

ORDINANCE NO. 1294

AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, AMENDING SECTION 52- 2, DEFINITIONS, SATELLITE BEACH CITY CODE, REGARDING EQUIVALENT RESIDENTIAL UNITS FOR STORMWATER UTILITY; PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE

**BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SATELLITE BEACH,
BREVARD COUNTY, FLORIDA as follows:**

SECTION 1: Section 52-2 of the Satellite Beach City Code of Ordinances is amended to read as follows:

Section 52-2. Definitions.

Equivalent residential unit (ERU) shall be defined to serve as a reference from which an equitable distribution of the cost of services and facilities can be made among all properties in the city through a stormwater management service charge rate methodology. The equivalent residential unit in the city for the purpose of service charge ratemaking ~~has been determined through engineering analysis to be a gross area of 3,000 square feet~~ shall be that rate established by the Brevard County Board of County Commissioners (BOCC) most current methodology for establishing stormwater assessment rolls, and utilized in the Interlocal Agreement between the City and the County.

SECTION 2: SEVERABILITY CLAUSE. In the event a court of competent jurisdiction shall hold or determine that any part of this Ordinance is invalid or unconstitutional, the remainder of the Ordinance shall not be affected thereby, and it will be presumed that the City Council for the City of Satellite Beach did not intend to enact such invalid or unconstitutional provision. It shall further be assumed that the City Council would have enacted the remainder of this Ordinance without said invalid and unconstitutional provision thereby causing said reminder to remain in full force and effect.

SECTION 3. REPEAL OF INCONSISTENT PROVISIONS. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. EFFECTIVE DATE. This Ordinance shall become effective immediately upon its adoption.

SECTION 5. This Ordinance was duly passed on first reading at a regular meeting of the City Council on the ____ day of ____, 2026 and adopted on the second and final reading at a regular meeting of the City Council on the ____ day of ____, 2026.

STEVEN L. OSMER, Mayor

ATTEST:

GWEN PEIRCE, MMC, City Clerk