

ORDINANCE NO. 2752-08

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA  
ESTABLISHING A FORMULA FOR THE TRANSFER OF FUNDS  
FROM THE WATER AND SEWER UTILITY TO THE GENERAL  
FUND; PROVIDING FOR CODIFICATION; PROVIDING AN  
EFFECTIVE DATE.

**WHEREAS**, the City of Winter Park owns and operates a water and sewer utility; and

**WHEREAS**, as the owner of the water and sewer utility and as the entity responsible for the maintenance of the rights-of-way within the city, the city is entitled to a return; and

**WHEREAS**, establishing the transfer amount by ordinance stabilizes the transfer amount from year to year which is looked upon favorably by bond rating agencies; and

**WHEREAS**, Section 2.16 of the City of Winter Park Charter prohibits the use of sewer fee funds for other than sewer purposes without voter referendum;


**NOW, THEREFORE, BE IT ENACTED** by the people of the City of Winter Park, Florida as follows:

**Section 1.** The Water and Sewer Utility will budget and transfer to the General Fund no more than 15% of the annual average of the 36 months ending March 31<sup>st</sup> of the preceding fiscal year of all non-sewer revenue, excluding impact fees and interest earned thereon, generated by the utility.

**Section 2.** It is the intention of the city commission of the city that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of the city; and that sections of this ordinance may be numbered or renumbered or lettered or relettered and the word "ordinance" may be changed to "chapter", "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 numbered or renumbered or lettered or relettered and typographical errors which do not affect the intent may be authorized by the city manager, without need of public hearing, by filing a corrected or recodified copy of same with the city clerk.

**Section 3.** This ordinance shall take effect for the fiscal year beginning October 1, 2008 and ending September 30, 2009.

Adopted at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida on the 14<sup>th</sup> day of October, 2008.

  
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Mayor David C. Strong

Attest:   
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City Clerk Cynthia Bonham