



BOARD OF COUNTY COMMISSIONERS

DATE: January 29, 2013
AGENDA ITEM NO. 23

Consent Agenda ☐

Regular Agenda ☐

Public Hearing ☒

County Administrator's Signature:

Subject:

Proposed Amendments to the Potable Water Supply, Wastewater and Reuse Element of the Pinellas County Comprehensive Plan to amend the Ten Year Water Supply Facilities Work Plan.

Department:

Strategic Planning and Initiatives Department

Staff Member Responsible:

Larry Arrington, Director

Recommended Action:

I RECOMMEND THAT THE BOARD OF COUNTY COMMISSIONERS (BOARD) ADOPT THE PROPOSED AMENDMENTS TO THE TEN YEAR WATER SUPPLY FACILITIES WORK PLAN OF THE POTABLE WATER SUPPLY, WASTEWATER AND REUSE ELEMENT OF THE PINELLAS COUNTY COMPREHENSIVE PLAN.

Summary Explanation/Background:

The attached Ordinance is intended to update/amend the adopted Ten Year Water Supply Facilities Work Plan of the Potable Water Supply, Wastewater and Reuse Element of the Pinellas County Comprehensive Plan. The purpose behind this amendment is to meet water supply and water facilities planning statutory requirements, and to identify and plan for water supply sources and facilities needed to meet existing and projected retail and wholesale potable water demands within the Pinellas County Water Demand Planning Area (PCWDPA).

Section 163.3177(6)(c), F.S., requires local governments to adopt a Work Plan into their Comprehensive Plan within 18 months after the Southwest Florida Water Management District (SWFWMD) adopts, or updates, their Regional Water Supply Plan (RWSP). The most recently updated RWSP was approved by SWFWMD on July 26, 2011.

Staff has worked closely with other County Departments to complete this update to the Work Plan, which is consistent with the Capital Improvement Program adopted by the Board on September 18, 2012.

Also, it should be noted that each municipality who is a retail or wholesale water customer of Pinellas County has been provided with a copy of the updated Work Plan to assist them with preparing the necessary updates to their respective Comprehensive Plans, evidencing the County's commitment to meet their existing and projected wholesale and retail water needs.

A strike-through/underline version of the proposed ordinance depicting the changes is attached to this agenda item for review, and specific changes are discussed in the attached staff report.

The Local Planning Agency held a public hearing on this item on October 11, 2012, and recommended approval of the proposed Work Plan. The Board held their initial public hearing for this amendment package on November 27, 2012, and authorized its transmittal to the appropriate State agencies for review. Following a question from SWFWMD, staff clarified for their review staff that the amendments reflected, and are consistent with, SWFWMD's approved RWSP. No other comments were received on this item from any other State review agency, including the Department of Economic Opportunity, and the Ordinance is now recommended for final adoption by the Board.

Fiscal Impact/Cost/Revenue Summary:

N/A

Exhibits/Attachments Attached:

Staff Report with Local Planning Agency Recommendation
Proposed Ordinance (strikethrough/underline version and clean version)

**LOCAL PLANNING AGENCY (LPA) RECOMMENDATION to the
Board of County Commissioners**



Regarding: A proposed amendment to the Potable Water Supply, Wastewater and Reuse Element of the Pinellas County Comprehensive Plan to amend the Ten Year Water Supply Facilities Plan

LPA Recommendation: The LPA finds that the proposed Ordinance amending the Potable Water Supply and Reuse Element is consistent with the Pinellas County Comprehensive Plan, and recommends that the amendment be approved. (The vote was 5-0, in favor)

LPA Report No. 19-10-12

Public Hearing Date: 10/11/2012

PLANNING STAFF RECOMMENDATION:

Staff recommends that the LPA find that the proposed amendment to the Potable Water Supply, Wastewater and Reuse Element of the Comprehensive Plan, is consistent with the Pinellas County Comprehensive Plan, based on the findings of this report.

Staff further recommends that the LPA recommend adoption of the proposed amendment.

Background and Discussion: This is a staff review and recommendation to the Local Planning Agency on a proposal to update/amend the adopted Ten Year Water Supply Facilities Plan (Work Plan) of the Potable Water Supply, Wastewater and Reuse Element of the Pinellas County Comprehensive Plan.

The primary purpose of updating/amending this Work Plan is to meet water supply and water facilities planning statutory requirements, and to identify and plan for water supply sources and facilities needed to meet existing and projected retail and wholesale potable water demands within the County's Water Demand Planning Area.

