

1 Co-Introduced by the Council President at the request of the Mayor
2 and Council Members Salem and Carlucci:

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5 **ORDINANCE 2021-235**

6 AN ORDINANCE REGARDING THE WASTEWATER SYSTEM
7 IMPROVEMENT PROGRAM; AMENDING THE 2021-2025
8 FIVE-YEAR CAPITAL IMPROVEMENT PLAN APPROVED BY
9 ORDINANCE 2020-505-E TO REALLOCATE FUNDING
10 WITHIN THE PROJECT ENTITLED "WATER/WASTEWATER
11 SYSTEM FUND" FOR SEPTIC TANK PHASE-OUT PROJECTS
12 IN FISCAL YEARS 2021-2022 AND 2022-2023;
13 PROVIDING FOR AN EFFECTIVE DATE.

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15 **WHEREAS**, the City of Jacksonville established the Wastewater
16 System Improvement Program (the "Program") to promote the environment
17 and the health, safety and general welfare of the inhabitants of the
18 City and to improve surface water quality of the St. Johns River and
19 its tributaries through the elimination of on-site wastewater
20 treatment and disposal systems throughout the City; and

21 **WHEREAS**, the Program is a joint initiative between the City, JEA
22 and key stakeholders in the Jacksonville area and was implemented,
23 in part, to identify various funding opportunities to pay for
24 construction of central water and wastewater treatment systems
25 throughout the city, with a priority given to those areas of the city
26 in greatest need of these services; and

27 **WHEREAS**, this Program is also designed to assist the City in
28 prioritizing projects to meet its obligations under the Basin
29 Management Action Plan (the "BMAP") for both the lower mainstream of
30 the St. Johns River and its tributaries which includes, but is not
31 limited to, removal of septic tanks that contribute pollutants to

1 existing surface water bodies; and

2 **WHEREAS**, the Council desires to reallocate funds recently
3 appropriated to the 2021-2025 Capital Improvement Plan (the "CIP")
4 project entitled "Water/Wastewater System Fund" to fiscal years 2021-
5 2022 and 2022-2023 (CIP years 2 and 3) to fund various septic tank
6 phase-out projects; now therefore

7 **BE IT ORDAINED** by the Council of the City of Jacksonville:

8 **Section 1. Capital Improvement Plan Amendment.** Ordinance
9 2020-505-E, adopting the 2021-2025 Five-Year Capital Improvement Plan
10 for the City and certain of its independent agencies, is hereby
11 amended to reallocate funding within the project entitled
12 "Water/Wastewater System Fund" for septic tank phase-out projects in
13 fiscal years 2021-2022 and 2022-2023, as more fully described in the
14 Project Information Sheet, attached hereto as **Exhibit 1** and
15 incorporated herein by this reference. The City Council finds that
16 the deferral of this amendment of the CIP until the next annual budget
17 and CIP review will be detrimental to the best interests of the
18 community because such deferral will result in unnecessary delay of
19 projects designed to improve surface water quality by removing septic
20 tanks that are contributing pollutants to existing surface water
21 bodies and to meet the City's obligations under the BMAP. Pursuant
22 to Section 122.605(c), *Ordinance Code*, enactment of this Ordinance
23 requires the affirmative vote of two-thirds of the City Council
24 members present at the meeting because of the CIP amendment set forth
25 in this Section. This Ordinance shall constitute an amendment to
26 Ordinance 2020-505-E. In all other respects, the Five-Year Capital
27 Improvement Plan approved by Ordinance 2020-505-E shall remain
28 unchanged and continue in full force and effect.

29 **Section 2. Effective Date.** This Ordinance shall become
30 effective upon signature by the Mayor or upon becoming effective
31 without the Mayor's signature.

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2 Form Approved:

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4 /s/ Mary E. Staffopoulos

5 Office of General Counsel

6 Legislation prepared by: Mary E. Staffopoulos

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