



Commission Agenda Item

Meeting Date: September 14, 2026

Title: Amend Utility Rates

An Ordinance of The City of Newberry, Florida, Amending Chapter 98 - Utilities of The Code of Ordinances by Revising Existing Fees, Rates and Charges for City Utility Services and Imposing a New Water Availability Charge; Providing for Codification and Correction; Providing A Severability Clause; Providing A Repealing Clause; And Providing Directions to the Clerk and Effective Dates.

Agenda Section: Agenda Items

Department: Finance & Administration

Strategic Goal/Objective: Goal A.4 Safe, reliable, and affordable electric services

Obj A1.2 Review and modify the rates and/or development fees to ensure funding is available for infrastructure renewal, replacement, and expansion projects

Presented By: Dallas Lee, Assistant City Manager

Recommended Actions: Approve Ordinance 2026-28

Summary:

Ordinance No. 2026-28 amends Chapter 98 of the City's Code of Ordinances to update electric, water, and wastewater rates and related service charges for Fiscal Year 2027. The revised fees, rates, and charges will apply to bills rendered on or after October 1, 2026. Customers were properly notified of their August bills.

Staff use financial models to forecast customer growth, consumption, wholesale power costs, and anticipated expenses to determine whether utility rates will generate sufficient revenue to cover the cost of providing service. Many utility costs are fixed regardless of consumption, while expenses such as personnel, fuel, materials, and repairs continue to increase. The proposed rate adjustments help keep the utility funds self-supporting while maintaining reliable service and providing for necessary infrastructure maintenance and replacement.

During the budget process, staff reviewed departmental requests and reduced or deferred more than

\$250,000 before recommending rate adjustments. These reductions included removing proposed positions, deferring studies and professional services, and reducing maintenance and equipment requests. The proposed adjustments balance customer affordability with the financial needs of the utility systems.

The ordinance includes the following changes:

Electric rates: Adjusts customer, energy, and demand charges by customer classification. The changes reflect the findings of FMPPA's Revenue Sufficiency and Cost-of-Service Study and move customer classes closer to paying their respective costs of service. Revenues also support infrastructure improvements, including the second electric feed and distribution system improvements.

Water and wastewater rates: Increases recurring rates approximately 3%, subject to rounding. These adjustments help address operating and maintenance costs while supporting future asset replacement. The proposed budgets fund 85% of depreciation to limit the immediate rate impact on customers.

Nonresidential water availability charge: Replaces the uniform \$17.04 monthly customer charge with a graduated charge based on meter size, including applicable fire line connections. This approach more equitably allocates fixed system costs according to the capacity available to each customer. Smaller meters receive a lower fixed charge, while larger connections pay more.

Service fees and billing provisions: Updates account activation, connection, after-hours service, and other miscellaneous charges to better recover the costs of providing those services. The ordinance also revises certain billing and returned-payment provisions.

Staff recommends adoption of Ordinance No. 2026-28.

Attachments:

1. Ordinance 2026-28
2. Legal Ad

ORDINANCE NO. 2026-28

AN ORDINANCE OF THE CITY OF NEWBERRY, FLORIDA, AMENDING CHAPTER 98 - UTILITIES OF THE CODE OF ORDINANCES BY REVISING EXISTING FEES, RATES AND CHARGES FOR CITY UTILITY SERVICES AND IMPOSING A NEW WATER AVAILABILITY CHARGE; PROVIDING FOR CODIFICATION AND CORRECTION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; AND PROVIDING DIRECTIONS TO THE CLERK AND EFFECTIVE DATES.

WHEREAS, Section 2(b), Article VIII of the Florida Constitution; Section 166.021, Florida Statutes; and the Charter of the City of Newberry each grant the City of Newberry ("City") all governmental, corporate, and proprietary powers to enable it to conduct municipal government, except when expressly prohibited by law; including specifically, vesting the Newberry City Commission (the "City Commission") with the power to enact local legislation in the form of ordinances;

WHEREAS, the City Commission has adopted ordinances that are codified in a City Code of Ordinances (the "Code");

WHEREAS, Chapter 98 of the Code titled "Utilities" sets forth the regulations and fees, rates and charges for City operated Utility Services, including Water and Reclaimed Water, Wastewater and Industrial Wastes and Electric;