Specifically, Section 163.3177(6)(c), F.S., requires local governments to adopt a Work Plan into their Comprehensive Plan within 18 months after the Southwest Florida Water Management District (SWFWMD) adopts, or updates, the Regional Water Supply Plan. The most recently updated Regional Water Supply Plan was approved by SWFWMD on July 26, 2011, and the deadline for local governments to meet this requirement is January 26, 2013.

Staff from the Department of Environment and Infrastructure worked with the Planning Department to complete the required changes to the Work Plan, updating it to be consistent with the County's Capital Improvement Program adopted by the Pinellas County Board of County Commissioners on September 18, 2012.

Also, on September 18, 2012, staff provided each municipality who is a retail or wholesale water customer a copy of the updated Work Plan to assist them with preparing the necessary updates to their

respective Comprehensive Plans, evidencing the County's commitment to meeting wholesale and retail water needs.

A summary of the proposed Work Plan changes are as follows:

Proposed projects/programs to be deleted:

- **Contribution in Aid of Construction (CIAC) (CIP#546):** The CIAC program was fully satisfied in fiscal year 2008/09 and the program is no longer considered to be a capital project.
- **Water Blending Facility (CIP#1248):** The Water Blending Facility is no longer planned for implementation due to water quality upgrades at other water facilities and reductions in water use. This Facility was estimated in fiscal year 2009/10 to cost \$80.8 million dollars.
- **The Treatment Plants (CIP#1641):** This project has been completed and the revenue bond has expired.
- **Conservation Projects:** This project was directed at activities such as ultra-low volume toilet retrofits, shallow well incentives, etc. These have been discontinued mainly because the County has attained their conservation/reduction goal and has achieved a level of conservation that is one of the highest in our region. Conservation continues to be sustained through ongoing messaging and education.

Proposed project to be added:

- **Sewer Modification and Rehabilitation (CIP#553):** This project will assist with the transmission/collection of sewer/reclaimed water throughout the system.

A strike-through/underline version of the proposed ordinance depicting the changes is attached to this Staff Report for review.

IMPLEMENTATION OF THE PINELLAS COUNTY COMPREHENSIVE PLAN

Staff finds that the proposed amendment to the Potable Water Supply, Wastewater and Reuse Element is consistent with the following adopted goal, objectives, and policies of the Comprehensive Plan:

Potable Water Supply, Wastewater and Reuse Element:

GOAL ONE: HIGH QUALITY AND AFFORDABLE POTABLE WATER WILL BE AVAILABLE TO MEET THE EXISTING AND PROJECTED DEMANDS OF PINELLAS COUNTY UTILITY CUSTOMERS.

1.1. Objective: Pinellas County shall continue to cooperate on a regional level to ensure that adequate and dependable supplies of potable water are available to meet existing and projected potable water demands, and shall coordinate the issuance of building permits and development orders with the availability of potable water. Policies 1.1.1 through 1.1.4 represent the adopted level of service standards for potable water systems serving Pinellas County.

1.1.1. Policy: Except as otherwise provided in the Master Water Supply Contract and in the associated Interlocal Agreement, all potable water required by Pinellas County Utilities to serve its customers shall be supplied by Tampa Bay Water.

- 1.1.7 Policy: Pinellas County will continue to support the value of local and regional partnerships in the provision of potable water supply, and will coordinate its water supply facilities planning with Tampa Bay Water and the Southwest Florida Water Management District and with their respective Master Water Plan and Regional Water Supply Plan.
- 1.2. Objective: Pinellas County Utilities will maintain a Ten Year Workplan, that includes the relevant recommendations of the Regional Water Supply Plan, and incorporates a six-year schedule of Capital Improvements, in order to correct existing deficiencies, to replace worn out or obsolete facilities, to fund new and ongoing conservation initiatives, to provide the facilities and programs to meet retail and wholesale customer needs, and to accommodate desired future growth.
- 1.2.3. Policy: Pinellas County Utilities will account for the potable water supply needs of its wholesale and retail customers in the population estimates and projections provided annually to Tampa Bay Water, and in the County's capital facilities planning, consistent with the provisions within the individual interlocal agreements with municipal governments.

