPTER 19, ARTICLE III, SECTIONS 19-68 THROUGH 19-80, OF THE CODE OF ORDINANCES OF THE CITY OF WINTER HAVEN, FLORIDA REGARDING THE CITY'S WASTEWATER SYSTEM, SPECIFICALLY THE INDUSTRIAL PRETREATMENT PROGRAM, ALSO REFERRED TO AS THE INDUSTRIAL PRETREATMENT ORDINANCE; BY INCORPORATING CHANGES MANDATED BY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION THROUGH REVISION OF THE CITY'S WASTEWATER INDUSTRIAL PRETREATMENT REGULATIONS; AND BY AMENDING THE CHARGES, FEES AND BILLING PROCEDURE(S) FOR THE PROVISION OF SUCH WASTEWATER INDUSTRIAL PRETREATMENT TO INCORPORATE THE LIEN RIGHTS AND REMEDIES AUTHORIZED BY FLORIDA LAW; PROVIDING FOR CODIFICATION, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND A REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Winter Haven finds that it is expedient to revise Sections 19-68 through 19-80 of Chapter 19, Article III of the Code of Ordinances to revise the Industrial Pretreatment Ordinance to comply with regulation changes mandated by the Florida Department of Environmental Protection, to include: updating definitions, correcting typographical errors, and adding language for new dental regulations;

NOW THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF WINTER HAVEN, FLORIDA, AS FOLLOWS:

1. Chapter 19, Article III, Sections 19-68 through 19-80 of the Code of Ordinances of the City of Winter Haven, Florida, are hereby amended to read as set forth on Exhibit "A" attached hereto and incorporated by reference. Underlined words are added, ~~stricken~~ words are deleted.
2. This Ordinance shall be codified and made a part of the Code of Ordinances of the City of Winter Haven. It is the intention of the City Commission that the

provisions of this ordinance shall become and be made a part of the City of Winter Haven Code of Ordinances; and that sections of this ordinance may be renumbered or relettered and the word *ordinance* may be changed to *section*, *article*, or such other appropriate word or phrase in order to accomplish such intentions; and regardless of whether such inclusion in the code is accomplished, sections of this ordinance may be renumbered or relettered and typographical errors which do not affect the intent may be authorized by the City Manager or his/her designee without need of public hearing, by filing a corrected or recodified copy of same with the City Clerk.

3. All Ordinances or parts of Ordinances and Resolutions in conflict or inconsistent with the provisions of this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.
4. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.
5. This Ordinance shall take effect immediately upon the Florida Department of Environmental Protection's Final Approval of the revisions set forth in Exhibit "A" attached hereto and incorporated herein by reference.

INTRODUCED on first reading this 9th day of August, 2021.

PASSED on second reading this 23rd day of August, 2021.

CITY OF WINTER HAVEN, FLORIDA

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MAYOR-COMMISSIONER

ATTEST:

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CITY CLERK

Approved as to form:

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CITY ATTORNEY