WHEREAS, Section 98-98 of the Code requires that the rates and charges for water and wastewater service be sufficient to provide, in each fiscal year, pledged revenue equal to or exceeding 1.15 times the sum of the city's water and wastewater debt, and be sufficient to satisfy the coverage requirements of all senior and parity debt obligations;

WHEREAS, Sections 98-173 and 98-194 of the Code require that the city commission review the water and wastewater system development charges every year for the purpose of determining the appropriateness of those charges;

WHEREAS, upon review in connection with preparation of the City's Annual Budget, City staff has recommended and the City Commission has determined that the revisions to Utility fees, rates and charges set forth in this Ordinance are necessary and/or advisable to adequately fund the cost of providing Utility services;

WHEREAS, this Ordinance has been prepared in accordance with Article V of the City Charter and Sec. 1-8 of the City Code; and

WHEREAS, pursuant to Sections 166.041(3)(a) and 50.0311, Florida Statutes, and Article V of the City Charter, this proposed Ordinance has been noticed, at least ten (10) days prior to adoption, on the Alachua County website (alachuacounty.us) notifying

Note: deletions are shown ~~stricken~~, additions are shown underlined

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the public of the First Reading and Second Reading public hearings to be held in Newberry City Hall, located at 25493 NW 1st Avenue, Newberry, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE PEOPLE OF THE CITY OF NEWBERRY, FLORIDA, AS FOLLOWS:

Section 1. Certain portions of Sections 98-62, 98-63 and 98-70 in Article III "Electrical Service" within Chapter 98 - Utilities of the Code of Ordinances of the City of Newberry, Florida are amended to read as set forth below. Except as amended herein, the remainder of Article III remains in full force and effect.

Sec. 98-62. Connection fee.

(a) *Generally.* The connection fees for new electrical service shall be assessed as follows:

Account activation fee	\$45.00 <u>\$100.00</u>
Service within 24 hours	No additional charge
Same-day service request	Additional \$25.00 <u>\$50.00</u>
After 4:00 p.m.	Additional \$75.00 <u>\$150.00</u>

The account activation fees for residential accounts include a \$15.00 credit application fee.

(b) *Line extension charge.* For significant overhead line construction required to provide electric service, the city charges the difference between estimated construction cost and estimated 30-month revenue.

(c) *Underground differential.* For underground service the city charges the customer the difference in actual cost of underground construction compared to the estimated cost of overhead construction.

(d) *Service transfer charge.* The city charges an account activation fee of \$45.00 for transfer of an electric account from one service location to another service location.

(e) *Temporary three-day service cleaning charge.* The city charges a flat fee of \$75.00 for a three-day connection period for residential and commercial accounts. If a customer exceeds the three-day period, an additional \$75.00 charge will be due and services will be terminated after a total of six days. The customer must then make application for services with the city and pay applicable deposit and connection fees.

Sec. 98-63. Rates.

There are hereby established the following electric service rates to be charged for electric service supplied by the city:

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- (1) **Residential rate.** This schedule is applicable to electric service throughout the entire territory served by the city to individual (single-family) residences, apartments or farms. This rate is not applicable to business houses, licensed boarding or rooming houses, or when advertised as such, educational institutions or apartment houses, except when the latter is served by a separate meter for each apartment. Single-phase motors used may be connected only at the option of the city. All of the electrical appliances to be served under this rate are subject to approval by the city.
- a. **Character of service.** Energy delivered under this schedule shall be alternating current, 60 cycles, single-phase, at a normal 120/240 volts. The city may, at its option, provide three-phase 120/240 volt service if and when readily available, but only where individual motors rated at 7.5 hp or larger are connected.
- b. **Rate.**
1. **Customer charge per month per meter:**
- Single phase . . . ~~10.59~~ \$10.86
- Three phase . . . ~~12.21~~ \$12.45
2. **Energy charge, per kWh:** ~~\$0.1144~~ \$0.1170
- (2) **Commercial rate.** This schedule is applicable to electric service at a single metering point throughout the entire territory served by the city for all service other than residential service and security lights.
- a. **Character of service.** Service to be furnished under this schedule shall be alternating current, 60 cycle, single-phase 120/240 volts or three-phase at nominal 120/208, 120/240 or 277/480 volts, at the option of city, depending upon the class of service available.
- b. **Rate.**
1. **Customer charge:** \$ per month per meter:
- Single phase . . . ~~\$12.21~~ \$12.45
- Three phase . . . ~~\$13.31~~ \$13.58
2. **Energy charge, per kWh:** ~~\$0.1253~~ \$0.1278
- (3) **Large power service electric rate.** This schedule is applicable to electric service throughout the entire territory served by the city to those customers having an average monthly billing demands of more than ten kWh over the course of a twelve-month period which shall be calculated during the first billing cycle of the following calendar year, when, but only when, all electric service on a given customer's premises, other than security lights, is taken and paid for under this rate schedule applied individually at one or more metering points and the currently effective general service rate schedule applied individually at each metering point. A customer requesting service under this rate schedule at a