STRIKE-THROUGH/UNDERLINE
Version of the Ordinance

ORDINANCE NO. 13-

AN ORDINANCE OF THE COUNTY OF PINELLAS, AMENDING APPENDIX A THE TEN YEAR WATER SUPPLY FACILITIES PLAN OF THE POTABLE WATER SUPPLY WASTEWATER AND REUSE ELEMENT OF THE PINELLAS COUNTY COMPREHENSIVE PLAN; PROVIDING FOR OTHER MODIFICATIONS THAT MAY ARISE FROM REVIEW OF THIS ORDINANCE AT THE PUBLIC HEARING AND/OR WITH OTHER RESPONSIBLE PARTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR LOCATION OF RECORDS; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, Section 163, Part II, Florida Statutes, establishes the Local Government Comprehensive Planning and Land Development Act; and

WHEREAS, on March 18, 2008, the Pinellas County Board of County Commissioners adopted a Potable Water Supply, Wastewater and Reuse Element; and

WHEREAS, Section 163.3177(6)(c), F.S., requires local governments to adopt a Ten Year Water Supply Facilities Plan into their Comprehensive Plan within 18 months after the Southwest Florida Water Management District adopts the Regional Water Supply Plan; and

WHEREAS, the Southwest Florida Water Management District approved the Regional Water Supply Plan on July 26, 2011; and

WHEREAS, the recommendations from the Pinellas County Local Planning Agency have been received and considered.

NOW THEREFORE BE IT ORDAINED, by the Board of County Commissioners of Pinellas County, Florida, in its regular meeting duly assembled on this ____ day of _____, 2012, that:

SECTION 1: PURPOSE AND INTENT

The primary purpose of this amendment is to comply with Section 163.3177(6)(c), F.S., which requires local governments to adopt a Ten Year Water Supply Facilities Plan into their Comprehensive Plan within 18 months after the Southwest Florida Water Management District (SWFWMD) adopts the Regional Water Supply Plan. On July 26, 2011, SWFWMD approved the Regional Water Supply Plan requiring the County to initiate the amendment to the Potable Water Supply, Wastewater and Reuse Element.

SECTION 2: Appendix A - Ten Year Water Supply Facilities Plan of the Potable Water Supply, Wastewater and Reuse Element, is hereby amended as depicted in EXHIBIT A of this Ordinance;

SECTION 3: SEVERABILITY

If any section, paragraph, clause, sentence, or provision of the Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate, or nullify the remainder of this Ordinance, but the effect therefore shall be confined to the section, paragraph, clause, sentence, or provision immediately involved in the controversy in which such judgment or decree shall be rendered.

SECTION 4: LOCATION OF RECORDS

Pursuant to requirements of Section 125.68, Florida Statutes, this Ordinance to amend the Pinellas County Comprehensive Plan is incorporated into the Potable Water Supply, Wastewater and Reuse Element of the Pinellas County Comprehensive Plan, located at, and maintained by, the Clerk of the Pinellas County Board of County Commissioners.

SECTION 5: FILING OF ORDINANCE: ESTABLISHING AN EFFECTIVE DATE

Pursuant to Section 163.3184(3), Florida Statutes, if not timely challenged, an amendment adopted under the expedited provisions of this section shall not become effective until 31 days after adoption. If timely challenged, the amendment shall not become effective until the state land planning agency or the Administration Commission enters a final order determining the adopted amendment to be in compliance. No development orders, development permits, or land uses dependent on this Amendment may be issued or commence before the amendment has become effective.

