

ORDINANCE NO. 2024-016

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA; AMENDING CHAPTER 30 ¾ UTILITIES, ARTICLE II WATER AND SEWER SYSTEM; SPECIFICALLY, SECTION 30 ¾ -28, RULES AND REGULATIONS; PROVIDING FOR CALCULATION OF DELINQUENT DATES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The Nassa County, Fl Code of Ordinances Section 30¾-28 provides certain rules and regulations pertaining to the Nassau Amelia Utility; and

WHEREAS Section 30¾-28, paragraph (s) defines Billing Periods as Bills for water and/or wastewater service will be processed monthly and are due when rendered and shall be considered as received by the customer when mailed to the service address or some other address mutually agreed upon. Non-receipt of bills by the customer shall not release the obligation of the customer with respect to payment. The utility shall not be responsible for delays or non-receipt of bills once mailed.; and

WHEREAS Section 30¾-28, paragraph (x) further states bills are due when rendered. However, the utility shall not consider the customer delinquent until the twenty-second (22nd) calendar day following the billing date as stated on the current bill.; and

WHEREAS The twenty-second (22nd) calendar day following the billing date as stated on the current bill may fall on weekends or holidays which may impact a customer’s ability to provide timely payment.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. AMENDING CHAPTER 30 ¾ UTILITIES, ARTICLE II WATER AND SEWER SYSTEM, SECTION 30 ¾ -28 RULES AND REGULATIONS

Section 30 ¾ -28. Rules and regulations.

(x) *Delinquent bills/turn off.* Bills are due when rendered. However, the utility shall not consider the customer delinquent until the twenty-second (22nd) calendar day following the billing date as stated on the current bill. If the 22nd calendar day falls on either a

weekend or County designated holiday, the customer shall not be considered delinquent until the following business day. The past due amount is subject to the late payment charge at that time. If a customer has not been delinquent for a minimum period of twenty-four (24) months, the customer may request waiver of the first late payment charge incurred on the account. There shall only be one (1) late fee waiver for the life of the account. The utility is under no obligation to waive the late payment charge.

If the past due amount stated on the current bill is not paid by the due date on the current bill, NAU may discontinue services. The current bill clearly states the past due amount and shall serve as written notice. An additional delinquent notice may be sent to customer either through email, if customer has provided email address, or other methods as available. An account not paid by the cut-off date will be subject to the violation disconnection charge. Payment must reach the customer service office by 3:30 p.m. to ensure turn-on on the same day. Service shall be restored only after the utility has received payment for all past due bills, penalties and reconnect charges from customer. Delinquent turn-on will be scheduled according to route efficiency. Delinquent turn-on after hours will be subject to the violation reconnection outside business hours charge.

If payment is not received by 9:00 a.m. of the cut-off date, a premises visit fee will be charged even if payment is made before the physical turn-off has been completed. This charge is to compensate the utility for actual costs incurred for administrative processing, field services, scheduling, and driving time.

There shall be no liability of any kind against the utility for the discontinuance of water and/or wastewater service to a customer for the customer's failure to pay their bill on time. Overdue accounts are sent to a collection agency after every attempt is made by the billing department to collect the outstanding debt. After the accounts have been in collection for over one hundred eighty (180) days, a request will be made to the county manager to remove these past due accounts from the active accounts receivable. In the event that a customer has an outstanding balance on another utility account, the utility will transfer the outstanding balance to the current account. All delinquency procedures and service charges will apply. A report will be provided annually to the board of county commissioners of county manager approved write-offs.

SECTION 2. CODIFICATION.

It is the intent of the Board of County Commissioners for Nassau County that the provisions of this Ordinance shall become and shall be made part of the Code of Ordinances of Nassau County, Florida. The sections of this Ordinance may be re-numbered or re-lettered and the words may be changed to section, article or other such appropriate word or phrase in order to accomplish such intention. The Nassau County Clerk of Courts will ensure that this Ordinance is codified into, and published, as part of the Nassau County Code of Ordinances.

SECTION 3. CONFLICTING PROVISIONS.

All ordinances, or parts of ordinances, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 4. SEVERABILITY.

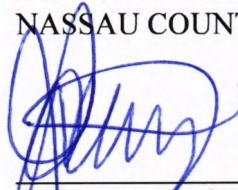
It is the intent of the Board of County Commissioners of Nassau County, Florida, and is hereby provided, that if any section, subsection, sentence, clause, phrase, or provision of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect upon filing with the Secretary of State as provided in Florida Statutes, Section 125.66.


ADOPTED THIS 28th DAY OF October, 2024 BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA



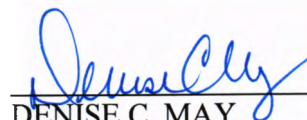
JOHN F. MARTIN
Its: Chairman

ATTEST as to Chairman's Signature:



JOHN A. CRAWFORD
Its: Ex-Officio Clerk

Approved as to form:



DENISE C. MAY
County Attorney