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given metering point agrees to take and pay for service at the rate specified herein for at least 12 continuous months before receiving service at said metering point under any of the city's other available rate schedules.

a. *Character of service.* Alternating current, 60 cycles, three-phase service will be provided at readily available voltages, as determined by the city.

b. *Rate.*

1. Customer charge: . . . ~~\$49.90~~ \$51.90

2. Demand charge, per kW: . . . ~~\$11.36~~ \$11.81

3. Energy charge, per kWh: . . . ~~\$0.0788~~ \$0.0820

c. *Primary service discount.* For service provided and metered at 2,400 volts or greater, but less than 69,000 volts, and where the customer owns the necessary transformation equipment, subject to a discount of two percent.

d. *Power factor adjustment.* A charge will be made equal to one percent of the demand charge for each one percent the average power factor is below 90 percent lagging as determined by a test made by the city or as indicated by a meter installed at the option of the city to measure power factor.

(5) *Industrial power service electric rate.* This schedule is applicable to electric service throughout the entire territory served by the city to those customers having a minimum demand of 57 percent load factor and minimum demand of 1,000 kW demand or greater, when, but only when, all electric service on a given customer's premises, other than security lights, is taken and paid for under this rate schedule at a single metering point, or if through more than one metering point, then only under this rate schedule applied individually at one or more metering points and the currently effective general service rate schedule applied individually at each metering point. Customers receiving service under this rate schedule at a given metering point agree to take and pay for service at the rate specified herein for at least 18 continuous months before receiving service at said metering point under any of the city's other available rate schedules.

a. *Character of service.* Alternating current, 60 cycles, three-phase service will be provided at readily available system voltages, as determined by the city.

b. *Rate.*

1. Customer charge . . . ~~\$45.00~~ \$51.90

2. Demand charge, per kW . . . ~~\$9.00~~ \$9.27

3. Energy charge, per kWh . . . ~~\$0.0655~~ \$0.0675

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- (8) *Electric security service.* Security lights will be provided upon request for a one-time installation fee of the actual cost of materials together with a rental fee in accordance with the table below:

Roadway Street Lighting	Monthly Fee
40 watt LED	\$9.98 <u>\$10.28</u>
110 watt LED	\$12.75 <u>\$13.13</u>
400 watt LED	\$16.08 <u>\$16.56</u>
100-watt HPS	\$9.98 <u>\$10.28</u>
250-watt HPS	\$14.42 <u>\$14.85</u>
400-watt HPS	\$16.08 <u>\$16.56</u>
Private Area/Flood Lighting	
40 watt LED	\$9.98 <u>\$10.28</u>
110 watt LED	\$12.75 <u>\$13.13</u>
250 watt Flood	\$14.42 <u>\$14.85</u>
400 watt Flood	\$17.74 <u>\$18.27</u>

- (10) *Billing procedures:* Delinquencies; miscellaneous charges.

- b. *Delinquent bill penalty charge; bad check charge for worthless payment instrument; payment arrangements, and disconnection of service.*

1. *Delinquent bill penalty charge:* All bills are due by 4:30 p.m. on the 15th of the month. If the 15th day of the month is not on a business day, payment is due the next business day close of business on due date of the bill. After 4:30 p.m. on the payment due date, ~~delinquent bills payments~~ are subject to a penalty fee of two and one-half percent of the outstanding balance or \$10.00, whichever is greater.

2. *Bad check ~~e~~Charges for worthless payment instrument:* If payment on an account is made by check and the same is returned to the city unpaid a worthless payment instrument (as defined in Section 68.065, Florida Statutes), bank fees incurred by the city, together with a service charge of ~~\$30.00~~ \$25 if the face value does not exceed \$50; \$30 if the face value exceeds \$50 but does not exceed \$300; \$40 if the face value exceeds \$300; or 5 percent of the face value of the payment instrument, whichever is greater, shall be added to the customer account. After the second returned check, the city will require the customer pay with cash, cashier's check or money order only. After a period of one year, the customer's account will be reviewed for good standing and the customer may be permitted to pay by personal check.