Appendix A - Exhibit A

Pinellas County Utilities Ten-Year Water Supply Facilities Work Plan

					PCU ¹ Total Water Demand (MGD) for the Pinellas County's Water Demand Planning Area (PCWDPA) ¹														
					FY08/09	FY09/10	FY10/11	FY11/12	FY12/13	FY13/14	FY14/15	FY15/16	FY16/17	FY17/18	FY18/19	FY19/20	FY20/21	FY21/22	
					67.00	67.00	67.00	67.00	67.00	67.00	67.00	67.00	67.00	67.00	67.00	67.00	67.00	67.00	
CAPITAL PROGRAMS																			
TYPE	CIP PROJECT TITLE	CIP PROJECT NUMBER/ COST CENTER	FUNDING SOURCE	LOCATION	TEN-YEAR SCHEDULE OF IMPROVEMENTS (Dollars Shown in Thousands)													Work Plan Total	
					FY08/09	FY09/10	FY10/11	FY11/12	FY12/13	FY13/14	FY14/15	FY15/16	FY16/17	FY17/18	FY18/19	FY19/20	FY20/21	FY21/22	
Facility Replacement	Water Distribution Mains	543/ 6643005	Water Enterprise Fund	Throughout Service Area	9,100	13,200	2,200	2,550 3,200	1,440 2,200	1,283 2,200	3,080 2,200	3,660 2,200	3,150 2,200	2,838 2,200	2,528 2,200	2,528 2,200	2,528 2,528	2,528 2,528	28,113 43,400
Facility Replacement	Source of Supply and Treatment	533/ 6643001	Water Enterprise Fund	Throughout Service Area	655	55	1,555	4,302 865	10,556 55	10,717 55	113 55	100 55	73 55	75 55	140 55	140 55	140 140	26,496 3,455	
Facility Replacement	Water Transmission Mains	534/ 6643002	Water Enterprise Fund	Throughout Service Area	41,000	0	0	7,344 0	4,300 0	1,710 0	615 0	200 0	3,077 0	3,135 0	280 0	280 0	280 280	21,501 44,000	
Facility Replacement	Distribution Stations	544/ 6643006	Water Enterprise Fund	Throughout Service Area	635	45	420	92 645	930 645	248 545	0 545	0 545	0 545	0 545	0 545	0 545	0 2,626	1,270 2,626	4,760
New Facilities	CIAC ²	546/ 6643009	Water Enterprise Fund	Throughout Service Area	3,266	3,236	3,236	3,236	3,236	3,236	3,236	3,236	3,236	3,236	3,236	3,236	3,236	36,626	
New Facilities	Water-Blending Facility	1248/036500200 1641/ 6652200 ³	Water Enterprise Fund	Throughout Service Area	59,400	21,400	0	0	0	0	0	0	0	0	0	0	0	80,800	
Future Need	Treatment Plants		Revenue Bonds	North & South Pinellas Service Areas	10,750	1,500	625	0	0	0	0	0	0	0	0	0	0	12,875	
Facility Replacement	South Cross Additions and Improvements (Including Reuse System)	555/ 6614900	Sewer Enterprise Fund; SWFWMD	South Cross Bayou Wastewater Treatment Facility	3,255	235	735	5,830 1,455	15,914 4,135	11,971 4,135	12,695 4,135	3,607 4,135	2,960 4,135	2,865 4,135	2,960 4,135	2,960 4,135	2,960 2,960	68,683 43,325	
Facility Replacement	W.E. Dunn Water Reclamation Facility	562/ 6614300	Sewer Enterprise Fund; SWFWMD	W.E. Dunn North Pinellas Service Area	5,473	1,923	433	570 603	1,590 603	4,960 603	1,005 603	825 603	695 603	1,750 603	695 603	695 603	695 695	14,175 12,353	
Facility Replacement	Sewer Modification and Rehabilitation	563	Sewer Enterprise Fund	Throughout Service Area				3,350	3,365	3,305	3,396	3,447	3,542	3,427	3,542	3,542	3,542	38,000	
Fiscal Year Total					103,234	41,584	9,204	25,038 8,044	38,095 7,744	34,194 7,744	20,905 7,744	11,839 7,744	13,497 7,744	14,090 7,744	10,145 7,744	10,145 7,744	10,145 10,145	198,239 217,284	
O&M PROGRAMS																			
Conservation Projects ⁴	Efficient Use of Potable Water		Water / Wastewater Enterprise	Throughout Service Area	832	747	563	424	270	270	270	270	270	270	270	270	270	3,776	
Conservation/Education/ Enforcement ⁵	Education and Outreach		Water / Wastewater Enterprise	Countywide	550	550	550	150,560	150,560	150,560	150,560	150,560	150,560	150,560	150,560	150,560	150	1,500 2640	
Fiscal Year Total					1,382	1,297	1,113	150,974	150,820	150,820	150,820	150,820	150,820	150,820	150,820	150,820	150	1,500 6,416	

¹ PCWDPA includes approximately 111,500 retail water accounts as of September 2012. As of September 2012, Pinellas County provides wholesale service to the cities of Clearwater, Safety Harbor, Pinellas Park, and Tarpon Springs and provides retail service to the cities of Belleair Beach, Belleair Bluffs, Belleair Shore, Indian Rocks Beach, Indian Shores, Kenneth City, Largo, Madeira Beach, North Redington Beach, Redington Beach, St. Pete Beach, Redington Shores, Seminole and Treasure Island.

² PCU = Pinellas County Utilities; the PCU water service area includes approximately 111,442 retail water accounts as of September 2009. PCU provides wholesale service to the cities of Clearwater, Safety Harbor, Pinellas Park, Tarpon Springs, Oldsmar and Dunedin (Dunedin is only hooked up as a wholesale customer for emergency purposes with the exception of a subdivision serviced by PCU). Of these wholesale customers, the Cities of Tarpon Springs, Clearwater and Oldsmar are considering water supply alternatives which will reduce the demand on PCU. PCU provides retail service to the cities of Belleair Beach, Belleair Bluffs, Belleair Shore, Indian Rocks Beach, Indian Shores, Kenneth City, Largo, Madeira Beach, North Redington Beach, Redington Beach, St. Pete Beach, Redington Shores, Seminole and Treasure Island.

