

**AT THE REQUEST OF THE CITY COMMISSION**

**ORDINANCE NO. 2012-01**

**AN ORDINANCE OF THE CITY OF DADE CITY, FLORIDA, ESTABLISHING A DESIGNATED RESERVE IN THE UTILITY FUND TO ACCEPT DONATIONS FOR FUTURE RELOCATION AND CONSTRUCTION COSTS FOR A WASTEWATER TREATMENT PLANT AND FACILITY; PROVIDING FOR REPEALER, SEVERABILITY AND AN EFFECTIVE DATE.**

WHEREAS, the City Commission has expressed its desire to begin planning for the future relocation of the existing wastewater treatment plant and facility from its existing location to a new location; and

WHEREAS, the City Commission would like to extend an opportunity for the public to contribute to funding the relocation and construction of the new plant; and

WHEREAS, to establish this fund, it is necessary for the City Commission to adopt an ordinance specifically designating these contributions as reserved for that purpose.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE CITY COMMISSION OF DADE CITY, FLORIDA, AS FOLLOWS:

**Section 1.** The Commission hereby directs the City Clerk/Finance Director to create a designated reserve in the Utility Fund to account for monies donated by the public for the future relocation and construction of the City's wastewater treatment plant and facility. Any monies donated to this reserve shall be non-refundable. This reserve shall remain for a period of twenty (20) years from the adoption of this Ordinance. Should these monies not be committed or expended by that time, they shall become available for general use in the Utility Fund of the City.

**Section 2. Repealer.** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 3. Severability.** That if any section, sentence, clause, or phrase of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

**Section 4. Effective Date.** This ordinance shall take effect as provided in the City Charter and Chapter 166, Florida Statutes.

The foregoing Ordinance No. 2012-01 was read and passed on introduction on February 14, 2012, and read and approved following a public hearing in open and regular meeting by the City Commission of Dade City, Florida on the 28th day of February, 2012.

ATTEST:

CITY OF DADE CITY, FLORIDA

By: James D. Class  
James D. Class, City Clerk

By: Scott Black  
Scott Black, Mayor

Approved as to legal form and sufficiency

Karla S. Owens  
Karla S. Owens, City Attorney