- c. *Reconnect fee.* In addition to all charges as set forth above, if service is disconnected for nonpayment, or if the premises is posted where a check is returned for insufficient funds, a service charge of ~~\$45.00 during normal~~

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~~business hours (8:30 a.m. to 4:30 p.m.), and \$75.00~~ \$150.00 if after business hours, shall be paid prior to the service being reconnected, or prior to accepting payment for a check which has been returned for insufficient funds.

- d. *Meter tampering charge.* If the city finds that a meter has been tampered with, a ~~\$50.00~~ \$100.00 meter tampering charge will be added to the customer's account. Additional action by the state attorney's office may be considered at the option of the city.
- e. *Meter test charge.* The city will conduct a meter test upon request. There shall be a ~~\$45.00~~ \$60.00 charge if the meter is found to be accurate and no charge if the meter is found to be inaccurate. Any fees for meter testing by a qualified independent testing facility or other electric utility shall be paid by the customer. If the meter is found to be inaccurate the city will pay the testing costs and adjustments will be made to the customer's statement.
- f. *Meter reread.* The city will reread a meter at the customer's request. One reread per year is provided free of charge, but a ~~\$25.00~~ \$75.00 fee is charged for subsequent rereads. If the original reading is found to have been inaccurate, there shall be no charge.
- g. *Personnel charges.* All services requiring meter personnel are billed at ~~\$25.00 per hour~~ actual cost. All services requiring line personnel as well as services requiring overtime personnel are billed at ~~\$45.00 per hour~~ actual cost.
- ~~h. *Energy audit.* The city provides energy audits free of charge.~~

Sec. 98-70. - Interconnection and net metering of customer-owned renewable generation systems.

(h) *Application and inspection fees.* Customer shall pay the following fees for the review and processing of applications for interconnection of customer-owned renewable generation systems:

Tier 1 ~~\$100.00~~ \$105.00

Tier 2 ~~\$320.00~~ \$335.00

Fees may be adjusted annually.

Section 2. Certain portions of Sections 98-151, 98-152, 98-153, 98-154, 98-155 and 98-158 in Article VI "Water and Sewer Rates and Charges" within Chapter 98 – Utilities of the Code of Ordinances of the City of Newberry, Florida are amended to read as set forth below. Except as amended herein, the remainder of Article VI remains in full force and effect.

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Sec. 98-151. Account activation fees and deposits.

(a) *Account activation fees.* Before rendering service of water or sewer, the city shall require an account activation fee of \$45.00, which includes a \$15.00 application fee and credit check. This fee will be waived if electric services are also provided by the city. The account activation fees for water and sewer services on residential and commercial accounts shall be assessed as follows:

Account activation fees	\$45.00 <u>\$100.00</u>
Service within 24 hours	No additional cost
Same day service requested	Additional cost of \$25.00 <u>\$50.00</u>
After 4:00 p.m. service requested	Additional cost of \$75.00 <u>\$150.00</u>

Sec. 98-152. Water service connection fee.

(a) *Residential:* There shall be a connection fee for residential water for a five-eighths-inch meter in the amount of ~~\$590.00~~ \$900.00, and for larger meters in the amount of ~~\$590.00~~ \$900.00, plus the actual costs of such connection. If roadway must be repaired due to providing connection, actual cost of repair will be added to connection fee.

(b) *Commercial:* There shall be a connection fee for commercial water in the amount of the actual costs of such connection, as determined by the city to be not less than ~~\$590.00~~ \$900.00, plus actual cost of connection for meters over five-eighths-inch. If roadway must be repaired due to providing connection, actual cost of repair will be added to connection fee.

(c) *New development:* Where connections are provided by developer there shall be a connection fee for residential water for a five-eighths-inch meter in the amount of \$250.00 and for larger meters in the amount of \$250.00, plus actual cost of such connection.

Sec. 98-153. Sewer service connection fee.

(a) *Residential:* There is hereby established a fee for connecting to the sanitary sewer system of the city for residential units to cover the city's costs not to exceed the sum of ~~\$1,500.00~~ \$2,000.00.

(b) *Commercial:* The costs of connection for all commercial units shall be the actual cost of said connections.

Sec. 98-154. Water rates.

