RESOLUTION NO. UA 2024-02

A RESOLUTION BY THE FORT PIERCE UTILITIES AUTHORITY, FORT PIERCE, FLORIDA ADOPTING A SUSPENSION OF DISCONNECTS DURING EXTREME WEATHER POLICY; PROVIDING FOR SCRIVENER'S ERROR, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, disconnection of utility service during extreme weather conditions as defined herein may pose threats to the health, safety, and welfare of utility customers; and

WHEREAS, the Board of the Fort Pierce Utilities Authority has determined that it is in the best interest of the public health, safety and welfare to adopt a policy pertaining to the suspension of disconnects during extreme weather.

NOW, THEREFORE, BE IT RESOLVED by the Board of the Fort Pierce Utilities Authority:

SECTION I. RECITALS. The recitals stated above are true and correct and are hereby incorporated as if fully set forth herein.

SECTION II. SUSPENSION OF DISCONNECTS DURING EXTREME WEATHER POLICY. The Board adopts the following Suspension of Disconnects During Extreme Weather Policy:

A. **Extreme Weather Defined.** "Extreme Weather" shall be defined as when the local forecast for the service territory, as reported by a credible weather data source, project a daily high temperature equal to or in excess of ninety-seven degrees Fahrenheit (97°F) or a daily low temperature equal to or less than forty degrees Fahrenheit (40°F), without wind or heat index factors, in the following twenty-four (24) hour period.

B. **Suspension of Disconnects During Extreme Weather.** If the twenty-four (24) hour forecast projects Extreme Weather, the Utility Operations Manager will suspend disconnects with Director of Utilities approval, and during the suspension period, disconnection of water, wastewater, and electric utility accounts will be postponed until such time as the extreme weather conditions are forecast to end. If the Extreme Weather conditions are forecasted to occur on a Saturday or Sunday, no disconnections will occur on the preceding Friday.

C. **Application.** This policy pertains exclusively to disconnections due to non-payment during an Extreme Weather event. FPUA will not reconnect any customer that was previously disconnected for non-payment prior to the suspension of disconnects due to Extreme Weather, nor will the requirements for connection of new service be modified by adoption of this policy. This policy is only applicable to residential customers.

SECTION III. SCRIVENER'S ERRORS. If there are any typographical, administrative, or scrivener's errors contained herein that do not change the tone, tenor, or purpose of this Resolution, such errors may be corrected with no further action by the Board.

SECTION IV. SEVERABILITY. If any section, clause, phrase, word or provision of this Resolution is for any reason held invalid or unconstitutional by a court of competent jurisdiction, whether for substantive or procedural reasons, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Resolution which shall remain in full force and effect.

SECTION V. EFFECTIVE DATE. This Resolution shall take effect on January, 2024.

PASSED AND DULY ADOPTED this 16th day of January, 2024.

ATTEST:

Hank Fee, Secretary

Dr. Barbara Bennett, Chair

APPROVED AS TO FORM AND CORRECTNESS:

Fort Pierce Utilities Authority Attorney