³ CIAC = Contributions in Aid of Construction - for example, the implementation of the reclaimed water system benefits the water system in that the system doesn't need to expand to meet the new demand. Therefore, funds are transferred from the water system enterprise to the sewer enterprise to pay for part of the reclaimed system construction.

⁴ The expansion of Pinellas County's reclaimed water distribution system and incentives to citizens to utilize alternative water sources for irrigation are key conservation and potable water demand reduction strategies. Also, Reuse System Expansion includes Aquifer Storage and Recovery in both North and South County.

⁵ Water conservation programs are focused on: a) Ultra-low volume toilet retrofits (\$1.36 million estimated); b) Alternate water sources for irrigation (\$0.97 million estimated).

⁶ Due to reducing per capita consumption of water, the focus will shift to maintaining public knowledge and sensitivity to water resource issues.

NOTES: These Project Titles and Numbers are a cross reference to and are consistent with the Pinellas County Capital Improvements Program (CIP) Six-Year Work Plan, FY 2010 - FY 2015. All figures are projections based on best available data. The Pinellas County Board of County Commissioners approves budgets and priorities annually.

10/8/2012

CLEAN VERSION of the Ordinance

ORDINANCE NO. 13-

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APPROVED AS TO FORM
OFFICE OF COUNTY ATTORNEY

By David S. Kachow
Attorney

Appendix A - Exhibit A

Pinellas County Ten-Year Water Supply Facilities Work Plan

				Total Water Demand (MGD) for the Pinellas County's Water Demand Service Area (PCWDPA) ¹											Work Plan Total
				FY11/12	FY12/13	FY13/14	FY14/15	FY15/16	FY16/17	FY17/18	FY18/19	FY19/20	FY20/21	FY21/22	
CAPITAL PROGRAMS				53.50	54.00	49.50	49.50	50.00	50.50	51.00	51.00	51.00	51.00	51.00	
TYPE	CIP PROJECT TITLE	FUNDING SOURCE	LOCATION	FY11/12	FY12/13	FY13/14	FY14/15	FY15/16	FY16/17	FY17/18	FY18/19	FY19/20	FY20/21	FY21/22	
Facility Replacement	Water Distribution Mains	Water Enterprise Fund	Throughout Service Area	2,550	1,440	1,283	3,080	3,660	3,150	2,838	2,528	2,528	2,528	2,528	28,113
Facility Replacement	Source of Supply and Treatment	Water Enterprise Fund	Throughout Service Area	4,302	10,556	10,717	113	100	73	75	140	140	140	140	26,496
Facility Replacement	Water Transmission Mains	Water Enterprise Fund	Throughout Service Area	7,344	4,300	1,710	615	200	3,077	3,135	280	280	280	280	21,501
Facility Replacement	Distribution Stations	Water Enterprise Fund	Throughout Service Area	92	930	248	0	0	0	0	0	0	0	0	1,270
Facility Replacement	South Cross Additions and Improvements (Including Reuse System)	Sewer Enterprise Fund; SWFWMD	South Cross Bayou Wastewater Treatment Facility	6,830	15,914	11,971	12,696	3,607	2,960	2,865	2,960	2,960	2,960	2,960	68,683
Facility Replacement	W.E. Dunn Water Reclamation Facility	Sewer Enterprise Fund; SWFWMD	W.E. Dunn North Pinellas Service Area	570	1,590	4,960	1,005	825	695	1,750	695	695	695	695	14,175
Facility Replacement	Sewer Modification and Rehabilitation	Sewer Enterprise Fund	Throughout Service Area	3,350	3,365	3,305	3,396	3,447	3,542	3,427	3,542	3,542	3,542	3,542	38,000
Fiscal Year Total				25,038	38,095	34,194	20,905	11,839	13,497	14,090	10,145	10,145	10,145	10,145	198,238
O&M PROGRAMS															
Conservation/Education/Enforcement	Education and Outreach	Water / Wastewater Enterprise	Countywide	150	150	150	150	150	150	150	150	150	150	150	1,500
Fiscal Year Total				150	150	150	150	150	150	150	150	150	150	150	1,500

¹PCWDPA includes approximately 111,500 retail water accounts as of September 2012. As of September 2012, Pinellas County provides wholesale service to the cities of Clearwater, Safety Harbor, Pinellas Park, and Tarpon Springs and provides retail service to the cities of Belleair Beach, Belleair Bluffs, Belleair Shore, Indian Rocks Beach, Indian Shores, Kenneth City, Largo, Madeira Beach, North Redington Beach, Redington Beach, St. Pete Beach, Redington Shores, Seminole and Treasure Island.

10/8/2012