Residential and commercial user rates shall be as follows:

Customer charge. Each residential customer must pay a customer charge for each metered point of connection to the city's water system.

Water Consumption

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Residential Customer Charge	\$11.76 <u>\$12.11</u> per month
Non-Residential Customer Charge	\$17.04 per month

Water availability charge. Each non-residential customer must pay a water availability charge for each metered point of connection to the city's water system, including a fire department connection/fire line, based upon water meter size associated with each connection point.

<u>5/8" x 3/4"</u>	<u>\$15.00 per month</u>
<u>1"</u>	<u>\$16.50 per month</u>
<u>1 1/2"</u>	<u>\$21.00 per month</u>
<u>2"</u>	<u>\$30.00 per month</u>
<u>3"</u>	<u>\$60.00 per month</u>
<u>4"</u>	<u>\$90.00 per month</u>
<u>6"</u>	<u>\$185.00 per month</u>
<u>8"</u>	<u>\$238.00 per month</u>

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)	\$ 2.89 <u>\$2.98</u> per thousand gallons
Tier 2 (4,001—8,000 gallons)	\$ 4.34 <u>\$4.47</u> per thousand gallons
Tier 3 (8,001 gallons and above)	\$ 6.51 <u>\$6.71</u> per thousand gallons
Nonresidential (Commercial, Industrial, Hydrant, and Fire Line) Service	
Tier 1 (all consumption)	\$ 4.34 <u>\$4.47</u> per thousand gallons
Irrigation (Residential and Nonresidential) Service	
Tier 1 (all consumption)	\$ 6.51 <u>\$6.71</u> per thousand gallons

Sec. 98-155. Sewer rates.

Wastewater rates and charges are hereby amended as set forth below.

(1) *Rates.* There is hereby established a schedule of monthly rates and charges for the use of or availability for the use of wastewater collection, treatment, and disposal service which in part is based on the amount of water used from the city water system as measured by the customer water meter. Wastewater service charges shall be billed to and be the responsibility of the customer responsible for paying the water bill at any specific location. These rates will apply to all locations within the corporate city limits.

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a. *Wastewater customer charge.* Each customer must pay a wastewater customer charge for each metered (water meter) point of connection to the city water system.

Wastewater system usage charges	
Residential Customer Charge	\$ 12.01 <u>\$12.38</u> per month
Non-Residential Customer Charge	\$ 18.02 <u>\$18.57</u> per month

b. *Wastewater usage charge(s).* Each customer must pay for wastewater discharged into the city's wastewater collection system based upon customer class:

Residential Service	
Tier 1 (all consumption)	\$7.83 <u>\$8.07</u> per thousand gallons (capped at 15,000 gallons)
Nonresidential (Commercial and Industrial) Service	
Tier 1 (all consumption)	\$9.43 <u>\$9.72</u> per thousand gallons

Sec. 98-158. Billing procedures.

(b) *Delinquent bill penalty charges, ~~bad check~~ charges for worthless payment instrument, payment arrangements and disconnection of service and reconnect charges, and exemption of services.*

(1) *Delinquent bill penalty charge.* All bills are due by ~~4:30 p.m. on the 15th of the month. If the 15th day of the month is not on a business day then the due date will be the next business day~~ close of business on the due date on the bill. After 4:30 p.m. on such due date delinquent bills Delinquent payment shall be subject to a penalty fee of two and one-half percent of outstanding balance or \$10.00, whichever is greater. This penalty fee is waived if such penalty was paid for electric services.

(2) *~~Bad check~~ eCharges for worthless payment instrument.* If payment of said bill is made by ~~check and same is returned to the city for insufficient funds or otherwise~~ a worthless payment instrument (as defined in Section 68.065, Florida Statutes), bank fees incurred by the city, together with an additional \$30.00 a service charge of \$25 if the face value does not exceed \$50; \$30 if the face value exceeds \$50 but does not exceed \$300; \$40 if the face value exceeds \$300; or 5 percent of the face value of the payment instrument, whichever is greater, shall be added to said bill. After the second returned check the city will require that customer pay with cash, cashier's check or money order only. After a period of one year, the customer's account will be reviewed for good standing and the customer may be allowed to pay with checks.

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(3) *Payment arrangements.* Customers are allowed to make arrangements with the city for extension of the payment due date, if needed, once per quarter. ~~Such payment arrangements must be requested by the customer with the city on or before the 20th day of the month.~~ The account balance shall be paid no later than the last day of the arranged month. If such payment is not made on or before the date scheduled, the customer is subject to disconnection the next business day after payment arrangement was due without further notice by the city.

(5) *Reconnect charge.* In addition to all charges as set forth above, if service is disconnected for nonpayment, or if the premises is posted where a check is returned for insufficient funds, a service charge of \$45.00 during normal business hours (8:30 a.m. to 4:00 p.m.), and ~~\$75.00~~ \$150.00 if after business hours, shall be paid prior to the service being reconnected, or prior to accepting payment for a check which has been returned for non-payment. This fee will be waived if electric services are also provided by the city.

~~Bills for the monthly charges and fees shall be submitted and shall be payable on the first day of each month, and if such monthly bill shall be and remain unpaid on and after the 15th day of such month for such service, a penalty of \$3.00 shall be imposed and be added to said bill, and, the water service to the consumer shall be subject to discontinuance and shall not be reconnected after discontinuance until all past due water bills and sewage disposal fees are paid in full, together with said charge of \$3.00.~~

Section 3. Codification; Correction. The provisions of Sections 1 and 2 of this Ordinance shall be codified in the City of Newberry Code of Ordinances; and the sections of this Ordinance may be renumbered or re-lettered and the words of this Ordinance may be changed to section, article, or some other appropriate word or phrase to accomplish codification. Typographical errors and other matters of a non-substantive nature that do not affect the intent of this Ordinance, as determined by the City Clerk or City Attorney, may be corrected with authorization of the City Manager or their designee without the need for a public hearing.

Section 4. Severability. If any provision or portion of this Ordinance is held by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, such holding shall not affect the other portions of this Ordinance which can be given meaning and effect without the invalid, unconstitutional or unenforceable portions, and to this end the provisions of this Ordinance are declared severable.

Section 5. Conflict. All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict with this Ordinance herewith are hereby repealed to the extent of such conflict.

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Ordinance No. 2026-28

Section 6. Effective Date; recording. This Ordinance shall become effective immediately upon adoption and the City Clerk is directed to record same in the City Ordinance Book; however, the fees, rates and charges adopted herein shall be applied to bills rendered on or after October 1, 2026.

Approved on First Reading by an affirmative vote of a majority of a quorum present of the City Commission at its regular meeting on September 14, 2026.

Adopted (Final Passage) on Second Reading by an affirmative vote of a majority of a quorum present of the City Commission at its regular meeting on September 28, 2026.

CITY OF NEWBERRY, FLORIDA

Timothy R. Marden, Mayor

**ATTEST, BY THE CLERK OF THE
CITY OF NEWBERRY, FLORIDA**

Randa Paul, City Clerk

Approved as to form and legality

City Attorney's Office

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Proof of Publication

Item #5.

ALACHUA COUNTY
STATE OF FLORIDA
COUNTY OF ALACHUA

PREPARED BY LEGAL NOTICE COORDINATOR:

Before the undersigned authority personally appeared Ethan Long, who on oath says that he is the OMB Data Analyst Coordinator of Alachua County, Florida; that the attached copy of advertisement: **City of Newberry - Public Hearing - Notice of Ordinance No. 2026-28** for September 14th, 2026 was published on the publicly accessible website, <https://alachuacounty.us/Pages/AlachuaCounty.aspx>, of Alachua County, Florida on **09/03/26**.

Affiant further says that the website complies with all legal requirements for publication in Chapter 50, Florida Statutes.

Signature Ethan Long

Date September 9th, 2026

☐ Business Impact Estimate published with the advertisement and attached.

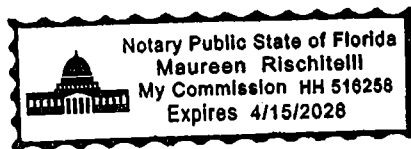
THIS SECTION AND BELOW PREPARED BY NOTARY

Sworn and Subscribed before me this 9th day of September 2026, by Ethan Long who is personally known to me X or who has produced ___ as identification.

Maureen Rischitelli

Signature of Notary Public

Notary Public Seal



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City of Newberry - Public Hearing - Notice of Ordinance No. 2026-28

Mon Sep 14th 7:00pm

[Newberry](#) [Ordinance](#) [Public Hearings](#)Newberry City Hall/City Commission Meeting Room, 25493 NW 1st Ave, Newberry, FL 32669, USA [map](#)

Published September 3rd, 2026

CITY OF NEWBERRY, FLORIDA

NOTICE OF ORDINANCE NO. 2026-28

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that **Ordinance No. 2026-28**, the title of which hereafter appears, will be heard by the City Commission of the City of Newberry, Florida, at a **First Reading Public Hearing on Monday, September 14, 2026 at 7:00 p.m.**, or as soon thereafter as the Ordinance can be heard. The Public Hearing will be held in the City Commission Meeting Room in City Hall located at 25493 NW 1st Avenue, Newberry, Florida.

AN ORDINANCE OF THE CITY OF NEWBERRY, FLORIDA, AMENDING CHAPTER 98 - UTILITIES OF THE CODE OF ORDINANCES BY REVISING EXISTING FEES, RATES AND CHARGES FOR CITY UTILITY SERVICES AND IMPOSING A NEW WATER AVAILABILITY CHARGE; PROVIDING FOR CODIFICATION AND CORRECTION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; AND PROVIDING DIRECTIONS TO THE CLERK AND EFFECTIVE DATES.

The public hearing may be continued to one or more future dates. Any interested party shall be advised that the date, time, and place of any continuation of a public hearing shall be announced during the public hearing and that no further notice concerning the matter will be published, unless said continuation exceeds six calendar weeks from the date of the above-referenced public hearing.

At the aforementioned public hearing, all interested parties may appear to be heard with respect to the proposed Ordinance. Please call 352-472-5440, or email communitydevelopment@newberryfl.gov to request a copy of the proposed Ordinance be sent to you, to submit comments prior to the public hearing, or to inquire about attending the meeting.

In accordance with Section 286.0105, Florida Statutes, should any person decide to appeal any decision made at the above referenced public hearing, such person will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, F.S., persons with disabilities requiring reasonable accommodation to participate in a City meeting should contact the City Clerk at (352) 472-2161 or ADArequests@newberryfl.gov at least 2 business days prior to the date of the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by dialing 711 or by calling 1-800-955-8770. If you are transportation disadvantaged and require transportation to attend the meeting, please contact MV Transportation at 352-375-2784 at least 3 business days prior to the meeting.

If Required Business Impact Attached

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Contact Us

For any questions or concerns please contact the Legal Notices Coordinator at ✉ legalnotices@alachuacounty.us.

Click Here to View Current Emergency Orders (https://info.alachuacounty.us/emergency-orders/?_gl=1*18191z6*_ga*MTI4MDQzMzk4NS4xNzlyODU3Njcw*_ga_8BZDCPK2VM*MTc0MDU5MzkyNS4yOTAuMS4xNzQwNTk0ODY5LjI0LjAuMA.)

Alachua County aims to continually improve the accessibility and usability of its website. If you are an individual with a disability and you experience difficulty or require assistance or accommodation in using our website, please contact the Alachua County ADA Coordinator at ADA@alachuacounty.us or call the Alachua County Equal Opportunity Office at 352-374-5275; TDD/TTY Users please call 711 Florida Relay Service.

[View Alachua County's Website Accessibility Policy And Procedures \(/Depts/EO/Pages/Website-Accessibility.aspx\)](#)

If you have a disability and need an accommodation in order to participate in a County program, service or public meeting, please contact the Equal Opportunity Office at 352-374-5275 at least 2 business days prior to the event. TDD users, please call 711 (Florida Relay Service).

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To make a public records request, please contact the Public Records Custodian at (352) 264-6906 or ✉ publicrecordsrequest@alachuacounty.us. Please visit the Public Records Request (</Depts/attorney/Pages/PublicRecordsRequest.aspx>) webpage for more information.

This website is a public service. Please read the Legal Disclaimer. Website designed and engineered by Alachua County ITS, Applications Division Version 2014 (v1.0) Under Florida law (Statute 119.011), all information, including e-mail, written letters, documents and phone messages, sent to the Alachua County Board of County Commissioners is subject to Public Records law. This includes the sender's e-mail address, home address or phone number if shown in the message, the content of the message and any associated attachments to the mail. Also please be aware that electronic correspondence (e-mail) is made available on the Commission's public archive site immediately upon being sent. Instead, contact Alachua County Offices by phone or in writing.

As part of an ongoing accessibility initiative we are using the Siteimprove Intelligence Platform™ to help identify and prioritize accessibility issues on our website.

Newberry City Commission
Section 166.041(4), F.S. - Business Impact Estimate for Proposed Ordinance
For public hearing ON OR AFTER October 1, 2024

Instructions: This form must be completed and signed by the City Manager or Department Head for each proposed ordinance that is placed on a City Commission meeting agenda. If the proposed ordinance falls within one of the exemptions listed below, check the applicable exemption(s) and stop there. If the proposed ordinance does NOT fall within one of the listed exemptions, then complete the Business Impact Estimate. Please email your completed, signed form to the City Clerk's Office at CityClerk@cityofnewberry.fl.gov for publication on the City's website no later than the date the notice of the proposed ordinance is published. If you have questions regarding completion of this form, contact the City Attorney's Office.

I am familiar with the proposed ordinance identified below and completed this form to the best of my knowledge for the sole purpose of compliance with Section 166.041(4), Florida Statutes.

Printed name: Dallas Lee

Title: Assistant City Manager/CFO

Date: 09/10/2026

Proposed Ordinance Number and Title: ((insert – copy and paste from the ordinance))

ORDINANCE NO. 2026-28

AN ORDINANCE OF THE CITY OF NEWBERRY, FLORIDA, AMENDING CHAPTER 98 - UTILITIES OF THE CODE OF ORDINANCES BY REVISING EXISTING FEES, RATES AND CHARGES FOR CITY UTILITY SERVICES AND IMPOSING A NEW WATER AVAILABILITY CHARGE; PROVIDING FOR CODIFICATION AND CORRECTION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; AND PROVIDING DIRECTIONS TO THE CLERK AND EFFECTIVE DATES.

Exemptions: Per Section 166.041(4), F.S., the following types of ordinances are exempt from the Business Impact Estimate requirement (check the box for any exemption that applies):

- ☐ Ordinance required for compliance with the following Federal or State law or regulation: _____;
- ☐ Ordinance relates to the issuance or refinancing of debt;
- ☒ Ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ Ordinance is required to implement the following contract or an agreement, including, but not limited to, any Federal, State, local, or private grant, or other financial assistance accepted by the County: _____;
- ☐ Emergency ordinance;
- ☐ Ordinance relates to procurement; or
- ☐ Ordinance enacted to implement the following:
 - a. Development orders (which are defined in s. 163.3164, F.S. to mean any order granting, denying, or granting with conditions an application for a development permit); and Development permits (which are defined in s. 136.3164, F.S. to include any building permit,

zoning permit, subdivision approval, rezoning, certification, special exception, variance, or any other official action of local government having the effect of permitting the development of land); and Development Agreements as authorized by the Florida Local Government Development Agreement Act under ss. 163.3220-163.3243;

- b. Comprehensive plan amendments and land development regulation amendments initiated by an application by a private party other than the City;
- c. Sections 190.005 and 190.046, F.S. regarding community development districts;
- d. Section 553.73, F.S. relating to the Florida Building Code; or
- e. Section 633.202, F.S. relating to the Florida Fire Prevention Code.

Business Impact Estimate

1. Summary of the proposed ordinance, including a statement of the public purpose (such as serving the public health, safety, morals, and welfare):

2. Estimate of direct economic impact of the proposed ordinance on private, for-profit businesses in the City, including:

(a) Estimate of the direct compliance costs that businesses may reasonably incur:

(b) Any new charge or fee imposed on businesses:

(c) Estimate of the City's regulatory costs, including estimated revenues from any new charges or fees to cover such costs:

3. Good faith estimate of the number of businesses likely to be impacted by the proposed ordinance:

4. Additional information (if any):

File Attachments for Item:

6. Capital Improvement Revenue Bond, Series 2026, Fire Training Facility

A Resolution Of The City Commission Of The City Of Newberry, Florida Authorizing The Issuance By The City Of A Not To Exceed \$1,150,000 Principal Amount Capital Improvement Revenue Bond, Series 2026, To Provide Funds To Finance Certain Capital Improvements Within The City, Including Fire Training Facility Improvements And Pay All Or A Portion Of The Costs Associated With The Issuance Of Such Bond; Authorizing The Execution And Delivery And The Substantially Final Form Of A Loan Agreement Between The City And The Purchaser Of The Bond; Covenanting To Budget And Appropriate Legally Available Non-Ad Valorem Funds To Pay The Bond; Providing For Repeal Of Inconsistent Provisions; Providing For Severability; And Providing An Effective Date.